

City of Fall River Massachusetts

Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, February 22, 2022 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Pam Laliberte-Lebeau, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara,
Michelle M. Dionne, Bradford L. Kilby, Trott Lee,
Leo O. Pelletier, Linda M. Pereira and Andrew J. Raposo

ABSENT: None

IN ATTENDANCE: Kenneth C. Pacheco, Chief Operating Officer, Fall River Schools

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

PRIORITY MATTERS

1. Mayor requesting confirmation of the appointment and approval of the contract of Roger St. Martin to the position of Fire Chief

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

Approved, February 23, 2022, Paul E. Coogan, Mayor

2. Mayor requesting confirmation of the appointment and approval of the contract of Nicholas A. Macolini to the position of Human Resources Director

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

Approved, February 23, 2022, Paul E. Coogan, Mayor

3. Mayor and request from Fall River Public Schools for approval to submit Statement of Interest on March 25, 2022 into the Accelerated Repair Program of the Massachusetts School Building Authority for the Stone Therapeutic Day School at Westall

Councilor Andrew J. Raposo had questions in regards to the Westall draft and asked if there was anyone present that could speak about the matter. On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to waive the rules to invite Kenneth C. Pacheco, Chief Operating Officer of Fall River Public Schools to answer questions regarding the matter. He stated that he will have all the necessary documentation ready for the next City Council meeting. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to refer the Statement of Interest to the Committee on Finance.

4. Mayor and request from Fall River Public Schools for approval to submit Statement of Interest on March 25, 2022 into the Accelerated Repair Program of the Massachusetts School Building Authority for the Robert L. Medeiros Resiliency Preparatory Academy
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Michelle M. Dionne, it was unanimously voted to refer the matter to the Committee on Finance.

PRIORITY COMMUNICATIONS

5. Greater Fall River Vocational School District Committee re: amount of \$293,479,760 for designing, engineering, constructing and equipping the new Diman Regional Vocational Technical High School and related athletic facilities (see #2 in Finance)
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was voted 6 yeas, 3 nays to approve the request, with Councilors Michelle M. Dionne, Andrew J. Raposo and Pam Laliberte-Lebeau voting in the negative.

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS – None

CITATIONS – None

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

6. Police Chief's report on licenses:
2022 Taxicab Drivers:
Gabriel Olivierre

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

7. Auto Repair Shop License Renewals:
Rabih Khoury, R & B, Inc. d/b/a Warren Auto Repair, located at 857 Warren Street
Haissam Elazar d/b/a Joe's Gas Auto Sales, located at 2608 South Main Street
On a motion made by Councilor Joseph D. Camara and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the order.
Approved, February 23, 2022, Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

8. Claims
On a motion made by Councilor Joseph D. Camara and seconded by Councilor Andrew J. Raposo, it was unanimously voted to refer the claims to Corporation Counsel.
9. Open Meeting Law complaint filed by Patrick Higgins re: February 11, 2022 alleged violation by City Council and Council President Pam Laliberte-Lebeau
On a motion made by Councilor Andrew J. Raposo, and seconded by Councilor Bradford L. Kilby, it was unanimously voted to refer the matter to Corporation Counsel.
10. Open Meeting Law complaint filed by Patrick Higgins re: February 11, 2022 alleged violation by City Council Committee on Finance and Council President Pam Laliberte-Lebeau
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Bradford L. Kilby, it was unanimously voted to refer the matter to Corporation Counsel.

BULLETINS – NEWSLETTERS – NOTICES – None

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Bradford L. Kilby, it was unanimously voted to adjourn at 8:46 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

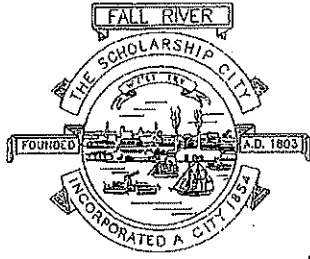
DVD of meeting

A true copy. Attest:

A handwritten signature in cursive script that reads "Glison M. Bouchard".

City Clerk

In City Council, March 8, 2022
Approved.



City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2022 FEB 17 P 2:28

CITY CLERK _____
FALL RIVER, MA _____

ORIGINAL POSTING: FEBRUARY 17, 2022 AT 12:26 P.M.

ALISON M. BOUCHARD
CITY CLERK

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
TUESDAY, FEBRUARY 22, 2022

INÊS LEITE
ASSISTANT CITY CLERK

REVISED AGENDA

6:00 P.M. CITY COUNCIL COMMITTEE ON FINANCE MEETING

1. Citizen Input
2. Presentation of the MSBA project for Diman Regional Vocational Technical High School (referred 2-8-22)
3. Greater Fall River Vocational School District Committee re: amount of \$293,479,760 for designing, engineering, constructing and equipping the new Diman Regional Vocational Technical High School and related athletic facilities (see #5 below)

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

PRIORITY MATTERS

1. *Mayor requesting confirmation of the appointment and approval of the contract of Roger St. Martin to the position of Fire Chief
2. *Mayor requesting confirmation of the appointment and approval of the contract of Nicholas A. Macolini to the position of Human Resources Director
3. *Mayor and request from Fall River Public Schools for approval to submit Statement of Interest on March 25, 2022 into the Accelerated Repair Program of the Massachusetts School Building Authority for the Stone Therapeutic Day School at Westall
4. *Mayor and request from Fall River Public Schools for approval to submit Statement of Interest on March 25, 2022 into the Accelerated Repair Program of the Massachusetts School Building Authority for the Robert L. Medeiros Resiliency Preparatory Academy

PRIORITY COMMUNICATIONS

5. *Greater Fall River Vocational School District Committee re: amount of \$293,479,760 For designing, engineering, constructing and equipping the new Diman Regional Vocational Technical High School and related athletic facilities (see #2 in Finance)

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS – None

CITATIONS – None

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

6. Police Chief's report on licenses:
2022 Taxicab Drivers:
Gabriel Olivierre
7. Auto Repair Shop License Renewals:
Rabih Khoury, R & B, Inc. d/b/a Warren Auto Repair, located at 857 Warren Street
Haissam Elazar d/b/a Joe's Gas Auto Sales, located at 2608 South Main Street

COMMUNICATIONS – INVITATIONS – PETITIONS

8. *Claims
9. *Open Meeting Law complaint filed by Patrick Higgins re: February 11, 2022 alleged violation by City Council and Council President Pam Laliberte-Lebeau
10. *Open Meeting Law complaint filed by Patrick Higgins re: February 11, 2022 alleged violation by City Council Committee on Finance and Council President Pam Laliberte-Lebeau

BULLETINS – NEWSLETTERS – NOTICES – None


City Clerk



OPEN MEETING LAW COMPLAINT FORM

Office of the Attorney General

One Ashburton Place

Boston, MA 02108

RECEIVED

2022 FEB 14 A 9:59

Please note that all fields are required unless otherwise noted.

CITY CLERK
FALL RIVER, MA

Your Contact Information:

First Name: Patrick

Last Name: Higgins

Address: P O Box 290

City: Northport, State: AL Zip Code: 35476

Phone Number: 5086425274 Ext. _____

Email: patrick@patrickhiggins.co

Organization or Media Affiliation (if any): Patrick Higgins and Associates

Are you filing the complaint in your capacity as an individual, representative of an organization, or media?

(For statistical purposes only)

☐ Individual

☒ Organization

☐ Media

Public Body that is the subject of this complaint:

☒ City/Town

☐ County

☐ Regional/District

☐ State

Name of Public Body (including city/town, county or region, if applicable): Fall River City Council Committee on Finance

Specific person(s), if any, you allege committed the violation: Pam Laliberte-Lebeau, President

Date of alleged violation: 02/11/2022

Description of alleged violation:

Describe the alleged violation that this complaint is about. If you believe the alleged violation was intentional, please say so and include the reasons supporting your belief.

Note: This text field has a maximum of 3000 characters.

The Fall River City Council Committee on Finance published the agenda for their Feb 15, 2022 meeting at 12:33 pm on Feb 11, 2022. As part of their agenda packet, they included the minutes from their Jan 18, 2022 meeting. The minutes violate the open meeting law in that they don't include the "list of all the exhibits and other documents used by the public body during the meeting." G. L. 30A, section 22(a). See "Public Body checklist for creating and approving meeting minutes" memo issued by the Division of Open Government on September 25, 2017.

In the minutes for the Jan 18, 2022 meeting of the City Council Committee on Finance, they simply list "Agenda packet (attached)". This does not comply with section 22(a) of the Open Meeting Law.

What action do you want the public body to take in response to your complaint?

Note: This text field has a maximum of 500 characters.

All member should be required to attend the training webinar given by the Division of Open Government within 45 days.
List "all of the documents and other exhibits used by the public body during the meeting" in all future minutes as required by Section 22(a) of the Open Meeting Law.

Review, sign, and submit your complaint

I. Disclosure of Your Complaint.

Public Record. Under most circumstances, your complaint, and any documents submitted with your complaint, is considered a public record and will be available to any member of the public upon request.

Publication to Website. As part of the Open Data Initiative, the AGO will publish to its website certain information regarding your complaint, including your name and the name of the public body. The AGO will not publish your contact information.

II. Consulting With a Private Attorney.

The AGO cannot give you legal advice and is not able to be your private attorney, but represents the public interest. If you have any questions concerning your individual legal rights or responsibilities you should contact a private attorney.

III. Submit Your Complaint to the Public Body.

The complaint must be filed first with the public body. If you have any questions, please contact the Division of Open Government by calling: (617) 963-2540 or by email to: openmeeting@state.ma.us.

By signing below, I acknowledge that I have read and understood the provisions above and certify that the information I have provided is true and correct to the best of my knowledge.

