

# 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, September 13, 2022 at 7:00 p.m.  
Council Chamber, One Government Center

**PRESENT:** Vice-President Michelle M. Dionne, presiding;  
Councilors Shawn E. Cadime, Joseph D. Camara,  
Bradford L. Kilby, Leo O. Pelletier, Linda M. Pereira,  
Andrew J. Raposo, and Laura-Jean Washington

**ABSENT:** Councilor Pamela S. Laliberte

**IN ATTENDANCE:** Seth Thomas Aitken, City Administrator  
Kara A. Humm, American Rescue Plan Act (ARPA) Director  
Alan J. Rumsey, Corporation Counsel  
Nicholas A. Macolini, Director of Human Resources

Vice-President Michelle M. Dionne 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 confirmation of the appointment of Tyler Antaya as the Director of Management Information Services  
*On a motion made by Councilor Linda M. Perreira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to confirm the appointment, with Councilor Pamela S. Laliberte absent and not voting.*
2. Mayor requesting confirmation of the following reappointments to the Cultural Council
  - a. Susan C. Cote
  - b. Dr. Donald Corriveau
  - c. Richard R. Pelletier*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to confirm the reappointments, with Councilor Pamela S. Laliberte absent and not voting.*
3. Mayor requesting approval of proposal for Bristol County ARPA funding of \$164,350.00 for Fitness Court initiative proposed by Councilor Linda M. Pereira  
*Councilor Linda M. Pereira stated that there needed to be an amendment to the amount listed on this proposal. The Bristol County ARPA funding should be listed as \$114,350.00 as there will be a \$50,000 grant attached to it. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to amend the proposal by reducing the amount to \$114,350.00, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to waive rules to allow the ARPA Director, Kara A. Humm, to*

answer questions, with Councilor Pamela S. Laliberte absent and not voting. Vice-President Michelle M. Dionne inquired as to when this application may be fully approved. Ms. Humm explained that all seven grant applications have been submitted and that this Fitness Grant is considered to be "less cumbersome" and should be approved quickly. Councilor Linda M. Pereira stated that there are many cities who are submitting the same types of applications for grants and therefore the delay in approval is not unexpected. Ms. Humm agreed and reassured Councilors that she would have been notified by now if there was any reason why this application may not be approved. Councilor Laura-Jean Washington asked her to reiterate and describe the process of approval for residents. She explained that this is a new application process and there is still a large amount of grant funding available. She also explained that the process is moving more slowly to assure everything is being done correctly and that there are different levels of review that take more time than others for purposes of confirming the accuracy of information in the application. On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the proposal as amended, with Councilor Pamela S. Laliberte absent and not voting.

4. Mayor requesting approval of proposal for Bristol County ARPA funding of \$145,000.00 for Solar Flashing Stop and Pedestrian Signs initiative proposed by Councilor Linda M. Pereira

Councilor Linda M. Pereira explained the benefits of flashing stop signs and traffic signals that utilize LED lights and listed areas where these would be most beneficial. Councilor Joseph D. Camara inquired how many signs and signals would be installed. Councilor Linda M. Pereira explained that it would be a total of 100 units – 50 stop signs and 50 flashing traffic signals. Councilor Shawn E. Cadime asked if this proposal could be amended to allow the Traffic Division to determine the ratio of stop signs to flashing lights needed – instead of specifying 50 of one item and 50 of the other – as the proposal would allow for a total of 100 of these items, with no specific amount of either, to be installed based on which item the Traffic Division determines is needed. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to amend the proposal by allowing the Traffic Division to allot how many stop signs or flashing lights are needed as long as the grand total of all items is 100, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Joseph D. Camara and seconded by Councilor Linda M. Pereira, it was unanimously voted to waive rules to allow the ARPA Director to answer questions, with Councilor Pamela S. Laliberte absent and not voting. Ms. Humm explained that the list was created to allow applications to be submitted and was based on ARPA requirements. Councilor Andrew J. Raposo asked for clarification as to how these traffic areas were chosen. Ms. Humm explained that the Traffic Division developed the list based on need in the City, but the list could be amended at any time. She also stated that the funding will remain the same based on grant approval. She explained that if the proposal is approved tonight, the application can be submitted and additional areas can be added as needed and no additional application would be required. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted that the proposal be adopted, as amended, with Councilor Pamela S. Laliberte absent and not voting.

5. Mayor and resolution citing the Outdoor Fitness Court as part of the 2022 Blue Cross/Blue Shield National Fitness Campaign

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Laura-Jean Washington, it was unanimously voted that the resolution be adopted, with Councilor Pamela S. Laliberte absent and not voting.

6. Mayor and TIF Agreement Amendment for Blount Fine Foods Corporation and Blount Realty, Inc., located at 630 Currant Road

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to waive the rules to allow City Administrator Seth Thomas Aitken to answer questions, with Councilor Pamela S. Laliberte absent and not voting. Councilor Raposo asked for more information about this TIF agreement. Mr. Aitken explained that this TIF agreement is a combination of the original TIF agreement that is set to expire in 2028 and a newer one that will expire in 2035. The reason for the newer TIF agreement is to allow Blount Fine Food Corporation to expand to more locations and hire more staff while maintaining current locations and current staff. On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted that the agreement be adopted, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

7. Mayor, resolution and Planning Board recommending approval to amend the Waterfront Downtown HD Zone to include Globe Mills Avenue and surrounding areas

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted to accept the communications from the Mayor and the Planning Board and to adopt the resolution, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

8. Mayor and orders to accept and expend the following grants:

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Laura-Jean Washington, it was unanimously voted to take items 8A through 8C together, with Councilor Pamela S. Laliberte absent and not voting.*

- a. \$99,125.00 – MA EOEEA – Greening the Gateway Cities Implementation Grant
- b. \$41,905.00 – U.S. DHS, FEMA – Assistance to Firefighters
- c. \$12,000.00 – Last Call Foundation – Health, Safety and Welfare of Firefighters

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the orders, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

#### **PRIORITY COMMUNICATIONS**

9. Traffic Commission recommending amendments to traffic ordinances

*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 the Committee on Ordinances and Legislation, with Councilor Pamela S. Laliberte absent and not voting.*

#### **COMMITTEE REPORTS**

**Committee on Finance recommending:**

##### **Action:**

10. Resolution – City Council obligate \$11,000,000.00 of Bristol County ARPA funding for water and sewer infrastructure mandates

*Councilor Linda M. Pereira stated that this should read \$6,000,000, not \$11,000,000 as discussed at the last meeting. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to waive rules to allow ARPA Director Kara A. Humm to answer questions, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to waive the rules to allow Seth Thomas*

Aitken, City Administrator, to answer questions, with Councilor Pamela S. Laliberte absent and not voting. Councilor Joseph D. Camara stated that this was discussed at the last meeting. Vice-President Michelle M. Dionne stated that there was a discussion but no vote taken at the previous meeting. Ms. Humm stated that the current ARPA balance was \$9,194,374 and that if the resolution is approved, the project submitted for this amount should be very specific. Vice-President Michelle M. Dionne asked Mr. Ferland if \$6,000,000 was enough for projects pending from his Department. Mr. Ferland explained that the City would save over \$1,700,000 in interest with this funding over a twenty year period and this amount of interest, if accrued, would build up debt that would be paid for by city residents with rate increases. Mr. Ferland went over details of rate increases that would be required and stated this funding would help avoid this required increase. Mr. Ferland also gave a brief description of different projects and offered to return with a specific list of these projects, if this resolution is approved. Councilor Linda M. Pereira inquired about the length of time the rate savings would last. Mr. Ferland responded twenty years. Councilor Shawn E. Cadime stated that this resolution would reduce the amount billed to rate payers and stated that he agrees that having a list of specific projects that these funds will be used for is a satisfactory compromise. Mr. Ferland agreed and discussed that this funding from the federal government was specific to water and sewer projects. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to waive rules to allow Vice-President Michelle M. Dionne to speak, with Councilor Pamela S. Laliberte absent and not voting. The Vice-President said she agrees that specific projects should be listed and that this will benefit taxpayers. Councilor Andrew J. Raposo asked that Mr. Ferland specifically identify projects that are planned and attach that list to this resolution. Councilor Joseph D. Camara inquired if lead removal projects had been started with current funding. Mr. Ferland stated they had been started when limited amount of staffing was available but additional funding was needed. Mr. Ferland explained basic information on costs. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the resolution, as amended, from a total of \$11,000,000 to \$6,000,000 and to include that Mr. Ferland provide a list to the Council of the projects that will be included, with Councilor Pamela S. Laliberte absent and not voting.

Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

11. Proposed Ordinance – Traffic, Handicapped Parking (inserting)
 

192 Baylies Street	75 Boutwell Street	Brownell Street
76 Holden Street	106 Hudson Street	544 No. Underwood Street
241 Pine Street	Remington Avenue (Bicentennial Park)	

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was voted 8 yeas to pass the proposed ordinance with an emergency preamble, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to pass the proposed ordinance through first reading, second reading, passed to be enrolled and passed to be ordained, with Councilor Pamela S. Laliberte absent and not voting.  
 Approved, September 15, 2022, Paul E. Coogan, Mayor

First reading:

12. Proposed Ordinance – Traffic, miscellaneous
  - Section 1.
  - Parking prohibited at all times:
  - Green Street (west side) north of Central Street for a distance of 50 feet northerly

Section 2.