Signed: _____

Date: 02/11/2022

COMMITTEE ON FINANCE

MEETING: Tuesday, January 18, 2022 at 6:00 p.m.
Council Chamber, One Government Center

PRESENT: President Pam Laliberte-Lebeau, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara,
Michelle M. Dionne, Bradford L. Kilby, Trott Lee,
Leo O. Pelletier, Linda M. Perelra and Andrew J. Raposo

ABSENT: None

IN ATTENDANCE: Kenneth C. Pacheco, Chief Operating Officer, Fall River School Department
Edward F. Iacaponi, Consultant

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

In accordance with a resolution adopted, as amended May 8, 2012, 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.

1. Citizens' Input

Collin Dias, 560 Ray Street -- American Rescue Plan Act (ARPA) Committee

2. Transfer and appropriation -- \$105,408 from General Fund Free Cash to School Transportation
Kenneth C. Pacheco stated that when invoices were being processed for payment last year, this item was overlooked. He then provided a brief overview of the tiered bus transportation process. He highlighted that this invoice is primarily wait time due to the tiered bus transportation. Mr. Pacheco then stated that the Matthew J. Kuss Middle School is tiered with the Henry Lord Community School, and the Spencer Borden Elementary School is tiered with the Frank M. Silvia Elementary School. He then explained that the City realized a savings of approximately \$2.7 million dollars last year by using tiers for bus transportation. Councilor Shawn E. Cadime asked if this transfer will cover all the prior year invoices. Kenneth C. Pacheco stated that this amount covers all normal invoices. He then explained that there are some invoices in dispute due to the pandemic and those will be addressed when the Administration comes to an agreement with the bus company.

3. Discussion of Fiscal Year 2022 -- Quarter 2 Budget Report

Edward F. Iacaponi stated that he has reviewed the Quarter 2 Budget Report and most items are on target. He then mentioned that the compilation of the Fiscal Year 2023 Budget has started, therefore the traditional problem areas in the current budget will be monitored closely. Councilor Shawn E. Cadime stated that local receipts are at 42.2%, and then asked if this percentage is on target based on the forecast. He then highlighted that he understands that motor vehicle excise taxes are not due until

March. Edward F. Iacaponi stated that the motor vehicle excise taxes will be included in the next quarter. He then mentioned that the City received a large deposit today from the State for marijuana excise taxes. Councilor Linda M. Pereira asked what the amount of the deposit was. Edward F. Iacaponi stated approximately \$200,000.00. Councilor Andrew F. Raposo asked if any of the inactive capital funds could be used for other expenses. Edward F. Iacaponi stated that he can review all these funds with the Administration to determine what may be used. Councilor Michelle M. Dionne stated that under the revenue section, on the second page it lists Medicaid reimbursement at 0%. She then asked if this was correct. Edward F. Iacaponi stated that Medicaid reimbursement is usually quite large and is generated by the School Department. He then stated that is unusual, but these funds are not received monthly, so it is very possible. He then indicated that he will review the matter.

Citizens' Input Time - After Discussion of Financial Matters:

None

On a motion made by Councilor Shawn E. Cadine and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adjourn at 6:24 p.m.

List of documents and other exhibits used during the meeting:

- Agenda packet (attached)
- DVD of meeting

C. Allen A. Taylor
Clerk of Committees



City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2022 FEB 17 PM 2:26

MEETINGS SCHEDULED

CITY CLERK
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
TUESDAY, FEBRUARY 22, 2022

INÊS LEITE
ASSISTANT CITY CLERK

AGENDA

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PRIORITY COMMUNICATIONS

5. *Greater Fall River Vocational School District Committee re: amount of \$293,479,760 For designing, engineering, constructing and equipping the new Diman Regional Vocational Technical High School and related athletic facilities (see #2 in Finance)

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS – None

CITATIONS – None

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

6. Police Chief's report on licenses:
2022 Taxicab Drivers:
Gabriel Olivierre

7. Auto Repair Shop License Renewals:
Rabih Khoury, R & B, Inc. d/b/a Warren Auto Repair, located at 857 Warren Street
Haissam Elazar d/b/a Joe's Gas Auto Sales, located at 2608 South Main Street

COMMUNICATIONS – INVITATIONS – PETITIONS

8. *Claims
9. *Open Meeting Law complaint filed by Patrick Higgins re: February 11, 2022 alleged violation by City Council and Council President Pam Laliberte-Lebeau

BULLETINS – NEWSLETTERS – NOTICES – None

Alison M. Bouchard

City Clerk

Greater Fall River Vocational School District
Diman Regional Vocational Technical High School

FALL RIVER • SOMERSET



SWANSEA • WESTPORT

Elvio A. Ferreira, Ed.D.
Superintendent-Director
eferreira@dimanregional.org

251 Stonehaven Road
Fall River, Massachusetts 02723
Telephone: 508-678-2891
Fax: 508-679-6423

Andrew D. Rebello, CAGS, M. Ed.
Assistant Superintendent-Principal
arebello@dimanregional.org

January 27, 2022

Dearest Colleagues

I write you this correspondence requesting the opportunity to present the Diman Regional MSBA project to the City Council. The presentation will be no longer than ten minutes and will mainly consist of handouts. There may also be a PowerPoint slideshow included in the presentation. Feel free to reach me at eferreira@dimanregional.org or 508 672 1070 ext 6030 if you have any questions.

Respectfully,

Elvio Ferreira, Ed.D.
Superintendent-Director

CITY CLERK
FALL RIVER, MA

2022 JAN 27 A 10:56

RECEIVED

CITY OF FALL RIVER
CITY COUNCIL
FEB 15 2022

*Referred to the
Committee on Finance*



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2022 FEB 16 P 3:39

CITY CLERK
FALL RIVER, MA

February 16, 2022

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

Dear Madam President and Members of the Honorable Council:

I hereby make the following appointment:

Name: Roger St Martin

Address: 1 Stony Brook Court
Westport, MA 02790

Position: Fire Chief

Effective date: January 29, 2022

Annual Salary: \$165,000.00

Sincerely,

Paul E. Coogan
Mayor



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2022 FEB 16 P 4:09

CITY CLERK
FALL RIVER, MA

January 20, 2022

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

Madam President and Members of the Honorable Council:

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

Name: Nicholas A. Macolini

Address: 909 Middle Street, Apt #2
Fall River, MA 02721

Position: Human Resource Director

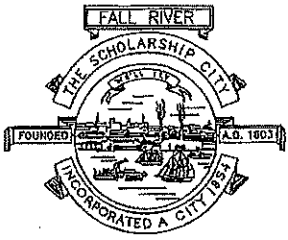
Effective: January 27, 2022

Annual Salary: \$85,000.00

Sincerely,

Paul E. Coogan
Mayor

PC/amos



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2022 FEB 16 P 4 09

CITY CLERK
FALL RIVER, MA

February 16, 2022

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

Dear Madam President and Members of the Honorable Council:

Please see the attached request from the Fall River Public Schools for approval to submit a Statement of Interest on March 25, 2022 into the Accelerated Repair Program of the Massachusetts School Building Authority for the Robert L. Medeiros Resiliency Preparatory Academy.

Thank you for your every consideration with this request.

Sincerely,

Paul E. Coogan
Mayor

PC/amos



FALL RIVER PUBLIC SCHOOLS
Facilities & Operations

Maria Pontes
Superintendent of Schools

Kenneth C. Pacheco
Chief Operations Officer

February 22, 2022

The Honorable Paul E. Coogan
1 Government Center
Fall River, MA 02722

Dear Mayor Coogan:

I am attaching herewith, for your consideration, a request through you to the City Council to submit a Statement of Interest on March 25, 2022 into the Accelerated Repair Program of the Massachusetts School Building Authority. The building which I am requesting approval for submission of the SOI is the Robert L. Medeiros Resiliency Preparatory Academy, which is located on Rock Street. The intended use of the building will continue to be consistent with its current role as the Districts alternative middle and high school; the project request to MSBA consists of new windows and doors and all associated work. The request is solely for the Statement of Interest, the invitation to the next round which is Feasibility Study will happen in June if we are approved. Thank you in advance for your consideration to this matter.

Sincerely,

Kenneth C. Pacheco,
Chief Operations Officer

Name of School Resiliency Preparatory School

Massachusetts School Building Authority

Next Steps to Finalize Submission of your FY 2018 Statement of Interest

Thank you for submitting your FY 2018 Statement of Interest (SOI) to the MSBA electronically. **Please note, the District's submission is not yet complete.** The District is required to mail all required supporting documentation, which is described below.

VOTES: Each SOI must be submitted with the proper vote documentation. This means that (1) the required governing bodies have voted to submit each SOI, (2) the specific vote language required by the MSBA has been used, and (3) the District has submitted a record of the vote in the format required by the MSBA.

- **School Committee Vote:** Submittal of all SOIs must be approved by a vote of the School Committee.
 - For documentation of the vote of the School Committee, Minutes of the School Committee meeting at which the vote was taken must be submitted with the original signature of the Committee Chairperson. The Minutes must contain the actual text of the vote taken which should be substantially the same as the MSBA's SOI vote language.
- **Municipal Body Vote:** SOIs that are submitted by cities and towns must be approved by a vote of the appropriate municipal body (e.g., City Council/ Aldermen/Board of Selectmen) in addition to a vote of the School Committee.
 - Regional School Districts do not need to submit a vote of the municipal body.
 - For the vote of the municipal governing body, a copy of the text of the vote, which shall be substantially the same as the MSBA's SOI vote language, must be submitted with a certification of the City/Town Clerk that the vote was taken and duly recorded, and the date of the vote must be provided.

ADDITIONAL DOCUMENTATION FOR SOI PRIORITIES #1 AND #3: If a District selects Priority #1 and/or Priority #3, the District is required to submit additional documentation with its SOI.

- If a District selects Priority #1, Replacement or renovation of a building which is structurally unsound or otherwise in a condition seriously jeopardizing the health and safety of the school children, where no alternative exists, the MSBA requires a hard copy of the engineering or other report detailing the nature and severity of the problem and a written professional opinion of how imminent the system failure is likely to manifest itself. The District also must submit photographs of the problematic building area or system to the MSBA.
- If a District selects Priority #3, Prevention of a loss of accreditation, the SOI will not be considered complete unless and until a summary of the accreditation report focused on the deficiency as stated in this SOI is provided.