Handicapped parking removals:

Bowen Street	Bradford Avenue	Charles Street
County Street	Eastern Avenue	Globe Street
Harrison Street	Irving Street	No. Underwood Street
Pokross Street	Sprague Street	Tecumseh Street

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Shawn E. Cadime, it was unanimously voted to pass the proposed ordinance through first reading, with Councilor Pamela S. Laliberte absent and not voting.*

First reading, as amended:

13. Proposed ordinance – Act abolishing the Board of Fire Commissioners

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.*

14. Proposed ordinance – Act abolishing the Board of Police

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.*

15. Proposed ordinance – Establish position of Director of City Operations

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.*

16. Proposed ordinance – Reorganization of city departments

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Shawn E. Cadime, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.*

17. Proposed ordinance – Salary schedule for contract personnel

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.*

18. Proposed ordinance – Salary schedule for executive officers, department heads and non-union personnel

*A motion was made by Councilor Bradford L. Kilby and seconded by Councilor Laura-Jean Washington to pass the ordinance through first reading, as amended. Councilor Leo O. Pelletier stated that the current Administrator of Community Utilities has 12 licenses and works more than 40 hours a week and he believes that this position should have a higher salary limit. A further motion was made by Councilor Leo O. Pelletier to increase the not to exceed limit for Administrator of Community Utilities from \$122,546.37 to \$155,000.00 but received no second. Councilor Linda M. Pereira stated that while it is agreeable that the Administrator of Community Utilities salary limit should be higher, there are also concerns regarding the salaries of other employees in the department. Councilor Joseph D. Camara stated that all positions deserve a salary increase and that it shouldn't be focused on one specific position. Councilor Shawn E. Cadime stated that he agrees with all ideas presented and that this specific position had been offered a contract which was declined; he explained that they did not want to delay timing on this ordinance as it also had many other positions listed that needed to be updated. A further motion was made by Councilor Leo O. Pelletier and seconded by Councilor Shawn E. Cadime*

to refer the proposed ordinance to the Committee on Ordinances and Legislation but was later withdrawn. A motion was made by Councilor Shawn E. Cadime and seconded by Councilor Leo O. Pelletier to waive the rules to allow Seth Thomas Aitken, City Administrator, and Nicholas Macolini, Director of Human Resources, to answer questions. Councilor Shawn E. Cadime asked whether or not the position of Administrator of Community Services could be returned to the Committee on Ordinances and Legislation individually to allow the remainder of the positions to be approved. Mr. Aitken responded with a brief explanation of the process of determining salary limits. Mr. Macolini explained that they are working hard in Human Resources to adjust salaries. Mr. Aitken described options that City staff have to work towards salary adjustment. Councilor Shawn E. Cadime asked if the Administration would be open to amending this position's salary to \$155,000.00. Mr. Aitken responded that it would be amended "at the Council's pleasure." Councilor Shawn E. Cadime then stated that if the Administration was open to amending the salary, he would support the amendment. On yet a motion made by Councilor Leo O. Pelletier and seconded by Councilor Shawn E. Cadime, it was voted 5 yeas, 3 nays that this proposed ordinance be amended to change the salary limit for Administrator of Community Utilities from \$122,546.37 to \$155,000.00, with Councilors Joseph D. Camara, Michelle M. Dionne and Linda M. Pereira voting in the negative, and with Councilor Pamela S. Laliberte absent and not voting. On yet a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted that the proposed ordinance be passed through first reading, as amended, with Councilor Pamela S. Laliberte absent and not voting.

Grant leave to withdraw:

19. Resolution – Stormwater accounts for properties located east of the No. Watuppa Pond  
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Shawn E. Cadime, it was unanimously voted that the resolution be granted leave to withdraw, with Councilor Pamela S. Laliberte absent and not voting.

20. Proposed ordinance – Position of Director of Community Services  
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted that the proposed ordinance be granted leave to withdraw, with Councilor Pamela S. Laliberte absent and not voting.

**ORDINANCES**

Second reading and enrollment, as amended:

21. Proposed Ordinance – Traffic, miscellaneous

Section 1.

Parking prohibited at all times:

Atlantic Boulevard (west side)

From Pembroke Street northerly for a distance of 1,625 feet

Crescent Street (east side) south of Bliss Street for a distance of 74 feet southerly

Section 2.

Two-hour parking:

Rodman Street (west side) - 32 feet south of Brayton Ave., for a distance of 37 feet from 9:00 a.m. to 5:00 p.m. Tuesday through Saturday

Section 3.

Handicapped parking removals:

Choate Street

Grant Street

Hargraves Street

North Seventh Street Washington Street

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the proposed ordinance be passed through second reading and enrollment, as amended, with Councilor Pamela S. Laliberte absent and not voting. On a further motion made by Councilor Shawn E. Cadime and seconded by Leo O. Pelletier, it was unanimously voted that proposed ordinance be passed to be ordained, as amended, with Councilor Pamela S. Laliberte absent and not voting.*  
*Approved, September 15, 2022, Paul E. Coogan, Mayor*

## **RESOLUTIONS**

22. Committee on Ordinances and Legislation convene to review stormwater fee ordinance  
*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the resolution, with Councilor Pamela S. Laliberte absent and not voting.*

23. Name the song "Sing" as the official children's song of the City of Fall River in honor of Joseph Raposo  
*On a motion made by Councilor Shawn E. Cadime and seconded by Bradford L. Kilby, it was unanimously voted to adopt the resolution, with Councilor Pamela S. Laliberte absent and not voting.*

## **CITATIONS**

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to take items 24 and 25 together, with Councilor Pamela S. Laliberte absent and not voting.*

24. Greater Fall River Art Association – 65<sup>th</sup> Anniversary

25. Disabled American Veterans, Chapter 9 – 100<sup>th</sup> Anniversary

*On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adopt the citations, with Councilor Pamela S. Laliberte absent and not voting.*

## **ORDERS – HEARINGS**

### **Curb removals:**

26. Daniel Quintal, 73 Columbia Street – 20.5 +/- feet at 23 Church Street

*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

27. Elizabeth L. Pereira Ryan, 229 Hawthorne Street – 25 +/- feet at 229 Hawthorne Street

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

### **Pole locations:**

28. Massachusetts Electric Company and Verizon New England, Inc. – One (1) joint pole relocation and one (1) joint pole location on Fourteenth Street

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

Pawnbroker and Second Hand Article Stores:

29. Fall River Financial MA, LLC, d/b/a Fall River Pawnbrokers to operate and maintain a pawnbroker and second hand article store at the following locations:
- a. 364 South Main Street
  - b. 1475 South Main Street
  - c. 1435 Pleasant Street

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

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

**ORDERS – MISCELLANEOUS**

30. Order – Rescheduling Committee on Finance and Regular Meetings of the City Council for the month of November

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.*

31. Application for Taxicab License – Fall River Taxi Service, Inc., 67 Talbot Street (1 vehicle)

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Laura J. Washington, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

32. Police Chief's report on licenses:  
2022 Taxicab Drivers:

Nayla M. Alasmar   Robert Digiuseppe   Joyce Fels   Paula Medeiros

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

33. Auto Repair Shop License Renewals:

Fernando P. DaSilva d/b/a Brodeur's Service Station located at 109 Barrett Street

Marco Tavares d/b/a Auto Shop located at 325 Oman Street

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

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

**COMMUNICATIONS – INVITATIONS – PETITIONS**

34. Claims

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

35. Drainlayer Licenses:

- a. A.R. Plante Materials & Earthworks, LLC
- b. William Anthony Excavating, Inc.



*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to approve the licenses, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

**36. Zoning Board of Appeals Minutes – July 21, 2022**

*On a motion made by Councilor Leo O. Pelletier and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the minutes be accepted and placed on file, with Councilor Pamela S. Laliberte absent and not voting.*

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to take items #37 through #39 together, with Councilor Pamela S. Laliberte absent and not voting.*

**City Council Minutes:**

**37. Public Hearing – August 16, 2022**

**38. Committee on Finance – August 16, 2022**

**39. Regular meeting of the City Council – August 16, 2022**

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted that items #37 through #40 be accepted and placed on file, with Councilor Pam S. Laliberte absent and not voting.*

**BULLETINS – NEWSLETTERS – NOTICES – None**

**OTHER POTENTIAL MATTERS ACTED UPON:**

**Committee on Finance recommending:**

**Action:**

**20a. Mayor and orders to accept and expend the following grants:**

**a. \$268,132 – MA DCR – Extend the Quequechan River Rail Trail**

**b. \$100,000 – U.S. EPA – Lead pipe inventory and public engagement program**

**c. \$148,500 – MA EOEEA – Final design and permits to repair Sawdy Pond Dam**

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the orders, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

**d. \$379,875 – MA EOEEA – Mitigate effects of nutrient pollution in the So. Watuppa Pond**

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

**e. \$1,163,000 – MA EOEEA – Improve CSO infrastructure to mitigate effects from climate driven flooding (referred 8-16-22)**

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

20b. Mayor and Memorandum of Agreement between the City of Fall River and the Environmental Police, MCOP Local 491.

*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the order, with Councilor Pamela S. Laliberte absent and not voting.*

*Approved, September 15, 2022, Paul E. Coogan, Mayor*

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Leo O. Pelletier, it was unanimously voted to have the City Clerk read a communication from Councilor Pamela S. Laliberte resigning from the position of City Council President and the City Clerk read the communication, a copy of which is attached hereto and made a part of these minutes. A motion to adjourn at 8:58 p.m. was made by Councilor Bradford L. Kilby, but received no second. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to waive the rules to allow Corporation Counsel to answer questions, with Councilor Pamela S. Laliberte absent and not voting. Councilors asked if a vote should be taken at this meeting to elect a new City Council President and the Corporation Counsel stated that the Attorney General strongly encourages public bodies hold off voting on any matter that is not listed on the agenda. The Vice-President stated that she was not opposed to a vote at the next regularly scheduled meeting.*

*On a motion made by Councilor Bradford E. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adjourn at 9:02 p.m., with Councilor Pamela S. Laliberte absent and not voting.*


List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

Email from Councilor Pamela S. Laliberte resigning from position of City Council President

A true copy. Attest:



City Clerk

In City Council October 11, 2022

Approved

## City Council

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**From:** PAMELA LALIBERTE <pslaliberte@outlook.com>  
**Sent:** Tuesday, September 13, 2022 3:45 PM  
**To:** City Council; City Clerk  
**Subject:** [EXTERNAL] Letter

Hi Alison,  
Please forward my letter to the rest of the Council. Thank you.

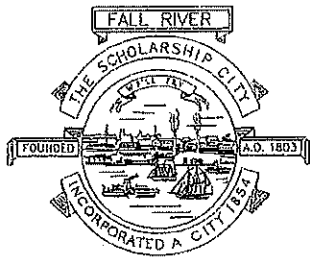
To my colleagues on the Fall River City Council,  
I have been very fortunate to be elected to the Fall River City Council by the residents of our City for four consecutive terms. By a vote of my colleagues, I was chosen to serve as Vice President of the Council for my 2nd and 3rd terms. This past January I was honored to be voted in by my current colleagues to serve as Council President. I have always held these positions in high regard.

I try my best to serve as a City Councilor and live my life in a purposefully positive manner. I work hard in both my professions, truly enjoy helping people, and giving back to my community. While I serve a public position, by nature I am a very private person, so these past few weeks have been a very emotionally painful experience for me. I have never been accused of a crime before, but I am certain my experience would not be considered normal. Having to patiently wait to tell the facts, with the report written as it was, has been a struggle for me, because while I value my privacy, I also believe the whole truth needs to be told, not just in the details of the case, but also the manner in which it was handled. This has been such a devastating experience for me personally that moving forward I know I will not be able to give the position of President the attention it deserves. At this time, I respectfully request that the Council choose a colleague at tonight's meeting to fill this role until we vote again in January.

I am incredibly thankful for the outpouring of support the residents and employees of the city have shown me, and know that I am lucky to have the family and friends that I do. But what I have been especially thankful for is each of my fellow Councilors who have reached out to me. Vice President Dionne, and Councilors Cadime, Kilby, Pelletier, and Raposo. Over the years many City Councilors have found themselves in a not-so-great news story, reported on, or magnified by the fact that we hold this position. But we're not just Councilors, we're humans too. Sometimes people forget that, even our own colleagues. Thank you for recognizing there's always another side to a story, and reserving judgement. I appreciate your kindness more than you know.

Sincerely,  
Pam

**Pam Laliberte**  
**Fall River City Council**  
(508) 367-6819  
[pslaliberte@outlook.com](mailto:pslaliberte@outlook.com)



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

**RECEIVED**

2022 SEP -9 P 12: 22

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

ALISON M. BOUCHARD  
CITY CLERK

**MEETINGS SCHEDULED**  
**CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER**  
**TUESDAY, SEPTEMBER 13, 2022**  
**AGENDA**

INÊS LEITE  
ASSISTANT CITY CLERK

**5:55 P.M. CITY COUNCIL PUBLIC HEARINGS**

**Curb Removals**

1. Daniel Quintal, 73 Columbia Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Openings Proposed After Alteration
23 Church Street	10.5'	10'+/-	0'+/-	20.5'+/-
The existing dwelling is serviced by a 10.5 foot curb opening/driveway on Church Street. The applicant is proposing to extend this opening/driveway an additional 10 feet to provide improved access to the existing off street parking spaces. If granted, the applicant shall install an entirely new concrete apron within the right of way. The existing area is comprised of broken concrete sidewalk and driveway. The applicant shall also be required to repair any and all sidewalk/roadway or curbing affected by this construction activity.				

2. Elizabeth L. Pereira Ryan, 229 Hawthorne Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Openings Proposed After Alteration
229 Hawthorne Street	16'	13'+/-	4'+/-	25'+/-
The existing dwelling is serviced by a 16 foot curb opening/driveway on Hawthorne Street that accesses an existing garage. The applicant is proposing a new 13 foot curb opening/driveway that will provide access to new off street parking spaces. The existing 16 foot opening will be reduced by 4 feet. If granted, the applicant shall install an entirely new concrete or asphalt driveway apron within the right of way. The existing area is comprised of grass with no sidewalks. The applicant shall also be required to repair any and all shoulder area/roadway or curbing affected by this construction activity.				

**Pole locations**

Massachusetts Electric Company and Verizon New England, Inc. for one jointly owned pole relocation and, one jointly owned pole location as follows:

3. Fourteenth Street One (1) joint pole relocation and one (1) joint pole location  
Pole #4 on Fourteenth Street is being relocated 25 feet north of its current location. This will create a long span so a new pole will need to be installed approximately 50 feet south of the existing location of pole #4. Poles being relocated and installed in order to make room for a new entrance for trucks at loading dock for the new building located at 583 Bedford Street.  
In accordance with Plan No. 30586621 dated June 28, 2022.

8. \*Mayor and orders to accept and expend the following grants:
- a. \$99,125.00 – MA EOEEA – Greening the Gateway Cities Implementation Grant
  - b. \$41,905.00 – U.S. DHS, FEMA – Assistance to Firefighters
  - c. \$12,000.00 – Last Call Foundation – Health, Safety and Welfare of Firefighters

### **PRIORITY COMMUNICATIONS**

9. \*Traffic Commission recommending amendments to traffic ordinances

### **COMMITTEE REPORTS**

#### **Committee on Finance recommending:**

##### **Action:**

10. \*Resolution – City Council obligate \$11,000,000.00 of Bristol County ARPA funding for water and sewer infrastructure mandates

#### **Committee on Ordinances and Legislation recommending:**

##### **All readings with Emergency Preamble:**

11. \*Proposed Ordinance – Traffic, Handicapped Parking (inserting)
- |                    |                                      |                          |
|--------------------|--------------------------------------|--------------------------|
| 192 Baylies Street | 75 Boutwell Street                   | Brownell Street          |
| 76 Holden Street   | 106 Hudson Street                    | 544 No. Underwood Street |
| 241 Pine Street    | Remington Avenue (Bicentennial Park) |                          |

##### **First reading:**

12. \*Proposed Ordinance – Traffic, miscellaneous
- Section 1.
- Parking prohibited at all times:
- Green Street (west side) north of Central Street for a distance of 50 feet northerly

##### **Section 2.**

##### **Handicapped parking removals:**

Bowen Street	Bradford Avenue	Charles Street
County Street	Eastern Avenue	Globe Street
Harrison Street	Irving Street	No. Underwood Street
Pokross Street	Sprague Street	Tecumseh Street

##### **First reading, as amended:**

- 13. \*Proposed ordinance – Act abolishing the Board of Fire Commissioners
- 14. \*Proposed ordinance – Act abolishing the Board of Police
- 15. \*Proposed ordinance – Establish position of Director of City Operations
- 16. \*Proposed ordinance – Reorganization of city departments
- 17. \*Proposed ordinance – Salary schedule for contract personnel
- 18. \*Proposed ordinance – salary schedule for executive officers, department heads and non-union personnel

##### **Grant leave to withdraw:**

- 19. \*Resolution – Stormwater accounts for properties located east of the No. Watuppa Pond
- 20. \*Proposed ordinance – Position of Director of Community Services

### **ORDINANCES**


#### **Second reading and enrollment, as amended:**

21. \*Proposed Ordinance – Traffic, miscellaneous

**COMMUNICATIONS – INVITATIONS – PETITIONS**

- 34. \*Claims
- 35. Drainlayer Licenses:
  - a. A.R. Plante Materials & Earthworks, LLC
  - b. William Anthony Excavating, Inc.
- 36. Zoning Board of Appeals Minutes – July 21, 2022
- City Council Minutes:
- 37. \*Public Hearing – August 16, 2022
- 38. \*Committee on Finance – August 16, 2022
- 39. \*Regular meeting of the City Council – August 16, 2022

**BULLETINS – NEWSLETTERS – NOTICES** – None

  
City Clerk

- Ordination:
- 21. \*Proposed Ordinance – Traffic, miscellaneous

ORDER:

The City of Fall River was awarded a grant through MA EOEEA, Department of Conservation and Recreation in the amount of \$268,132 with a duration from July 12, 2022 through June 30, 2023. This grant will be used to extend the Quequechan River Rail Trail from its current terminus (439 Martine St.) to the Fall River/Westport line – approximately 550 feet.