ADDITIONAL INFORMATION: In addition to the information required above, the District may also provide any reports, pictures, or other information they feel will give the MSBA a better understanding of the issues identified at a facility.

If you have any questions about the SOI process please contact the MSBA at 617-720-4466 or SOI@massschoolbuildings.org.

Name of School Resiliency Preparatory School

Massachusetts School Building Authority

School District Fall River

District Contact Matthew H Malone TEL: (508) 675-8420

Name of School Resiliency Preparatory School

Submission Date 2/16/2018

SOI CERTIFICATION

To be eligible to submit a Statement of Interest (SOI), a district must certify the following:

- ☒ The district hereby acknowledges and agrees that this SOI is NOT an application for funding and that submission of this SOI in no way commits the MSBA to accept an application, approve an application, provide a grant or any other type of funding, or places any other obligation on the MSBA.
- ☒ The district hereby acknowledges that no district shall have any entitlement to funds from the MSBA, pursuant to M.G.L. c. 70B or the provisions of 963 CMR 2.00.
- ☒ The district hereby acknowledges that the provisions of 963 CMR 2.00 shall apply to the district and all projects for which the district is seeking and/or receiving funds for any portion of a municipally-owned or regionally-owned school facility from the MSBA pursuant to M.G.L. c. 70B.
- ☒ The district hereby acknowledges that this SOI is for one existing municipally-owned or regionally-owned public school facility in the district that is currently used or will be used to educate public PreK-12 students and that the facility for which the SOI is being submitted does not serve a solely early childhood or Pre-K student population.
- ☒ After the district completes and submits this SOI electronically, the district must mail hard copies of the required documentation described under the "Vote" tab, on or before the deadline.
- ☒ The district will schedule and hold a meeting at which the School Committee will vote, using the specific language contained in the "Vote" tab, to authorize the submission of this SOI. This is required for cities, towns, and regional school districts.
- ☒ Prior to the submission of the SOI, the district will schedule and hold a meeting at which the City Council/Board of Aldermen or Board of Selectmen/equivalent governing body will vote, using the specific language contained in the "Vote" tab, to authorize the submission of this SOI. This is not required for regional school districts.
- ☒ On or before the SOI deadline, the district will submit the minutes of the meeting at which the School Committee votes to authorize the Superintendent to submit this SOI. The District will use the MSBA's vote template and the vote will specifically reference the school and the priorities for which the SOI is being submitted. The minutes will be signed by the School Committee Chair. This is required for cities, towns, and regional school districts.
- ☒ The district has arranged with the City/Town Clerk to certify the vote of the City Council/Board of Aldermen or Board of Selectmen/equivalent governing body to authorize the Superintendent to submit this SOI. The district will use the MSBA's vote template and submit the full text of this vote, which will specifically reference the school and the priorities for which the SOI is being submitted, to the MSBA on or before the SOI deadline. This is not required for regional school districts.
- ☒ The district hereby acknowledges that this SOI submission will not be complete until the MSBA has received all of the required vote documentation in a format acceptable to the MSBA. If Priority 1 is selected, your SOI will not be considered complete unless and until you provide the required engineering (or other) report, a professional opinion regarding the problem, and photographs of the problematic area or system. If Priority 3 is selected, your SOI will not be considered complete unless and until you provide a summary of the accreditation report focused on the deficiency as stated in this SOI.

Name of School	Resiliency Preparatory School
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LOCAL CHIEF EXECUTIVE OFFICER/DISTRICT SUPERINTENDENT/SCHOOL COMMITTEE CHAIR
(E.g., Mayor, Town Manager, Board of Selectmen)

Chief Executive Officer *

Jasiel F. Correia II

Mayor

School Committee Chair

Jasiel F. Correia II

Superintendent of Schools

Matthew H. Malone

(signature)

(signature)

(signature)

Date

Date

Date

2/16/2018 12:54:27 PM

2/16/2018 12:53:08 PM

2/16/2018 9:21:39 AM

* Local chief executive officer: In a city or town with a manager form of government, the manager of the municipality; in other cities, the mayor; and in other towns, the board of selectmen unless, in a city or town, some other municipal office is designated to the chief executive office under the provisions of a local charter. Please note, in districts where the Superintendent is also the Local Chief Executive Officer, it is required for the same person to sign the Statement of Interest Certifications twice.

Name of School Resiliency Preparatory School

Massachusetts School Building Authority

School District Fall River

District Contact Matthew H Malone TEL: (508) 675-8420

Name of School Resiliency Preparatory School

Submission Date 2/16/2018

Note

The following Priorities have been included in the Statement of Interest:

1. ☐ Replacement or renovation of a building which is structurally unsound or otherwise in a condition seriously jeopardizing the health and safety of school children, where no alternative exists.
2. ☐ Elimination of existing severe overcrowding.
3. ☐ Prevention of the loss of accreditation.
4. ☐ Prevention of severe overcrowding expected to result from increased enrollments.
5. ☒ Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility.
6. ☐ Short term enrollment growth.
7. ☐ Replacement of or addition to obsolete buildings in order to provide for a full range of programs consistent with state and approved local requirements.
8. ☐ Transition from court-ordered and approved racial balance school districts to walk-to, so-called, or other school districts.

SOI Vote Requirement

☒ I acknowledge that I have reviewed the MSBA's vote requirements for submitting an SOI which are set forth in the Vote Tab of this SOI. I understand that the MSBA requires votes from specific parties/governing bodies, in a specific format using the language provided by the MSBA. Further, I understand that the MSBA requires certified and signed vote documentation to be submitted with the SOI. I acknowledge that my SOI will not be considered complete and, therefore, will not be reviewed by the MSBA unless the required accompanying vote documentation is submitted to the satisfaction of the MSBA.

Potential Project Scope: Accelerated Repair
Roof
Boiler

Is this SOI the District Priority SOI? YES

School name of the District Priority SOI: 2018 Resiliency Preparatory School

Is this part of a larger facilities plan? NO

If "YES", please provide the following:

Facilities Plan Date:

Planning Firm:

Name of School Resiliency Preparatory School

Please provide a brief summary of the plan including its goals and how the school facility that is the subject of this SOI fits into that plan:

Please provide the current student to teacher ratios at the school facility that is the subject of this SOI: 20 students per teacher

Please provide the originally planned student to teacher ratios at the school facility that is the subject of this SOI: 17 students per teacher

Does the District have a Master Educational Plan that includes facility goals for this building and all school buildings in District? NO

Does the District have related report(s)/document(s) that detail its facilities, student configurations at each facility, and District operational budget information, both current and proposed? NO

If "NO", please note that:

If, based on the SOI review process, a facility rises to the level of need and urgency and is invited into the Eligibility Period, the District will need to provide to the MSBA a detailed Educational Plan for not only that facility, but all facilities in the District in order to move forward in the MSBA's school building construction process.

Is there overcrowding at the school facility? NO

If "YES", please describe in detail, including specific examples of the overcrowding.

Has the district had any recent teacher layoffs or reductions? NO

If "YES", how many teaching positions were affected? 0

At which schools in the district?

Please describe the types of teacher positions that were eliminated (e.g., art, math, science, physical education, etc.).

Has the district had any recent staff layoffs or reductions? NO

If "YES", how many staff positions were affected? 0

At which schools in the district?

Please describe the types of staff positions that were eliminated (e.g., guidance, administrative, maintenance, etc.).

Please provide a description of the program modifications as a consequence of these teacher and/or staff reductions, including the impact on district class sizes and curriculum.

Does not apply

Please provide a description of the local budget approval process for a potential capital project with the MSBA. Include schedule information (i.e. Town Meeting dates, city council/town council meetings dates, regional school committee meeting dates). Provide, if applicable, the District's most recent budget approval process that resulted in a budget reduction and the impact of the reduction to the school district (staff reductions, discontinued programs, consolidation of facilities).

Does not apply

Name of School Resiliency Preparatory School

General Description

BRIEF BUILDING HISTORY: Please provide a detailed description of when the original building was built, and the date(s) and project scopes(s) of any additions and renovations (maximum of 5000 characters).

The building was built in 1927 as the Durfee Technical High School Building. The building was to relieve the over crowding at Durfee. This building was occupied as a high school building from 1927 until the new Durfee on Elsbree Street was finish. The building was transformed into a middle school twice, Morton and Kuss and is currently The Resiliency Preparatory Academy, the Districts alternative Middle and High School.

TOTAL BUILDING SQUARE FOOTAGE: Please provide the original building square footage PLUS the square footage of any additions.

170996

SITE DESCRIPTION: Please provide a detailed description of the current site and any known existing conditions that would impact a potential project at the site. Please note whether there are any other buildings, public or private, that share this current site with the school facility. What is the use(s) of this building(s)? (maximum of 5000 characters).

The building occupies an entire city block. A six story structure on the June street side of the building(back of building), a four story building on the rock street side (front of building).

ADDRESS OF FACILITY: Please type address, including number, street name and city/town, if available, or describe the location of the site. (Maximum of 300 characters)

290 Rock Street, Fall River, MA 02720

BUILDING ENVELOPE: Please provide a detailed description of the building envelope, types of construction materials used, and any known problems or existing conditions (maximum of 5000 characters).

The building is a brick and motor exterior, steel and wood frame joist construction, ornamental details throughout the exterior of the building highlighting windows and door openings, 390 aluminum framed double hung, double pane windows, minimal additional insulation.

Has there been a Major Repair or Replacement of the EXTERIOR WALLS? NO

Year of Last Major Repair or Replacement:(YYYY) 1980

Description of Last Major Repair or Replacement:

The building has not had any major renovations to the exterior of the building in the last 30 years.