NOW, THEREFORE, BE IT VOTED BY THE CITY COUNCIL: That the Mayor be and is hereby authorized in the name of the City of Fall River to accept and expend a Grant through MA EOEEA, Department of Conservation and Recreation in the amount of \$268,132 for the extension of the Quequechan River Rail Trail;

BE IT FURTHER VOTED: That the Mayor, on behalf of the City of Fall River, be and hereby is, authorized to execute any and all documents necessary in connection with said grant from the MA EOEEA, including the expenditure thereof.

ORDER:

The City of Fall River was awarded a grant through MA EOEEA in the amount of \$148,500 with a duration from the date of contract execution through June 30, 2024. This grant will be used to fund final design work and submittal of permits for repair of Sawdy Pond Dam to improve the condition of the dam.

NOW, THEREFORE, BE IT VOTED BY THE CITY COUNCIL: That the Mayor be and is hereby authorized in the name of the City of Fall River to accept and expend a Grant through MA EOEEA in the amount of \$148,500 for the final design and submittal of permits for the Sawdy Pond Dam repair project;

BE IT FURTHER VOTED: That the Mayor, on behalf of the City of Fall River, be and hereby is, authorized to execute any and all documents necessary in connection with said grant from the MA EOEEA, including the expenditure thereof.



ORDER:

The City of Fall River was awarded a grant through MA EOEEA in the amount of \$1,163,000 with a duration from the date of contract execution through June 30, 2024. This grant will be used to identify, evaluate, and provide concepts to improve Combined Sewer Overflows infrastructure and operations to mitigate the effects from climate-driven flooding.

NOW, THEREFORE, BE IT VOTED BY THE CITY COUNCIL: That the Mayor be and is hereby authorized in the name of the City of Fall River to accept and expend a Grant through MA EOEEA in the amount of \$1,163,000 to improve Combined Sewer Overflows infrastructure and operations to mitigate the effects from climate-driven flooding;

BE IT FURTHER VOTED: That the Mayor, on behalf of the City of Fall River, be and hereby is, authorized to execute any and all documents necessary in connection with said grant from the MA EOEEA, including the expenditure thereof.

TABLED GRANTS FOR COMMITTEE ON FINANCE APPROVAL, SEPTEMBER 13, 2022

Grant Name	State/Federal/Other Funding Source	Duration	Amount of Award	Grant Director	Minimum Match/Local Share Amount Required & Source	Purpose
Mass Trails	MA DCR	07/12/2022-06/30/2023	\$268,132	Dan Aguiar	20%; CPC funds	This grant will extend the Quequechan River Rail Trail from its current terminus (439 Martine St.) to the FR/Westport line – approximately 550 feet.
Lead Pipe Inventory & Public Engagement Demo	U.S. EPA	Upon execution-09/30/2024	\$100,000	Paul Ferland	N/A	The project will: increase public awareness of lead in drinking water, develop a sustainable solution/system to ID lead service lines, & verify existing lead services in the City's inventory.
Dam Repair: Design & Permit	MA EOEEA	Upon execution-06/30/2024	\$148,500	Paul Ferland	25%; Water Dept. Dam Project Authorization	The grant will fund final design work & submittal of permits for repair of Sawdy Pond Dam to improve the condition of the dam.
Municipal Vulnerability Preparedness Action Grant	MA EOEEA	Upon execution-06/30/2023	\$379,875	Paul Ferland	25%; Bristol Co. ARPA	This grant will fund sediment sampling & development of nature-based solutions to mitigate effects from nutrient pollution in the South Watuppa Pond.
Municipal Vulnerability Preparedness Action Grant	MA EOEEA	Upon execution-06/30/2024	\$1,163,000	Paul Ferland	25%; \$123M CSO Authorization	The grant will identify, evaluate, & provide concepts to improve CSO infrastructure & operations to mitigate the effects from climate-driven flooding.

**FINANCE 2A-E**

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2022 AUG 25 A 9:38

CITY CLERK  
FALL RIVER, MA

*City of Fall River, In City Council*

FINANCE 3

ORDERED, that the funding of the cost items contained in the collective bargaining agreement between the City of Fall River and the Fall River Environmental Police, MCOP Local 491, is hereby approved.

CITY OF FALL RIVER  
IN CITY COUNCIL

AUG 16 2022

Referred to the Committee  
on Finance

**MEMORANDUM OF AGREEMENT**

**BETWEEN**

**THE CITY OF FALL RIVER**

**and**

**THE FALL RIVER ENVIRONMENTAL POLICE, MCOP LOCAL 491**

This **MEMORANDUM OF AGREEMENT** is entered into by and between the City of Fall River (hereinafter "the City") and the Fall River Environmental Police, MCOP Local 491, ("Union");

**WHEREAS**, the City and the Union are parties to a collective bargaining agreement originally in effect for the period of July 1, 2019 through June 30, 2021, and

**WHEREAS**, the City and the Union have come to terms for a successor agreement,

**NOW, THEREFORE**, in consideration of mutual covenants and promises, the Parties hereby agree extend and maintain all current terms and conditions of employment which are established by their 2019-2021 Memorandum of Agreement, the 2016-2019 Collective Bargaining Agreement, the parties' practices, current policies and work rules, or in any other way, except as modified by this Memorandum of Agreement:

**1. Duration:**

- a. Modify the CBA to reflect a one-year agreement from July 1, 2021, through June 30, 2022.

**2. Wages:**

- a. Modify section 1 of Article V of the CBA to reflect the following across the board increases to base pay:

Retroactively increase base pay by 1% effective July 1, 2021.

**3. COVID-19 Bonus:**

- a. In recognition and appreciation of the work performed by unit members during the pandemic, the City will remit a one-time payment to each member of the bargaining unit in the amount of three thousand (\$3,000.00) dollars payable in the payroll following funding of this MOA by City Council. This shall be paid to any member who is an active employee as of the date of funding by the City Council and the following former unit members Wedson Tiburtino, Jeffrey Gosselin, and Jeffrey Kilby, who will receive the full payment described herein along with all other eligible members of the bargaining unit.

**4. Work Week, Work Hours & Overtime**

FINANCE 3

Paul Coogan  
Mayor Paul Coogan

Date: 7/7/2022

William Medeiros 7/02/22  
President  
Fall River Environmental Police Officers  
MCOP Local 491  
Date:

2A



City of Fall River  
Massachusetts  
Office of the Mayor

PAUL E. COOGAN  
Mayor

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2022 SEP -6 A 11: 21

CITY CLERK  
FALL RIVER, MA

September 6, 2022

Madam President and  
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 reappointment:

Name: Susan C. Cote

Address: 542 Bowen Street  
Fall River, MA 0272

Position: Cultural Council

Effective: October 3, 2022

Term to Expire: October 2, 2025

Sincerely,

Paul E. Coogan  
Mayor

PC/amos

2c



City of Fall River  
Massachusetts  
Office of the Mayor

PAUL E. COOGAN  
Mayor

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2022 SEP -6 A 11:21

CITY CLERK  
FALL RIVER, MA

September 6, 2022

Madam President and  
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 reappointment:

Name: Richard R. Pelletier

Address: 900 Plymouth Avenue  
Fall River, MA 02721

Position: Cultural Council

Effective: September 6, 2022

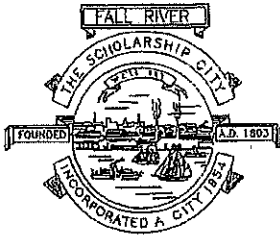
Term to Expire: September 6, 2025

Sincerely,

Paul E. Coogan  
Mayor

PC/amos

3



City of Fall River  
Massachusetts  
Office of the Mayor

PAUL E. COOGAN  
Mayor

September 6, 2022

RECEIVED

2022 SEP -6 A 11: 21

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

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:

Attached for your consideration please find City Councilor Linda Pereira's proposal for the use of Bristol County ARPA funding.

Thank you for your consideration in this matter.