Roof Section A

Is the District seeking replacement of the Roof Section? YES

Area of Section (square feet) 32281

Type of ROOF (e.g., PVC, EPDM, Shingle, Slate, Tar & Gravel, Other (please describe)

The roofs are all tar and gravel roofs

Age of Section (number of years since the Roof was installed or replaced) 35

Description of repairs, if applicable, in the last three years. Include year of repair:

No major repairs however many patches, at least once a month for the last four years. Many flashing issues attended to over the years.

Window Section A

Is the District seeking replacement of the Windows Section? NO

Name of School Resiliency Preparatory School

Windows in Section (count) 390

Type of WINDOWS (e.g., Single Pane, Double Pane, Other (please describe))

all double hung, double pane, in a few different configurations.

Age of Section (number of years since the Windows were installed or replaced) 33

Description of repairs, if applicable, in the last three years. Include year of repair:

Windows have been caulked, internal mechanisms have been repaired, broken glass replaced.

MECHANICAL and ELECTRICAL SYSTEMS: Please provide a detailed description of the current mechanical and electrical systems and any known problems or existing conditions (maximum of 5000 characters).

Some of the buildings sub-panels have been repaired or replaced and additional panels have been added to accommodate the added technology and any lighting upgrades. The heating systems has had minor repairs over the years such as condensation pump replacements, trap repairs and replacement, small lengths of piping replaced along with fittings.

Boiler Section 1

Is the District seeking replacement of the Boiler? YES

Is there more than one boiler room in the School? YES

What percentage of the School is heated by the Boiler? 0

Type of heating fuel (e.g., Heating Oil, Natural Gas, Propane, Other)

#4 heating oil

Age of Boiler (number of years since the Boiler was installed or replaced) 88

Description of repairs, if applicable, in the last three years. Include year of repair:

This boiler has not be operational since the sixties

Boiler Section 2

Is the District seeking replacement of the Boiler? YES

Is there more than one boiler room in the School? YES

What percentage of the School is heated by the Boiler? 0

Type of heating fuel (e.g., Heating Oil, Natural Gas, Propane, Other)

#4 heating oil

Age of Boiler (number of years since the Boiler was installed or replaced) 88

Description of repairs, if applicable, in the last three years. Include year of repair:

This boiler was last operation in the late sixties

Boiler Section 3

Is the District seeking replacement of the Boiler? YES

Is there more than one boiler room in the School? YES

What percentage of the School is heated by the Boiler? 0

Type of heating fuel (e.g., Heating Oil, Natural Gas, Propane, Other)

natural gas

Age of Boiler (number of years since the Boiler was installed or replaced) 43

Description of repairs, if applicable, in the last three years. Include year of repair:

This boiler is not operational, and has been used for parts for the last 6 years. The repairs to the boiler ranges from section repairs to burner replacement, including regular maintenance.

Boiler Section 4

Is the District seeking replacement of the Boiler? YES

Is there more than one boiler room in the School? YES

What percentage of the School is heated by the Boiler? 100

Type of heating fuel (e.g., Heating Oil, Natural Gas, Propane, Other)

Natural gas

Age of Boiler (number of years since the Boiler was installed or replaced) 43

Name of School Resiliency Preparatory School

Description of repairs, if applicable, in the last three years. Include year of repair:
This boiler is the only operational unit of the four existing boilers. This unit has received 3 different sectional repairs, operating controls changed numerous times, a new burner replacement, repairs to venting systems

Has there been a Major Repair or Replacement of the HVAC SYSTEM? NO

Year of Last Major Repair or Replacement:(YYYY) 1970

Description of Last Major Repair or Replacement:

Some fresh air duct work has been replaced, roof ventilator caps and other fresh air inlets have been upgraded and or replaced. The building does not have central air, but relies on window units for spot cooling

Has there been a Major Repair or Replacement of the ELECTRICAL SERVICES AND DISTRIBUTION SYSTEM? NO

Year of Last Major Repair or Replacement:(YYYY) 1980

Description of Last Major Repair or Replacement:

there have been transformers replace of the last twenty years, some disconnect switches, interior wiring has been upgraded in different areas of the building as the need for power increases in various classrooms and labs.

BUILDING INTERIOR: Please provide a detailed description of the current building interior including a description of the flooring systems, finishes, ceilings, lighting, etc. (maximum of 5000 characters).

The buildings interior consists of terrazzo flooring, carpet, VCT Tile, some hardwood floors. The woodwork, trim and moldings are a stained varnished/poly finish along with cabinets and book shelving. Some of the ceilings have been upgraded with drop ceiling grids and upgraded lighting, other rooms have had bulb upgrades and LED conversions.

PROGRAMS and OPERATIONS: Please provide a detailed description of the current grade structure and programs offered and indicate whether there are program components that cannot be offered due to facility constraints, operational constraints, etc. (maximum of 5000 characters).

This building is utilized as an alternative high school and middle school with 7-9 in middle and 10-12 in the high school section. The fifth floor of this building is not used due to the damages from the leaking roof and flashing system. The traditional day school serves students who have been unsuccessful in our traditional middle and high school setting for a variety of reasons. The students in this setting have access to an after school online program with tutors and re-engagement specialists. The auditorium is not used due to the leaking roof and flashing system.

EDUCATIONAL SPACES: Please provide a detailed description of the Educational Spaces within the facility, a description of the number and sizes (in square feet) of classrooms, a description of science rooms/labs including ages and most recent updates, a description of the cafeteria, gym and/or auditorium and a description of the media center/library (maximum of 5000 characters).

The building has a cafeteria in lower floor of the building, a gym, an outdated auditorium which is not used. The building has a kitchen attached to the cafeteria. The library room is not used due to its location. The science rooms are outdated and are in need of repairs however are functioning none the less. The RPA is occupying 31 classrooms on the 3rd and 4th floors of this building. The average classroom size is 35' X 43' with some blackboards, white boards and smart boards spread out in different classrooms.

CAPACITY and UTILIZATION: Please provide the original design capacity and a detailed description of the current capacity and utilization of the school facility. If the school is overcrowded, please describe steps taken by the administration to address capacity issues. Please also describe in detail any spaces that have been converted from their intended use to be used as classroom space (maximum of 5000 characters).

the school was originally designed to house 800-1000 students, it has been used for 600 middle school students and is currently housing 250 students, with a re-engagement center, and a couple of CTE programs in the near future. The building houses a small group of District employees, 12 to be exact, from Nutrition, Transportation, Facilities, Book

Name of School Resiliency Preparatory School

Keeping.

MAINTENANCE and CAPITAL REPAIR: Please provide a detailed description of the district's current maintenance practices, its capital repair program, and the maintenance program in place at the facility that is the subject of this SOI. Please include specific examples of capital repair projects undertaken in the past, including any override or debt exclusion votes that were necessary (maximum of 5000 characters).

The building has had thousands of dollars in small projects throughout the building such as removal of non bearing walls for large space classrooms such as maker space, cafe, and a re-engagement center. computer labs. There has been lighting upgrades, small plumbing projects and hundreds of gallons of painting over the years.

Name of School Resiliency Preparatory School

Priority 5

Question 1: Please provide a detailed description of the issues surrounding the school facility systems (e.g., roof, windows, boilers, HVAC system, and/or electrical service and distribution system) that you are indicating require repair or replacement. Please describe all deficiencies to all systems in sufficient detail to explain the problem.

The building located at 290 Rock Street has had three roof replacements in 91 years. The current roof is 35 years old and has numerous leaks on three different levels. The main roof extends around the perimeter of the building and is hollowed out in the center which drops down to the third floor. There are two smaller roofs off the back of the building. The roofs are all tar and gravel. The smaller roof in the center of the building covers the auditorium which is the home of a WPA commissioned collection of 18 murals painted by John Mann depicting a different era in the history of Fall River. The boilers in the building range from two original / non-operational and two boilers vintage 1975, one of which is operational.

Name of School Resiliency Preparatory School

Priority 5

Question 2: Please describe the measures the district has already taken to mitigate the problem/issues described in Question 1 above.

The roof deficiencies have been addressed numerous times with small and large repairs, also numerous flashing repairs, again some flashing replacements and some patchwork. The 1975's boilers have undergone boiler section replacements, controls and valves, piping and fitting replacements. One of the boilers eventually was no longer capable of safe operations which allowed the District to use the boiler for parts. The current boiler that is operational is marginal and without a backup, the district is at risk for a possible no school situation.

Name of School Resiliency Preparatory School

Priority 5

Question 3: Please provide a detailed explanation of the impact of the problem/issues described in Question 1 above on your district's educational program. Please include specific examples of how the problem prevents the district from delivering the educational program it is required to deliver and how students and/or teachers are directly affected by the problem identified.

The roof condition is preventing any expansion of programs at the middle and high school level, the school currently uses the third and fourth floors of the building. The enrollment of the school with the many different delivery methods will soon require additional space. the fifth floor of the building is not completely available due to the many leaks which are beyond repairs. The boiler situation forces the system to work harder trying to heat an additional floor.

Name of School Resiliency Preparatory School

Priority 5

Question 4: Please describe how addressing the school facility systems you identified in Question 1 above will extend the useful life of the facility that is the subject of this SOI and how it will improve your district's educational program.

The building located at 290 Rock Street is a building which is rich in history, and tradition. The building is currently housing the District's alternative middle and high school. The alternative educational programs being offered in this building are cutting edge and must have the ability to expand when necessary so the improvements being requested are vital to the success of the District.

Please also provide the following:

Have the systems identified above been examined by an engineer or other trained building professional?:
YES

If "YES", please provide the name of the individual and his/her professional affiliation (maximum of 250 characters):

ENE Systems Inc.
 480 Neponset Street #11d,
 Canton, MA 02021

The date of the inspection: 10/3/2017

A summary of the findings (maximum of 5000 characters):

A building the size of 290 Rock Street cannot function effectively as a single boiler operation. Three of the four boilers are no longer in an operational state.

Name of School Resiliency Preparatory School

REQUIRED FORM OF VOTE TO SUBMIT AN SOI

REQUIRED VOTES

If the SOI is being submitted by a City or Town, a vote in the following form is required from both the City Council/Board of Aldermen OR the Board of Selectmen/equivalent governing body AND the School Committee.

If the SOI is being submitted by a regional school district, a vote in the following form is required from the Regional School Committee only. FORM OF VOTE Please use the text below to prepare your City's, Town's or District's required vote(s).

FORM OF VOTE

Please use the text below to prepare your City's, Town's or District's required vote(s).

Resolved: Having convened in an open meeting on _____, prior to the closing date, the _____ [City Council/Board of Aldermen, Board of Selectmen/Equivalent Governing Body/School Committee] of _____ [City/Town], in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest dated _____ for the _____ [Name of School] located at _____ [Address] which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future

_____; [Insert a description of the priority(s) checked off on the Statement of Interest Form and a brief description of the deficiency described therein for each priority]; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City/Town/Regional School District to filing an application for funding with the Massachusetts School Building Authority.

Name of School Resiliency Preparatory School

CERTIFICATIONS

The undersigned hereby certifies that, to the best of his/her knowledge, information and belief, the statements and information contained in this statement of Interest and attached hereto are true and accurate and that this Statement of Interest has been prepared under the direction of the district school committee and the undersigned is duly authorized to submit this Statement of Interest to the Massachusetts School Building Authority. The undersigned also hereby acknowledges and agrees to provide the Massachusetts School Building Authority, upon request by the Authority, any additional information relating to this Statement of Interest that may be required by the Authority.

Chief Executive Officer *

School Committee Chair

Superintendent of Schools

Jasiel F. Correia II

Jasiel F. Correia II

Matthew H. Malone

Mayor

(signature)

(signature)

(signature)

Date

Date

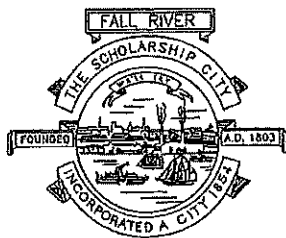
Date

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* Local Chief Executive Officer: In a city or town with a manager form of government, the manager of the municipality; in other cities, the mayor; and in other towns, the board of selectmen unless, in a city or town, some other municipal office is designated to the chief executive office under the provisions of a local charter. Please note, in districts where the Superintendent is also the Local Chief Executive Officer, it is required for the same person to sign the Statement of Interest Certifications twice.



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2022 FEB 16 P 4:09

CITY CLERK
FALL RIVER, MA

February 16, 2022

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

Dear Madam President and Members of the Honorable Council:

Please see the attached request from the Fall River Public Schools for approval to submit a Statement of Interest on March 25, 2022 into the Accelerated Repair Program of the Massachusetts School Building Authority for the Stone Therapeutic Day School at Westall.

Thank you for your every consideration with this request.

Sincerely,

Paul E. Coogan
Mayor

PC/amos



FALL RIVER PUBLIC SCHOOLS
Facilities & Operations

Maria Pontes
Superintendent of Schools

Kenneth C. Pacheco
Chief Operations Officer

February 22, 2022

The Honorable Paul E. Coogan
1 Government Center
Fall River, MA 02722

Dear Mayor Coogan:

I am attaching herewith, for your consideration, a request through you to the City Council to submit a Statement of Interest on March 25, 2022 into the Accelerated Repair Program of the Massachusetts School Building Authority. The building which I am requesting approval for submission of the SOI is the Wiley School, which is located on North Main Street. The intended use of the building will be to house a K through 5 classroom configuration which will augment the Stone Therapeutic Day School at Westall; the project request to MSBA consists of a new roof replacement and two boilers, new windows and doors and all associated work. The request is solely for the Statement of Interest, the invitation to the next round which is Feasibility Study will happen in June if we are approved. Thank you in advance for your consideration to this matter.

Sincerely,

Kenneth C. Pacheco,
Chief Operations Officer

Name of School ---- - SAMPLE SCHOOL(DRAFT)----

Massachusetts School Building Authority

Next Steps to Finalize Submission of your FY 2020 Statement of Interest

Thank you for submitting your FY 2020 Statement of Interest (SOI) to the MSBA electronically. Please note, the District's submission is not yet complete. The District is required to mail all required supporting documentation, which is described below.

VOTES: Each SOI must be submitted with the proper vote documentation. This means that (1) the required governing bodies have voted to submit each SOI, (2) the specific vote language required by the MSBA has been used, and (3) the District has submitted a record of the vote in the format required by the MSBA.

- **School Committee Vote:** Submittal of all SOIs must be approved by a vote of the School Committee.
 - For documentation of the vote of the School Committee, Minutes of the School Committee meeting at which the vote was taken must be submitted with the original signature of the Committee Chairperson. The Minutes must contain the actual text of the vote taken which should be substantially the same as the MSBA's SOI vote language.
- **Municipal Body Vote:** SOIs that are submitted by cities and towns must be approved by a vote of the appropriate municipal body (e.g., City Council/ Aldermen/Board of Selectmen) in addition to a vote of the School Committee.
 - Regional School Districts do not need to submit a vote of the municipal body.
 - For the vote of the municipal governing body, a copy of the text of the vote, which shall be substantially the same as the MSBA's SOI vote language, must be submitted with a certification of the City/Town Clerk that the vote was taken and duly recorded, and the date of the vote must be provided.

ADDITIONAL DOCUMENTATION FOR SOI PRIORITIES #1 AND #3: If a District selects Priority #1 and/or Priority #3, the District is required to submit additional documentation with its SOI.

- If a District selects Priority #1, Replacement or renovation of a building which is structurally unsound or otherwise in a condition seriously jeopardizing the health and safety of the school children, where no alternative exists, the MSBA requires a hard copy of the engineering or other report detailing the nature and severity of the problem and a written professional opinion of how imminent the system failure is likely to manifest itself. The District also must submit photographs of the problematic building area or system to the MSBA.
- If a District selects Priority #3, Prevention of a loss of accreditation, the SOI will not be considered complete unless and until a summary of the accreditation report focused on the deficiency as stated in this SOI is provided.

ADDITIONAL INFORMATION: In addition to the information required above, the District may also provide any reports, pictures, or other information they feel will give the MSBA a better understanding of the issues identified at a facility.

If you have any questions about the SOI process please contact the MSBA at 617-720-4466 or SOI@massschoolbuildings.org.

Name of School --- SAMPLE SCHOOL [DRAFT] ---

Massachusetts School Building Authority

School District Fall River

District Contact Kenneth C Pacheco TEL: (508) 675-8420

Name of School Fall River Alt

Submission Date 2/14/2020

SOI CERTIFICATION

To be eligible to submit a Statement of Interest (SOI), a district must certify the following:

- ☒ The district hereby acknowledges and agrees that this SOI is NOT an application for funding and that submission of this SOI in no way commits the MSBA to accept an application, approve an application, provide a grant or any other type of funding, or places any other obligation on the MSBA.
- ☒ The district hereby acknowledges that no district shall have any entitlement to funds from the MSBA, pursuant to M.G.L. c. 70B or the provisions of 963 CMR 2.00.
- ☒ The district hereby acknowledges that the provisions of 963 CMR 2.00 shall apply to the district and all projects for which the district is seeking and/or receiving funds for any portion of a municipally-owned or regionally-owned school facility from the MSBA pursuant to M.G.L. c. 70B.
- ☒ The district hereby acknowledges that this SOI is for one existing municipally-owned or regionally-owned public school facility in the district that is currently used or will be used to educate public PreK-12 students and that the facility for which the SOI is being submitted does not serve a solely early childhood or Pre-K student population.
- ☒ After the district completes and submits this SOI electronically, the district must mail hard copies of the required documentation described under the "Vote" tab, on or before the deadline.
- ☒ The district will schedule and hold a meeting at which the School Committee will vote, using the specific language contained in the "Vote" tab, to authorize the submission of this SOI. This is required for cities, towns, and regional school districts.
- ☒ Prior to the submission of the SOI, the district will schedule and hold a meeting at which the City Council/Board of Aldermen or Board of Selectmen/equivalent governing body will vote, using the specific language contained in the "Vote" tab, to authorize the submission of this SOI. This is not required for regional school districts.
- ☒ On or before the SOI deadline, the district will submit the minutes of the meeting at which the School Committee votes to authorize the Superintendent to submit this SOI. The District will use the MSBA's vote template and the vote will specifically reference the school and the priorities for which the SOI is being submitted. The minutes will be signed by the School Committee Chair. This is required for cities, towns, and regional school districts.
- ☒ The district has arranged with the City/Town Clerk to certify the vote of the City Council/Board of Aldermen or Board of Selectmen/equivalent governing body to authorize the Superintendent to submit this SOI. The district will use the MSBA's vote template and submit the full text of this vote, which will specifically reference the school and the priorities for which the SOI is being submitted, to the MSBA on or before the SOI deadline. This is not required for regional school districts.
- ☒ The district hereby acknowledges that this SOI submission will not be complete until the MSBA has received all of the required vote documentation in a format acceptable to the MSBA. If Priority 1 is selected, your SOI will not be considered complete unless and until you provide the required engineering (or other) report, a professional opinion regarding the problem, and photographs of the problematic area or system. If Priority 3 is selected, your SOI will not be considered complete unless and until you provide a summary of the accreditation report focused on the deficiency as stated in this SOI.

Name of School ----- SAMPLE SCHOOL [DRAFT] -----

LOCAL CHIEF EXECUTIVE OFFICER/DISTRICT SUPERINTENDENT/SCHOOL COMMITTEE CHAIR
(E.g., Mayor, Town Manager, Board of Selectmen)

Chief Executive Officer * **School Committee Chair** **Superintendent of Schools**

(signature)

(signature)

(signature)

Date

Date

Date

* Local chief executive officer: In a city or town with a manager form of government, the manager of the municipality; in other cities, the mayor; and in other towns, the board of selectmen unless, in a city or town, some other municipal office is designated to the chief executive office under the provisions of a local charter. Please note, in districts where the Superintendent is also the Local Chief Executive Officer, it is required for the same person to sign the Statement of Interest Certifications twice.