Sincerely,

Paul E. Coogan  
Mayor

PC/amos



ARPA Fund Use: **FITNESS COURT®**  
 Proposal by Councilor Linda Pereira

Description of Proposal: Providing all residents of Fall River access to fitness opportunities

Requested ARPA Funds: \$164,350.00

Item	Cost
Fitness Court Equipment	\$138,000
Shipping	\$4,350
Blue Cross/Blue Shield Grant	(\$50,000)
Local Artist Collection	\$25,000
Concrete Slab (can be done in-house)	\$20,000 (max.)
Installation	\$27,000
<b>TOTAL</b>	<b>\$164,350</b>

Category: 2: Negative Economic Impacts:

Assistance to Households:

2.22 Strong Healthy Communities: Neighborhood Features that Promote Health and Safety.

Rationale for ARPA Funding:

Blue Cross and Blue Shield of Massachusetts (BCBSMA) has created a "National Fitness Campaign" in an effort to "build healthy communities by bringing people outside to move every day." As part of this campaign, BCBSMA, is offering a \$50,000 grant to 15 communities to build a Fitness Court® Worlds Best Outdoor Gym. The City was notified in August 2022 that it was the recipient of the grant. The Fitness Court ® is a functional training system with thousands of exercises and allows users to focus on seven full body workouts.

The City of Fall River, population 89,618 (US Census 2020 American Community Survey 5-year estimates), is a Gateway City which once enjoyed economic success but now faces a variety of social and economic challenges. The city is one of the most financially stressed communities with high poverty and unemployment rates, further exacerbated by the COVID-19 emergency health crisis. Fall River is also an Environmental Justice (EJ) community, with a population at risk for health inequities based on demographic criteria, such as low income, minority, and English language isolation. The population also meets four vulnerable health EJ criteria, including heart attack. The poor local economy severely limits opportunities for our residents who are looking for increasingly accessible and affordable recreation options. Furthermore, the pandemic has placed an emphasis on the need for outdoor spaces that support public health and safe mobility in the community. The proposed project is also consistent with CDC guidelines on pandemic safety, e.g., social distancing; it is easy to maintain 6' physical distancing on the



City of Fall River  
Massachusetts  
Office of the Mayor

PAUL E. COOGAN

Mayor

September 8, 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:

Attached for your consideration please find City Councilor Linda Pereira's proposal for the use of Bristol County ARPA funding.

Thank you for your consideration in this matter.

Sincerely,

Paul E. Coogan  
Mayor

PC/amos

CITY CLERK  
FALL RIVER, MA

2022 SEP - 8 P 2:02

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ARPA Fund Use:      **Solar Flashing Stop and Pedestrian Signs**  
 Proposal by Councilor Linda Pereira

Description of Proposal:      Ensuring the safety of pedestrians accessing the most heavily travelled intersections, schools, elderly housing, and parks in the City and increase the visibility and awareness of drivers on the roadways.

Requested ARPA Funds: \$145,000.00

Quantity	Description	Unit Rate	Total
50	Solar-30x30=W11-2 Pedestrian Crossing-LED Flashing Solar Sign (24/7)	\$1,450.00	\$72,500.00
50	Solar R1-1 30x30 Flashing Stop Sign (24/7)	\$1,450.00	\$72,500.00
<b>TOTAL</b>			<b>\$145,000.00</b>

Category: 2: Negative Economic Impacts:

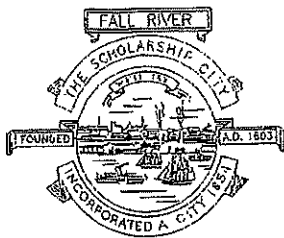
Assistance to Households:

2.22 Strong Healthy Communities: Neighborhood Features that Promote Health and Safety.

Rationale for ARPA Funding:

COVID-19 had a significant and detrimental impact on public transportation. Across the nation ridership on public transportation declined, when people who normally frequented such transportation, feared overcrowding and infection, and many just simply no longer commuted to work. Additionally, there was a shortage of bus drivers which caused routes to be eliminated. In urban cities many people simply opted to walk. According to the American Public Transportation Association (APTA) ridership on public transportation dropped by 79%. There was a significant increase in utilitarian and recreational walking. Recreational walking surpassed pre-pandemic levels as people opted to escape the confines of their homes to get fresh air and exercise. As a result, there is more pedestrian traffic, as well as more, single vehicle traffic, as people opt out of public transportation.

In an effort to ensure the pedestrians accessing the heavily travelled intersections, schools, elderly housing and parks in the City and to increase visibility and awareness of drivers on the roadway, the solar powered flashing stop signs and LED flashing pedestrian crossing signs will



PAUL E. COOGAN  
Mayor

City of Fall River  
Massachusetts  
Office of the Mayor

CITY CLERK  
FALL RIVER, MA

2022 SEP - 7 A 8:13

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September 6, 2022

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


Dear Honorable Council Members:

The City of Fall River submitted a grant application to the National Fitness Campaign (NFC) to participate in the 2022 Blue Cross Blue Shield of Massachusetts Campaign to install and activate an outdoor Fitness Court®. The courts are meant for people, aged 14 and above, of all abilities and are designed to improve health outcomes and break down barriers to live an active and healthy lifestyle in every community. Fall River was recently notified of an award in the amount of \$50,000. The NFC requires a local funding commitment in the amount of \$164,350, which will be requested from the Bristol County American Rescue Plan Act Board of Commissioners.

Please review and approve the attached resolution citing the Outdoor Fitness Court® as part of the 2022 Blue Cross Blue Shield National Fitness Campaign. With funds awarded, we will purchase and install the equipment and collaborate with the NFC on a local artist package to be displayed on the outside of the Fitness Court®. The installation and launch will be planned for spring 2023 at a location to be determined. When complete, the Fitness Court® will provide free recreation opportunities and promote healthy, active lifestyles for people, aged 14 and above, of all abilities who visit the court. The proposed project would be completed in calendar year 2023.

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

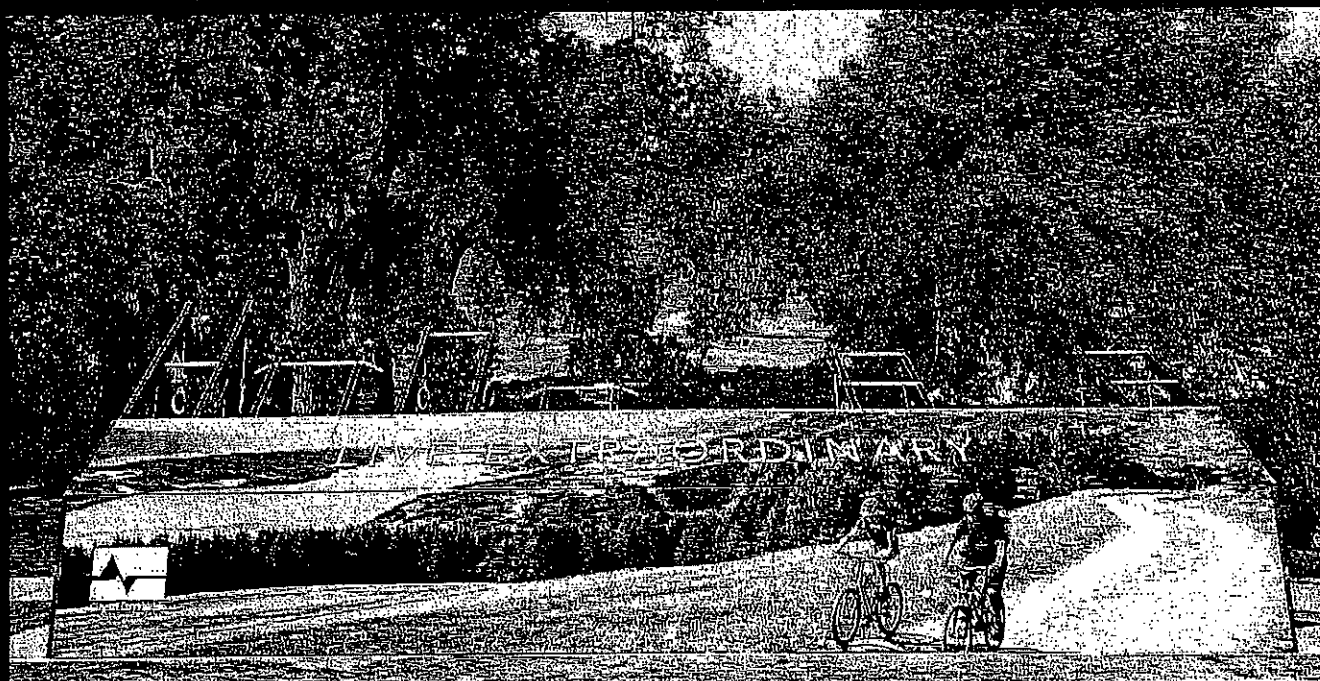
Best Regards,

  
Paul E. Coogan  
Mayor



# Health Outcomes Assessment

*Executive Summary: UHealth Fitness Court 2019 Pilot Study*



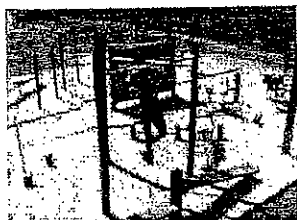
UHealth Fitness Court - Loveland, Colorado



# Campaign History

## 1979

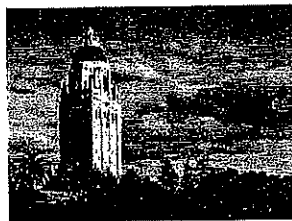
The Fitness Court was invented by NFC founder Mitch Menaged in San Francisco, with the simple goal of encouraging healthy lifestyles. With the support of Wells Fargo Bank, the Campaign was launched at Stanford University, and in San Francisco. It then spread throughout California and the western United States.



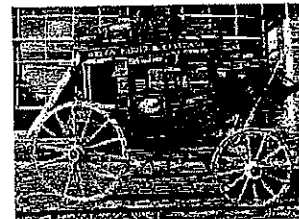
The First Fitness Court®



San Francisco



Stanford University



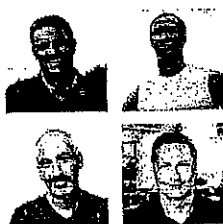
Wells Fargo Bank

## 1990

Between 1980 and 1990, National Fitness Campaign grew to over 4,000 communities. Partnerships were formed with more than 100 corporate sponsors and the program raised over \$100 million in the US, Canada and Australia. This was the largest ever public-private partnership in support of physical fitness.

## 2012

Alarmed by obesity rates of 40% amongst American adults, NFC Founder Mitch Menaged returned and assembled a world-class team to reinvent NFC for the 21st century, using San Francisco as a laboratory to build the world's best outdoor gym. The Fitness Court® was reborn and integrated with a digital ecosystem to support healthy living. The program was tested for over 5 years on the Marina Green near the Golden Gate Bridge in San Francisco.



Design Team



Innovative Re-design



The New Fitness Court®



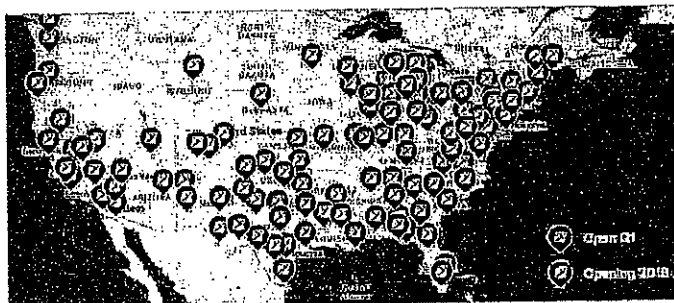
Digital Ecosystem

## 2018

The Campaign launches in over 100 cities, and once again at Stanford University. NFC begins forming partnerships with sponsors, cities and colleges, building its 21st century network.

## 2021

By 2021, the campaign will be operating in over 1000 cities and colleges.

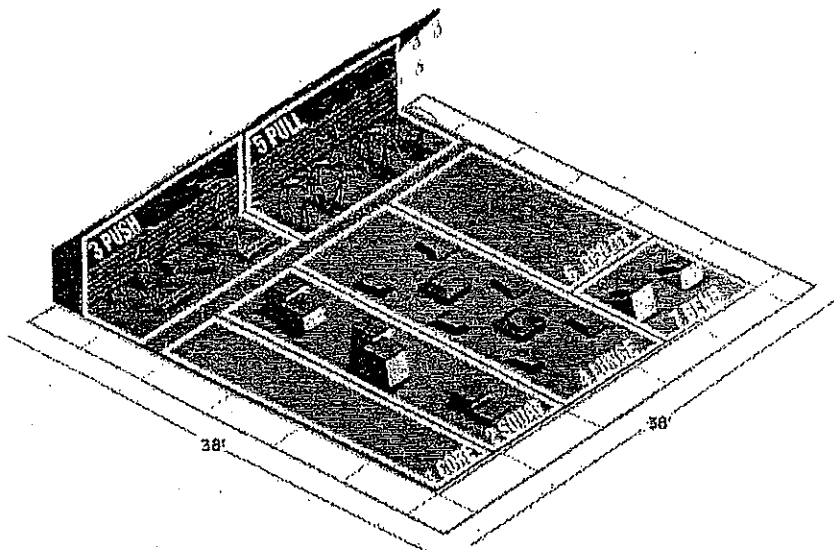


## 2029

In 2029, NFC will celebrate its 50th anniversary. Fitness Courts® will be accessible everywhere just like tennis courts. NFC looks forward to challenging millions of people around the world to meet on the world's largest free outdoor gym network to celebrate the joys of healthy, happy living.



# Fitness Court®



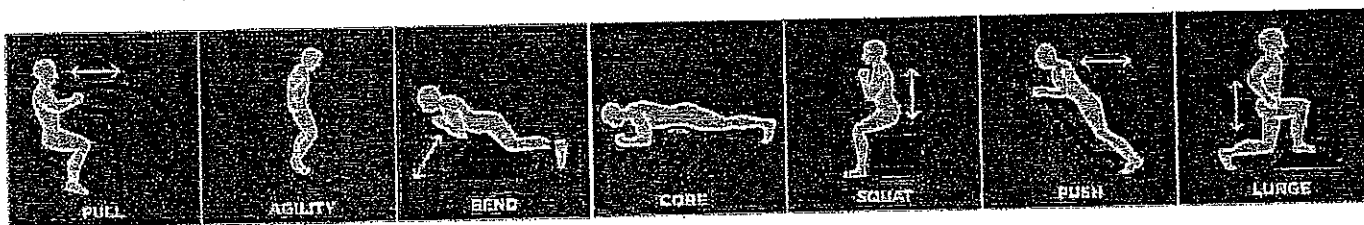
## FITNESS COURT®

The world's best outdoor gym

National Fitness Campaign's Fitness Court® is the centerpiece to its holistic health and wellness initiative. The Fitness Court® is an outdoor bodyweight circuit training center with a functional fitness DNA. The best-in-class system provides a full-body workout to adults of all ability levels. With 7 functional fitness zones, the Fitness Court can be used in thousands of ways.

### 7 movements in 7 minutes: a powerful, functional outdoor circuit training program

The Fitness Court provides adults of all ages and ability levels an intuitive, full body routine that burns calories and supports longevity.



### Fitness Court Design Team

Experts in industrial design, exercise science and community wellness joined forces to create the DNA of the innovative Fitness Court.



#### MITCH MENAGED | NFC FOUNDER

As the Founder of National Fitness Campaign, Menaged has dedicated his career to delivering a new kind of healthcare to the United States and others around the globe. He brings decades of unique experience in developing, funding and launching local and national fitness campaigns.



#### SAM LUCENTE

Sam Lucente, one of the country's most celebrated industrial designers, led the design of the Fitness Court and digital ecosystem. Lucente crafted the Fitness Court as urban art, and then matched body movement structures with elegant molded shapes to create world class design with "Silicon Valley" style.



#### MARK LAUREN

Mark Lauren is a bodyweight fitness expert who trained US Air Force operatives for over a decade and revolutionized the US Air Force's training regimes. He is a Military Physical Training Specialist, Special Operations Combat Controller and triathlete. Lauren created the DNA of the Fitness Court's powerful seven station, high intensity, bodyweight training system.

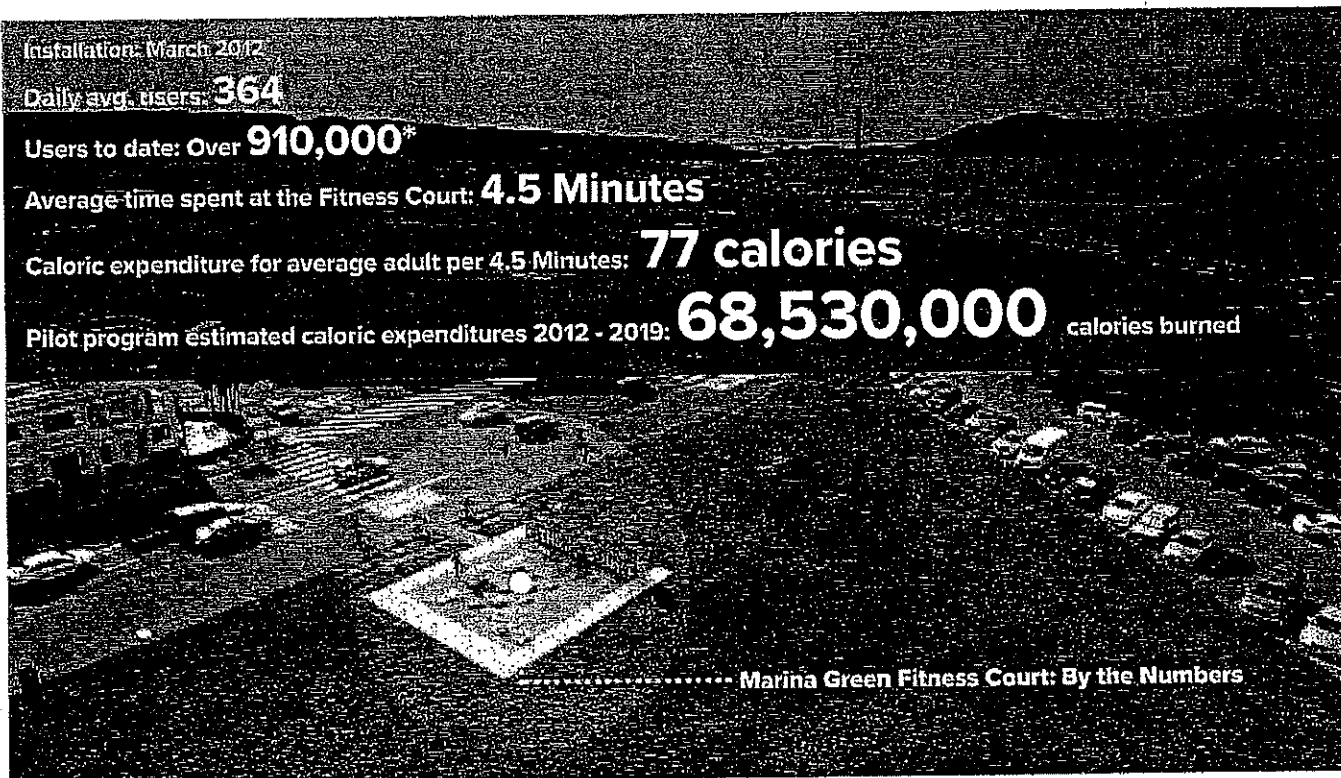


#### GADI AMIT

Gadi Amit is the founder and president of New Deal Design - ranked #1 by Fast Company Magazine as America's Most Innovative Design team. Under Amit's leadership, New Deal Design synthesized form and function, pride and energy, court and concept, producing the world's best outdoor gym: The Fitness Court®.