Name of School — - SAMPLE SCHOOL [DRAFT] — -

Massachusetts School Building Authority

School District Fall River

District Contact Kenneth C Pacheco TEL: (508) 675-8420

Name of School Fall River Alt

Submission Date 2/14/2020

Note

The following Priorities have been included in the Statement of Interest:

1. ☒ Replacement or renovation of a building which is structurally unsound or otherwise in a condition seriously jeopardizing the health and safety of school children, where no alternative exists.
2. ☒ Elimination of existing severe overcrowding.
3. ☐ Prevention of the loss of accreditation.
4. ☒ Prevention of severe overcrowding expected to result from increased enrollments.
5. ☒ Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility.
6. ☐ Short term enrollment growth.
7. ☒ Replacement of or addition to obsolete buildings in order to provide for a full range of programs consistent with state and approved local requirements.
8. ☒ Transition from court-ordered and approved racial balance school districts to walk-to, so-called, or other school districts.

SOI Vote Requirement

☒ I acknowledge that I have reviewed the MSBA's vote requirements for submitting an SOI which are set forth in the Vote Tab of this SOI. I understand that the MSBA requires votes from specific parties/governing bodies, in a specific format using the language provided by the MSBA. Further, I understand that the MSBA requires certified and signed vote documentation to be submitted with the SOI. I acknowledge that my SOI will not be considered complete and, therefore, will not be reviewed by the MSBA unless the required accompanying vote documentation is submitted to the satisfaction of the MSBA.

SOI Program: Accelerated Repair

Potential Project Scope: Accelerated Repair

Roof
Windows/ Doors

Boiler

Is this SOI the District Priority SOI? Yes

School name of the District Priority SOI: Fall River Alt

Is this part of a larger facilities plan? Yes

If "YES", please provide the following:

Name of School --- SAMPLE SCHOOL [DRAFT] ---

Facilities Plan Date: 1/8/1900

Planning Firm: Edward J. Collins Jr. Center for Public Management

Please provide a brief summary of the plan including its goals and how the school facility that is the subject of this SOI fits into that plan:

The City of Fall River entered into an agreement the Collins Center to assess and formulate a 5 year plan for Capital Improvements to all the City owned buildings including the property controlled and managed by the school department. This plan looks at major improvements based on facility needs and prioritizes all projects using a point system. The plan also looks into projects with potential funding partners. The City of Fall river along with the Fall River School district is extremely grateful to the MSBA for the continued support in helping the City improve

Please provide the current student to teacher ratios at the school facility that is the subject of this SOI: 5 students per teacher

Please provide the originally planned student to teacher ratios at the school facility that is the subject of this SOI: 5 students per teacher

Does the District have a Master Educational Plan that includes facility goals for this building and all school buildings in District? No

Does the District have related report(s)/document(s) that detail its facilities, student configurations at each facility, and District operational budget information, both current and proposed? No

If "NO", please note that:

If, based on the SOI review process, a facility rises to the level of need and urgency and is invited into the Eligibility Period, the District will need to provide to the MSBA a detailed Educational Plan for not only that facility, but all facilities in the District in order to move forward in the MSBA's school building construction process.

Is there overcrowding at the school facility? No

If "YES", please describe in detail, including specific examples of the overcrowding.

Has the district had any recent teacher layoffs or reductions? No

If "YES", how many teaching positions were affected? 0

At which schools in the district?

Please describe the types of teacher positions that were eliminated (e.g., art, math, science, physical education, etc.).

Has the district had any recent staff layoffs or reductions? No

If "YES", how many staff positions were affected? 0

At which schools in the district?

Please describe the types of staff positions that were eliminated (e.g., guidance, administrative, maintenance, etc.).

Please provide a description of the program modifications as a consequence of these teacher and/or staff reductions, including the impact on district class sizes and curriculum.

Does not apply

Please provide a description of the local budget approval process for a potential capital project with the MSBA. Include schedule information (i.e. Town Meeting dates, city council/town council meetings dates, regional school committee meeting dates). Provide, if applicable, the District's most recent budget approval process that resulted in a budget reduction and the impact of the reduction to the school district (staff reductions, discontinued programs, consolidation of facilities).

The School Committee, City Council and Mayor would place all required items on each meeting agenda required to appropriate the required funds.

Name of School

--- SAMPLE SCHOOL [DRAFT] ---

General Description

BRIEF BUILDING HISTORY: Please provide a detailed description of when the original building was built, and the date(s) and project scopes(s) of any additions and renovations (maximum of 5000 characters).

The William Wiley school is a two and a half story, exterior brick masonry bearing wall and interior wood framed structure with a basement partially below and above grade. It was originally constructed in 1910. Minor renovations for administration, additional toilets, and exterior stair enclosure doors took place in the 1950 and a fire alarm system was installed in 1970, the existing building encloses an area approximately 25,000 gross square feet on three levels. This figures includes bathrooms, play areas, and the boiler room

TOTAL BUILDING SQUARE FOOTAGE: Please provide the original building square footage PLUS the square footage of any additions.

25000

SITE DESCRIPTION: Please provide a detailed description of the current site and any known existing conditions that would impact a potential project at the site. Please note whether there are any other buildings, public or private, that share this current site with the school facility. What is the use(s) of this building(s)? (maximum of 5000 characters).

rrsynh.

ADDRESS OF FACILITY: Please type address, including number, street name and city/town, if available; or describe the location of the site. (Maximum of 300 characters)

2585 North Main Street, Fall River, MA

BUILDING ENVELOPE: Please provide a detailed description of the building envelope, types of construction materials used, and any known problems or existing conditions (maximum of 5000 characters).

grbbth

Has there been a Major Repair or Replacement of the EXTERIOR WALLS? YES

Year of Last Major Repair or Replacement:(YYYY) 1960

Description of Last Major Repair or Replacement:

rrsynhrny.

Roof Section A

Is the District seeking replacement of the Roof Section? YES

Area of Section (square feet) 10100

Type of ROOF (e.g., PVC, EPDM, Shingle, Slate, Tar & Gravel, Other (please describe)

Firestone EPDM, minor-repairs

Age of Section (number of years since the Roof was installed or replaced) 35

Description of repairs, if applicable, in the last three years. Include year of repair:

minor repairs and patching

Window Section A

Is the District seeking replacement of the Windows Section? YES

Windows in Section (count) 77

Type of WINDOWS (e.g., Single Pane, Double Pane, Other (please describe))

srghsrsynh

Age of Section (number of years since the Windows were installed or replaced) 40

Description of repairs, if applicable, in the last three years. Include year of repair:

Name of School — SAMPLE SCHOOL[DRAFT]—

tyrnututuj

MECHANICAL and ELECTRICAL SYSTEMS: Please provide a detailed description of the current mechanical and electrical systems and any known problems or existing conditions (maximum of 5000 characters).

th665he5e57u7

Boiler Section 1

Is the District seeking replacement of the Boiler? YES

Is there more than one boiler room in the School? YES

What percentage of the School is heated by the Boiler? 100

Type of heating fuel (e.g., Heating Oil, Natural Gas, Propane, Other)

natural gas

Age of Boiler (number of years since the Boiler was installed or replaced) 40

Description of repairs, if applicable, in the last three years. Include year of repair:

srssysryb

Has there been a Major Repair or Replacement of the HVAC SYSTEM? YES

Year of Last Major Repair or Replacement:(YYYY) 1960

Description of Last Major Repair or Replacement:

egfibett

Has there been a Major Repair or Replacement of the ELECTRICAL SERVICES AND DISTRIBUTION SYSTEM? YES

Year of Last Major Repair or Replacement:(YYYY) 2001

Description of Last Major Repair or Replacement:

hy6ryhth

BUILDING INTERIOR: Please provide a detailed description of the current building interior including a description of the flooring systems, finishes, ceilings, lighting, etc. (maximum of 5000 characters).

hn hnrhyn

PROGRAMS and OPERATIONS: Please provide a detailed description of the current grade structure and programs offered and indicate whether there are program components that cannot be offered due to facility constraints, operational constraints, etc. (maximum of 5000 characters).

hdm nlnh

EDUCATIONAL SPACES: Please provide a detailed description of the Educational Spaces within the facility, a description of the number and sizes (in square feet) of classrooms, a description of science rooms/labs including ages and most recent updates, a description of the cafeteria, gym and/or auditorium and a description of the media center/library (maximum of 5000 characters).

srbsrnsrbyn

CAPACITY and UTILIZATION: Please provide the original design capacity and a detailed description of the current capacity and utilization of the school facility. If the school is overcrowded, please describe steps taken by the administration to address capacity issues. Please also describe in detail any spaces that have been converted from their intended use to be used as classroom space (maximum of 5000 characters).

srgrtsgrbn

Name of School — - SAMPLE SCHOOL[DRAFT] — -

MAINTENANCE and CAPITAL REPAIR: Please provide a detailed description of the district's current maintenance practices, its capital repair program, and the maintenance program in place at the facility that is the subject of this SOL. Please include specific examples of capital repair projects undertaken in the past, including any override or debt exclusion votes that were necessary (maximum of 5000 characters).

erbrtshtth

Name of School --- SAMPLE SCHOOL [DRAFT] ---

Priority 5

Question 1: Please provide a detailed description of the issues surrounding the school facility systems (e.g., roof, windows, boilers, HVAC system, and/or electrical service and distribution system) that you are indicating require repair or replacement. Please describe all deficiencies to all systems in sufficient detail to explain the problem.

Name of School — SAMPLE SCHOOL [DRAFT] —

Priority 5

Question 2: Please describe the measures the district has already taken to mitigate the problem/issues described in Question 1 above.

Name of School ----- SAMPLE SCHOOL[DRAFT]-----

Priority 5

Question 3: Please provide a detailed explanation of the impact of the problem/issues described in Question 1 above on your district's educational program. Please include specific examples of how the problem prevents the district from delivering the educational program it is required to deliver and how students and/or teachers are directly affected by the problem identified.