# San Francisco Case Study: Individual Use



\*Users to date estimate as of May 1, 2019

**By the numbers** Yearly impact of consistent, individual daily use classified by program impact category\*

Tier 1	Tier 2	Tier 3
Yearly Impact metrics	Yearly Impact metrics	Yearly Impact metrics
# of users : 130,000	# of users : 54,750	# of users : 27,375
Duration of use (average): 4.5 Minutes	Duration of use (average): 4.5 Minutes	Duration of use (average): 4.5 Minutes
Calories burned (per Fitness Court):	Calories burned (per Fitness Court):	Calories burned (per Fitness Court):
<b>10,230,220</b>	<b>4,215,750</b>	<b>2,107,875</b>

\*Tier 2 and tier 3 site impact estimated based on tier 1 study. Following the program launch in 2018, current analysis is underway with specific tier 2 and tier 3 sites to confirm daily usage frequency and impact.





# Group Training: Fitness Court Classes



2019: A Fitness Court Class takes place in Loveland



2019: NFC's Director of Training certifies ambassadors

## NFC Certified Ambassador Program

NFC's Ambassador Provides Program provides training and certification for community ambassadors and fitness leaders, alongside continuing education credits through ACE. NFC provides training for up to 15 ambassadors with each Fitness Court launch. The purpose of this program is to educate America around functional training practices and establish a core of leaders to continue to deliver programming in all partner communities.

In Loveland, NFC trained and certified a group of local Ambassadors, primarily made up of city staff. Following the training, these Ambassadors are now approved to teach Fitness Court Classes and Clinics, and support ongoing community programming on the UCHealth Fitness Court.



2019: A Loveland Resident on the Fitness Court

## Fitness Court Classes

Dynamic, full body circuit training classes for adults of all ages and ability levels are the hallmark of NFC's programming and activation. With support from NFC, a class schedule has been developed to support ongoing programming and further work to achieve health impact in the community. These classes are provided free to the public. The page the follows outlines the format of the class, and the class' impact on each user.

Pilot programs are now in practice across the country to support local ambassadors in building a robust calendar of classes and clinics to take health impact one step further. The pages that follow analyze the standard NFC Class, and provide further data regarding ongoing participation in programming on the Fitness Court.



## Beyond Calories - Community Impact

### Social Health

The UCHealth Fitness Court In Loveland brings people together in the community. Relationships have a big impact on total health. There are far reaching benefits related to building community to be considered with the initiative.

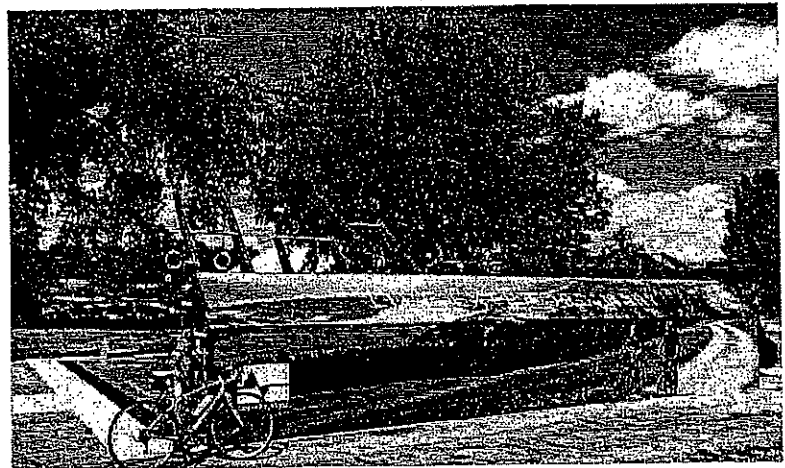
In addition, Group Exercise has been shown to increase motivation, knowledge base and proper exercise execution, as well as accountability.



### Time in Nature

Spending time in nature has extraordinary benefits, which are delivered to community members every time an individual steps foot on the UCHealth Fitness Court.

Among these are : Memory improvement, stress reduction, increased Vitamin D levels, improved sleep, a strengthened immune system, and reduced inflammation.



### Mental Health

The combination of exercise, time outdoors, and social contact is a powerful formula for not only physical health, but mental health. Those three pillars are all scientifically proven to have a positive impact on an individuals overall mood, sense of belonging and happiness.

As an example, clinical studies prove each of these activities in isolation can reduce depression in adults. Their combined effect is estimated to have a significant impact on mental health.





City of Fall River  
Massachusetts  
Office of the Mayor

PAUL E. COOGAN  
Mayor

RECEIVED

2022 SEP -7 P 2:54

CITY CLERK  
FALL RIVER, MA

September 7, 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:

Attached for your review and consideration please find a resolution as well as a Tax Increment Financing Agreement Amendment between the City of Fall River and Blount Fine Foods Corp. and Blount Realty, LLC.

Thank you for your consideration in this matter.

Sincerely,

Paul E. Coogan  
Mayor

PC/amos

6

TAX INCREMENT FINANCING AGREEMENT AMENDMENT  
BY AND BETWEEN  
THE CITY OF FALL RIVER  
AND  
BLOUNT FINE FOODS CORP.  
AND  
BLOUNT REALTY, LLC

*This Agreement* made this                      day of September, 2022, by and between the CITY OF FALL RIVER, a municipal corporation duly organized under the laws of the Commonwealth of Massachusetts, acting through its Tax Increment Financing Board, having a principal place of business at One Government Center, Fall River, Massachusetts, 02722, (hereinafter called the "CITY"), and BLOUNT FINE FOODS CORP. a corporation with a principal place of business at 630 Currant Road, Fall River, Massachusetts, 02720 (hereinafter called the "COMPANY"), and BLOUNT REALTY, LLC, a corporation with a principal place of business at 630 Currant Road, Fall River, Massachusetts, 02720 (hereinafter called the "LANDLORD") and amends the Tax Incentive Increment Financing Agreement by and between the CITY, the COMPANY and the LANDLORD dated February 25, 2015 (hereinafter the "2015 TIF"). This Agreement shall take effect immediately upon final approval by the Massachusetts Economic Assistance Coordinating Council on                      , 2022.

*Whereas*, the CITY, the COMPANY, and the LANDLORD executed the 2015 TIF on February 25, 2015, and pursuant to the 2015 TIF, the COMPANY, a family-owned manufacturer and distributor of frozen and refrigerated premium soups and side for retail and foodservice under the Blount, Panera Bread, Legal Sea Foods, and private label brands, distributed throughout the United States agreed to develop a 50,000 square foot expansion in Fall River at a site adjacent to its current location, on land owned by the LANDLORD (hereinafter "the FACILITY") resulting in an initial investment of approximately \$10 Million and the retention of three hundred and four (304) permanent full-time jobs and the creation and retention of seventy-five (75) new permanent full-time jobs and twenty-five (25) seasonal jobs, as more fully described in the 2015 TIF; and

*Whereas*, the CITY agreed to grant a Tax Increment Financing Exemption to the COMPANY in accordance with Massachusetts General Laws Chapter 23A, Section 3A to 3F, Chapter 40, Section 59, and Chapter 59, Section 5, Clause 51, and the applicable regulations thereto, as more fully described in the 2015 TIF; and

*Whereas*, the COMPANY and the LANDLORD have satisfied, and continue to satisfy, their obligations under the 2015 TIF, and now propose to develop a further expansion on the property that will consist of a \$65 million 39,000 s/f expansion and create and retain an additional 70 new jobs within 7 years; and

6

Fiscal Year	TIF Exemption
FY2023	80%
FY2024	80%
FY2025	75%
FY2026	75%
FY2027	75%
FY2028	75%
FY2029	60%
FY2030	60%
FY2031	60%
FY2032	60%
FY2033	60%
FY2034	60%

4. The first paragraph of Section B.2 shall be stricken in its entirety and replaced with the following:

If the CITY determines after a hearing before, and determination from, the CITY'S Tax Increment Financing Board, that the COMPANY has failed to meet or maintain its employment goals, including its obligation to retain 950 permanent full-time existing jobs, and create seventy (70) permanent full-time jobs within seven (7) years of the date the CITY issues the COMPANY a Certificate of Occupancy for the proposed \$65 million 39,000 s/f expansion, the Tax Increment Financing Exemption pertaining to real property and personal property tax exemptions shall be revoked.