Name of School ——— SAMPLE SCHOOL[DRAFT] ———

Priority 5

Question 4: Please describe how addressing the school facility systems you identified in Question 1 above will extend the useful life of the facility that is the subject of this SOI and how it will improve your district's educational program.

Please also provide the following:

Have the systems identified above been examined by an engineer or other trained building professional?:

NO

If "YES", please provide the name of the individual and his/her professional affiliation (maximum of 250 characters):

The date of the inspection:

A summary of the findings (maximum of 5000 characters):

Name of School --- SAMPLE SCHOOL [DRAFT] ---

Vote

REQUIRED FORM OF VOTE TO SUBMIT AN SOI

REQUIRED VOTES

If the SOI is being submitted by a City or Town, a vote in the following form is required from both the City Council/Board of Aldermen **OR** the Board of Selectmen/equivalent governing body **AND** the School Committee.

If the SOI is being submitted by a regional school district, a vote in the following form is required from the Regional School Committee only. FORM OF VOTE. Please use the text below to prepare your City's, Town's or District's required vote(s).

FORM OF VOTE

Please use the text below to prepare your City's, Town's or District's required vote(s).

Resolved: Having convened in an open meeting on _____, prior to the closing date, the

[City Council/Board of Aldermen,

Board of Selectmen/Equivalent Governing Body/School Committee] Of _____ [City/Town], in accordance

with its charter, by-laws, and ordinances; has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest dated _____ for the

[Name of School] located at

[Address] which

describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future

; Insert a description of the priority(s) checked off on

The Statement of Interest Form and a brief description of the deficiency described therein for each priority; and hereby further specifically

acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building

Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or

any other funding commitment from the Massachusetts School Building Authority, or commits the

City/Town/Regional School District to filing an application for funding with the Massachusetts School

Building Authority.

Name of School — - SAMPLE SCHOOL [DRAFT] — -

CERTIFICATIONS

The undersigned hereby certifies that, to the best of his/her knowledge, information and belief, the statements and information contained in this statement of Interest and attached hereto are true and accurate and that this Statement of Interest has been prepared under the direction of the district school committee and the undersigned is duly authorized to submit this Statement of Interest to the Massachusetts School Building Authority. The undersigned also hereby acknowledges and agrees to provide the Massachusetts School Building Authority, upon request by the Authority, any additional information relating to this Statement of Interest that may be required by the Authority.

Chief Executive Officer * School Committee Chair Superintendent of Schools

(signature)	(signature)	(signature)
Date	Date	Date

* Local chief executive officer: In a city or town with a manager form of government, the manager of the municipality; in other cities, the mayor; and in other towns, the board of selectmen unless, in a city or town, some other municipal office is designated to the chief executive office under the provisions of a local charter. Please note, in districts where the Superintendent is also the Local Chief Executive Officer, it is required for the same person to sign the Statement of Interest Certifications twice.

5

Greater Fall River Vocational School District Diman Regional Vocational Technical High School

FALL RIVER • SOMERSET



SWANSEA • WESTPORT

Elvio A. Ferreira, Ed.D.
Superintendent-Director
eferreira@dimanregional.org

Andrew D. Rebello, CAGS, M. Ed.
Assistant Superintendent-Principal
arebello@dimanregional.org

251 Stonehaven Road
Fall River, Massachusetts 02723
Telephone: 508-678-2891
Fax: 508-679-6423

District Office: 1082 Davol Street
Fall River, Massachusetts, 02720
District Office Telephone: 508-672-1070
District Office Fax: 508-672-1082

February 11, 2022

City Council President
One Government Center
Fall River, MA 02722

Dear Madam President

During its February 10, 2022 meeting, the Greater Fall River Vocational School Committee took action regarding Diman's MSBA Project. First, the School Committee voted to rescind a vote from its December 16, 2021 meeting regarding borrowing funds to complete the project and giving sending communities until February 15, 2022 to disapprove the project. This vote was due to MSBA granting an extension of the 120 day window to Greater Fall River. Second, the following vote was taken:

Pursuant to the agreement establishing the Greater Fall River Vocational School District, and the provisions of Section 6(d) of 703 of the Acts of 1962, as amended, I hereby notify you that the following is a true copy of the vote passed by the Regional District School Committee at a meeting held on February 10, 2022:

VOTED: That [the Greater Fall River Vocational School District Committee hereby appropriates [the amount of \$293,479,760 for the purpose of paying costs of designing, engineering, constructing and equipping the New Diman Regional Vocational Technical High School and related athletic facilities] located at 251 Stonehaven Road, Fall River, MA 02723 including the payment of all costs incidental or related thereto (the "Project"), which school facility shall have an anticipated useful life as an educational facility for the instruction of school children of at least 50 years and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the Greater Fall River Vocational School Committee. To meet this appropriation the District is authorized to borrow said amount, under and pursuant to Chapter 703 of the Acts of 1962, as amended, the District Agreement, as amended, or pursuant to any other enabling authority. The District acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District;

RECEIVED
2022 FEB 15 A 11:15
CITY CLERK
FALL RIVER, MA

**Greater Fall River Vocational School District
Diman Regional Vocational Technical High School**

FALL RIVER • SOMERSET



SWANSEA • WESTPORT

Elvio A. Ferreira, Ed.D.
Superintendent-Director
eferreira@dimanregional.org

Andrew D. Rebello, CAGS, M. Ed.
Assistant Superintendent-Principal
arebello@dimanregional.org

251 Stonehaven Road
Fall River, Massachusetts 02723
Telephone: 508-678-2891
Fax: 508-679-6423

District Office: 1082 Davol Street
Fall River, Massachusetts, 02720
District Office Telephone: 508-672-1070
District Office Fax: 508-672-1082

provided further that any grant that the District may receive from the MSBA shall not exceed the lesser of (1) seventy-nine and seventy-seven one hundredths percent (79.77%) of eligible, approved Project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA, and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the District and the MSBA. No amounts shall be borrowed pursuant to this vote in the event that a member city or town of the District shall express disapproval of the debt authorized by this vote within sixty (60) days of the date of March 22, 2022.

FURTHER VOTED: That within seven (7) days from the date on which this vote is adopted the Secretary be and hereby is instructed to notify the city council of the city and the board of selectmen of each town comprising the District as to the amount and general purposes of the debt herein authorized, as required by the District Agreement and by Chapter 703, Section 6(d), of the Acts of 1962, as amended.

Yours truly,

Helena S. Neves
Executive Secretary to Superintendent-Director
School Committee Recording Secretary
251 Stonehaven Rd
Fall River, MA 02723
Email: hneves@dimanregional.org
Tel.: 508-672-1070 ext. 6031
Fax: 508-672-1082



RECEIVED

City of Fall River
Notice of Claim

2022 FEB 14 A 9:00

CITY CLERK 22-19
FALL RIVER, MA

1. Claimant's name: Jose Briones
2. Claimant's complete address: 65 Thomas St Fall River MA
3. Telephone number: Home: 508-292-6265 Work: 508-292-6265
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
My car Hit a Pot Hole Car got a Flat tire
5. Date and time of accident: 2/06/22 Amount of damages claimed: \$ 200.67
6. Exact location of the incident: (include as much detail as possible):
QUEQUECHAN ST Right side, after the over pass.
7. Circumstances of the incident: (attach additional pages if necessary):

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

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

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

Date: 2/08/22Claimant's signature: Jose Briones

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

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

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

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☐ City Administrator☒ DCMDate: 2/14/2022



RECEIVED

City of Fall River
Notice of Claim

2022 FEB 14 A 10:40

CITY CLERK
FALL RIVER, MA

1. Claimant's name: JOAO G REGO
2. Claimant's complete address: 151 KEELEY ST F.R. MASS
3. Telephone number: Home: 508-62-25637 Work: _____
4. Nature of claim: (e.g. auto accident, slip and fall on public way or property damage): _____
5. Date and time of accident: 2-1-22 Amount of damages claimed: \$ _____
6. Exact location of the incident: (include as much detail as possible):
165 COLUMBUS DR. F.R. MASS.
7. Circumstances of the incident: (attach additional pages if necessary):
He BACK INTO MY TRUCK
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 2-14-22

Claimant's signature: _____

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.

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Date: 2/14/2022



RECEIVED

2022 FEB 14 P 2:58

City of Fall River
Notice of Claim

CITY CLERK 22-81
FALL RIVER, MA

1. Claimant's name: Adrian D. Coleman
2. Claimant's complete address: 259 Barnaby St, Fall River MA 02720
3. Telephone number: Home: (508) 264-3444 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: 1/29/22 Amount of damages claimed: \$ 12,360.15
6. Exact location of the incident: (include as much detail as possible):
Accident took place on Barnaby St.
7. Circumstances of the incident: (attach additional pages if necessary):
This writers car was parked on Barnaby St. where an employee of the DPW hit this writers car while engaged in snow removal. DPW employee was plowing snow when accident occurred. DPW employee struck this writers car w/ the vehicle he was operating.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 2/11/22

Claimant's signature: Adrian D. Coleman

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

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

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

For official use only:

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

Date: 2/14/22



RECEIVED

City of Fall River
Notice of Claim

2022 FEB 16 A 10:51

1. Claimant's name: Andreea Glowacki CITY CLERK 22-22
FALL RIVER, MA
2. Claimant's complete address: 145 Grinnell Avenue Tiverton, RI 02878
3. Telephone number: Home: (401) 835-2820 Work: (401) 835-2820
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Hit pot hole and Ruined tire
5. Date and time of accident: 2/8/22 12:05pm Amount of damages claimed: \$
6. Exact location of the incident: (Include as much detail as possible):
William Canning Blvd heading into Tiverton past School Right near Billboard
7. Circumstances of the incident: (attach additional pages if necessary):
Was traveling on William Canning Blvd Right near the billboard hit a deep pothole and ruined tire. Rim was fine. Could not get picture of Pot hole due to where it was located, very dangerous area to take picture.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 2/8/22

Claimant's signature

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

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

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

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☒ City Administrator☒ DCMDate: 2/16/22



OPEN MEETING LAW COMPLAINT FORM

Office of the Attorney General
One Ashburton Place
Boston, MA 02108

RECEIVED

2022 FEB 14 A 9:58

Please note that all fields are required unless otherwise noted.

CITY CLERK
FALL RIVER, MA

Your Contact Information:

First Name: Patrick Last Name: Higgins

Address: P O Box 290

City: Northport State: AL Zip Code: 35476

Phone Number: 5086425274 Ext.

Email: patrick@patrickhiggins.co

Organization or Media Affiliation (if any): Patrick Higgins and Associates

Are you filing the complaint in your capacity as an individual, representative of an organization, or media?

(For statistical purposes only)

☐ Individual

☒ Organization

☐ Media

Public Body that is the subject of this complaint:

☒ City/Town

☐ County

☐ Regional/District

☐ State

Name of Public Body (including city/town, county or region, if applicable): Fall River City Council

Specific person(s), if any, you allege committed the violation: Pam Laliberte-Lebeau, President

Date of alleged violation: 02/11/2022

Description of alleged violation:

Describe the alleged violation that this complaint is about. If you believe the alleged violation was intentional, please say so and include the reasons supporting your belief.

Note: This text field has a maximum of 3000 characters.

The Fall River City Council published the agenda for their Feb 15, 2022 meeting at 12:33 pm on Feb 11, 2022. As part of their agenda packet, they included the minutes from their Jan 18, 2022 meeting. The minutes violate the open meeting law in that they don't include the "list of all the exhibits and other documents used by the public body during the meeting." G. L. 30A, section 22 (a). See "Public Body checklist for creating and approving meeting minutes" memo issued by the Division of Open Government on September 25, 2017.

In the minutes for the Jan 18, 2022 meeting of the City Council, they simply list "Agenda packet (attached)", and "Communication from Paul Gauvin, Interim Chief of Police re: body cameras". This does not comply with section 22(a) of the Open Meeting Law.

What action do you want the public body to take in response to your complaint?

Note: This text field has a maximum of 500 characters.

All member should be required to attend the training webinar given by the Division of Open Government within 45 days.
List "all of the documents and other exhibits used by the public body during the meeting" in all future minutes as required by Section 22(a) of the Open Meeting Law.

Review, sign, and submit your complaint

I. Disclosure of Your Complaint.

Public Record. Under most circumstances, your complaint, and any documents submitted with your complaint, is considered a public record and will be available to any member of the public upon request.

Publication to Website. As part of the Open Data Initiative, the AGO will publish to its website certain information regarding your complaint, including your name and the name of the public body. The AGO will not publish your contact information.

II. Consulting With a Private Attorney.

The AGO cannot give you legal advice and is not able to be your private attorney, but represents the public interest. If you have any questions concerning your individual legal rights or responsibilities you should contact a private attorney.

III. Submit Your Complaint to the Public Body.

The complaint must be filed first with the public body. If you have any questions, please contact the Division of Open Government by calling (617) 963-2340 or by email to openmeeting@state.ma.us.

By signing below, I acknowledge that I have read and understood the provisions above and certify that the information I have provided is true and correct to the best of my knowledge.

Signed: 

Date: 02/11/2022

For Use By Public Body Date Received By Public Body	For Use By AGO Date Received By AGO
--	--

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, January 18, 2022 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Pam Laliberte-Lebeau, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara,
Michelle M. Dionne, Bradford L. Kilby, Trott Lee,
Leo O. Pelletier, Linda M. Pereira and Andrew J. Raposo

ABSENT: None

IN ATTENDANCE: None

President Pam Laliberte-Lebeau called the meeting to order at 7:00 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 the appointment of Seth Thomas Aitken as the City Administrator
Councilor Bradford L. Kilby stated that he has known Seth Thomas Aitken for many years and believes that he will be an asset to the City. Councilor Linda M. Pereira stated that she previously worked with Mr. Aitken and she knows him to be an honest and hardworking individual who always follows through on any given project. 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.
2. Mayor and order appropriating \$105,408 from General Fund Free Cash to School Transportation
Council President Pam Laliberte-Lebeau stated that amended copies of the order were distributed prior the meeting. She mentioned that the only change was the wording of the appropriation, by changing "from the general fund FY21 surplus revenue to school transportation" to "from FY21 surplus revenue to the unpaid bills account for FY21". On a motion made by Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was voted 9 yeas to adopt the order, as amended.
3. Mayor and Fiscal Year 2022 - Quarter 2 Budget Report
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted that the report be accepted and placed on file.
4. Mayor and Five Year Capital Improvement Plan
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to refer the communication to the Committee on Finance.

5. Mayor and Five Year Financial Forecast

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the communication to the Committee on Finance.

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS

6. Committee on Health and Environmental Affairs convene quarterly to review and discuss the water supply

Councilor Trott Lee stated that during a recent subcommittee meeting, it was mentioned that it may be a good idea to convene meetings to review and discuss the water supply. Councilor Linda M. Pereira stated that she would like to include the water filtration plant in these discussions. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Trott Lee, it was unanimously voted to amend the resolution by including the water filtration plant in those discussions. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Trott Lee, it was unanimously voted to adopt the resolution, as amended.

7. Administration consider implementing the use of body cameras by the Police Department
Council President Pam Laliberte-Lebeau stated that she spoke to the Interim Chief of Police regarding this matter and he forwarded a communication to all Councilors with updated information, a copy of which is attached hereto and made a part of these minutes. Councilor Shawn E. Cadime stated that he supports the use of body cameras, but he gets concerned when the City Council is looking to over step their scope of involvement. Councilor Bradford L. Kilby made a motion to refer the resolution to the Committee on Public Safety, which was seconded by Councilor Linda M. Pereira but was then withdrawn by Councilor Bradford L. Kilby. On a further motion made by Councilor Joseph D. Camara and seconded by Councilor Trott Lee, it was voted 9 yeas to refer the matter to the Committee on Finance.

CITATIONS – None

ORDERS – HEARINGS – None

ORDERS – MISCELLANEOUS

8. Police Chief's report on licenses

2022 Taxicab Drivers:

Johany Laboy Avila

Leonora Daponte

Muhammad Shabbir

Steven Breault

2022 Livery Driver:

Ron Keneshea

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to adopt the order.

9. Auto Body Shop License Renewals:

Wayne Pereira d/b/a Fall River Auto Body and Sales, Inc. located at 155 Williston Street

Eddie Feliciano d/b/a Eddie & Sons Auto Body and Marine located at 115 Maple Street

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J.

Raposo, it was unanimously voted to adopt the order.

Approved, January 20, 2022, Paul E. Coogan, Mayor

10. Auto Repair Shop License Renewals:

Ronald Picard d/b/a Theo's Service Center located at 35 Oak Grove Avenue

George Codega d/b/a Hunter Automotive Center located at 69 Hunter Street

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

Antonio F. Pinto d/b/a Pinto's Auto Repair and Sales, Inc. located at
2447 South Main Street

Paulo Pereira d/b/a Pereira Enterprise Auto & Diesel Repair located at 66 Tower Street

Steven R. Nasiff d/b/a Rodman Repair, Inc. located at 771 Rodman Street

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to adopt the order.

Approved, January 20, 2022, Paul E. Cogan, Mayor

11. City Council meeting schedule from February through December 2022

Councilor Linda M. Pereira stated that she will not be available for the meeting scheduled for February 8, 2022 and asked if the date could be changed to February 1, 2022. Councilor Joseph D. Camara stated that he will not be available for a meeting on February 1, 2022. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Bradford L. Kilby, it was voted 5 yeas, 4 nays to amend the order to change the February 8, 2022 meeting to February 15, 2022, with Councilors Shawn E. Cadime, Michelle M. Dionne, Andrew J. Raposo and President Pam Laliberte-Lebeau voting in the negative. On a further motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was voted 9 yeas to adopt the order, as amended.

12. Light order - 89 Berlin Street

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

Approved, January 20, 2022, Paul E. Cogan, Mayor

COMMUNICATIONS - INVITATIONS - PETITIONS

13. Claims

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to refer the claims to Corporation Counsel.

14. Communication from resident re: Battleship Cove

Councilor Linda M. Pereira stated the reason that Battleship Massachusetts is in need of repair is a lack of funds. She then stated that she is hopeful that funds will be forthcoming to begin the much needed repairs to the battleship. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted that the communication be accepted and placed on file.

15. Communication from resident re: ARPA Funds

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the communication be accepted and placed on file.

16. Open Meeting Law complaint filed by Patrick Higgins re: January 3, 2022 alleged violation by City Council and Council President Pam Laliberte

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to refer the matter to Corporation Counsel.

17. Planning Board Minutes – October 13, 2021

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the minutes be accepted and placed on file.

18. Planning Board Minutes – December 8, 2021

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted that the minutes be accepted and placed on file.

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to take items #19 through #23 together.

City Council Minutes:

19. Public Hearings – December 28, 2021

20. Committee on Finance – December 28, 2021

21. Regular City Council Meeting – December 14, 2021

22. Regular City Council Meeting – December 28, 2021.

23. Regular City Council Meeting and Organization of Government – January 3, 2022

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to approve items #19 through #23.

BULLETINS – NEWSLETTERS – NOTICES – None

ITEMS FILED AFTER THE AGENDA DEADLINE:

CITY COUNCIL MEETING DATE: JANUARY 18, 2022.

COMMUNICATIONS – INVITATIONS – PETITIONS

23a. Open Meeting Law complaint filed by Patrick Higgins re: January 13, 2022 alleged violation by City Council regarding minutes listed on agenda

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to refer the matter to Corporation Counsel.

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to adjourn at 7:49 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

Communication from Paul Gauvin, Interim Chief of Police re: body cameras

A true copy. Attest:

Glenn M. Bouchard

City Clerk