5. The CITY and the COMPANY hereby ratify all other provisions of the 2015 TIF not expressly amended herein.

ECONOMIC ASSISTANCE COORDINATING COUNCIL  
MASSACHUSETTS OFFICE OF BUSINESS DEVELOPMENT

EDIP Supplemental Application Exhibit 2: Local Incentive Valuation for Blount Fine Foods

TY	Municipal Tax Rate Per Thousand	Incremental Assessed Value	Projected Annual RE Property Tax Bill for Incremental Assessed Value	TIF/STA Yearly Exemption %	Exempted Annual RE Property Taxes	Exempted Annual Personal Property Taxes	Total Yearly Value of Local Tax Incentives
2023	\$27.03	\$5,925,000.00	\$160,152.75	80%	\$128,122.20	\$0.00	\$128,122.20
2024	\$27.03	\$5,925,000.00	\$160,152.75	80%	\$128,122.20	\$0.00	\$128,122.20
2025	\$27.03	\$5,925,000.00	\$160,152.75	75%	\$120,114.56	\$0.00	\$120,114.56
2026	\$27.03	\$5,925,000.00	\$160,152.75	75%	\$120,114.56	\$0.00	\$120,114.56
2027	\$27.03	\$5,925,000.00	\$160,152.75	75%	\$120,114.56	\$0.00	\$120,114.56
2028	\$27.03	\$5,925,000.00	\$160,152.75	75%	\$120,114.56	\$0.00	\$120,114.56
2029	\$27.03	\$5,925,000.00	\$160,152.75	60%	\$96,091.65	\$0.00	\$96,091.65
2030	\$27.03	\$5,925,000.00	\$160,152.75	60%	\$96,091.65	\$0.00	\$96,091.65
2031	\$27.03	\$5,925,000.00	\$160,152.75	60%	\$96,091.65	\$0.00	\$96,091.65
2032	\$27.03	\$5,925,000.00	\$160,152.75	60%	\$96,091.65	\$0.00	\$96,091.65
2033	\$27.03	\$5,925,000.00	\$160,152.75	60%	\$96,091.65	\$0.00	\$96,091.65
2034	\$27.03	\$5,925,000.00	\$160,152.75	60%	\$96,091.65	\$0.00	\$96,091.65
				<b>TOTALS</b>	<b>\$1,313,252.55</b>	<b>\$0.00</b>	<b>\$1,313,252.55</b>

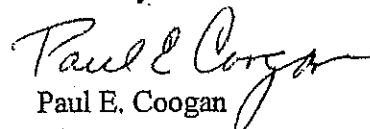
Note: In Massachusetts, Proposition 2 1/2 operates at the level of a municipality's total tax levy. Due to Proposition 2 1/2, it is impossible to make reliable projections for individual parcels, whose taxes may increase much more or much less than the municipality's total taxes. As a result, this spreadsheet does not include an assumed increase in either the tax rate or the assessed value. This spreadsheet is intended to provide an estimate of the total value of property tax exemption as a result of the yearly TIF or STA exemption percentage negotiated between a company and a municipality.

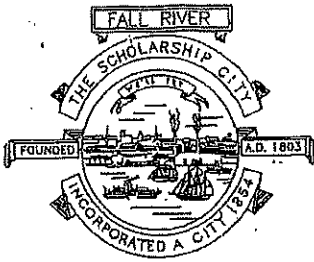
Total Yearly Value of Local Tax Incentives minus PILOT = \_\_\_\_\_

7

I therefore respectfully request the City Council approve the amendment so as to allow for the submission of an application to the Massachusetts Department of Community and Development to amend the City of Fall River Central Market Housing, Development (HD) District Zone and accomplish the aforementioned goals.

Sincerely

  
Paul E. Coogan  
Mayor



PAUL E. COOGAN  
*Mayor*

# City of Fall River Massachusetts

## Engineering Department

DANIEL N. AGUIAR  
*City Engineer*

August 22, 2022

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

RE: Housing Development Overlay District

Dear Council President and Members of the Honorable Council,

On June 28, 2022 the Council referred the above referenced matter to the Planning Board for Public Hearing and Recommendation. On August 10, 2022 the Planning Board held said hearing and voted unanimously to recommend the extension of the "Housing Development Overlay District" to include the area indicated on the attached "Exhibit A"

Please feel free to contact me with any questions or comments.

Sincerely,  
For the City of Fall River

Daniel Aguiar  
City Engineer

CITY CLERK  
FALL RIVER, MA

2022 SEP - 2 A 8:52

RECEIVED





City of Fall River  
Massachusetts  
Office of the Mayor

8  
A-C

PAUL E. COOGAN  
Mayor

September 9, 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:

Attached for your review and consideration please find the list of grants for City Council approval as well as the City Council Orders for the grants listed.

Thank you for your consideration in this matter.

Sincerely,

*Paul E. Coogan*

Paul E. Coogan  
Mayor

PC/amos

CITY CLERK  
FALL RIVER, MA

2022 SEP - 8 P 2:02

RECEIVED

8B

# City of Fall River, *In City Council*

## ORDER:

The City of Fall River was awarded an Assistance to Firefighters grant through the U.S. Department of Homeland Security-FEMA in the amount of \$41,905 from the date of acceptance through August 30, 2024. This grant will be used to purchase replacement hoses and nozzles and to add appliances (hydrant assist valves) on two frontline staffed engine companies.

NOW, THEREFORE, BE IT VOTED BY THE CITY COUNCIL: That the Mayor be and is hereby authorized in the name of the City of Fall River to accept and expend a Grant through the U.S. Department of Homeland Security-FEMA in the amount of \$41,905 to purchase replacement hoses and nozzles and to add appliances on two frontline staffed engine companies;

BE IT FURTHER VOTED: That the Mayor, on behalf of the City of Fall River, be and hereby is, authorized to execute any and all documents necessary in connection with said grant from the U.S. Department of Homeland Security-FEMA, including the expenditure thereof.

**GRANTS FOR CITY COUNCIL APPROVAL, SEPTEMBER 13, 2022**

Grant Name	State/Federal/Other Funding Source	Duration	Amount of Award	Grant Director	Minimum Match/Local Share Amount Required & Source	Purpose
Greening the Gateway Cities Implementation Grant	MA EOEAA	Upon execution- 06/30/2023	\$99,125	Chris Parayno	N/A	The project will include planting 175 street trees in partnership with the non-profit Fall River Street Tree Planting Program.
Assistance to Firefighters	U.S. DHS, FEMA	Upon acceptance- 08/30/2024	\$41,904.55	Chief St. Martin	10%/\$4,190.45; municipal fund	This grant will be used to replace hoses & nozzles & add appliances (hydrant assist valves) on 2 frontline staffed engine companies.
Health, Safety & Welfare of Firefighters	Last Call Foundation	2022	Up to \$12,000	Chief St. Martin	N/A	FRFD will purchase 18 (quantity to be confirmed) Snap-Tite Warrior Fire Master (thermally resistant) fire hoses and deploy 2 attack hoses (3 in areas with high-rise structures) on every engine.

8  
A-C

**City of Fall River  
Massachusetts**

*Office of Traffic and Parking*

**Paul E. Coogan  
Mayor**

**Laura Ferreira**

**Parking Clerk**

2022 AUG 25 A 10:04

CITY CLERK  
FALL RIVER, MA

August 24, 2022

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 17, 2022, the following request met all guidelines and requirements. Approved in a motion made by the Traffic Board Commission.

That Chapter 70, Section 281, of the Revised Ordinances be amended in the following section.

Article: 70 STOP SIGN  
Section: 241

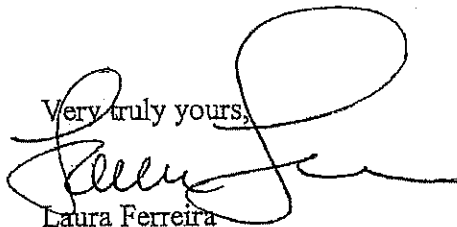
By inserting in proper alphabetical order the following:

**NEWARK STREET:**

**SOUTHBOUND**

**ANTHONY STREET**

Very truly yours,



Laura Ferreira  
Director of Traffic & Parking

**City of Fall River  
Massachusetts**

*Office of Traffic and Parking*

**Paul E. Coogan  
Mayor**

9  
**RECEIVED**  
2022 AUG 25 A 10:04  
**Laura Ferreira**  
**Parking Clerk**  
CITY CLERK  
FALL RIVER, MA

August 24, 2022

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 17, 2022, the following request met all guidelines and requirements. Approved in a motion made by the Traffic Board Commission.

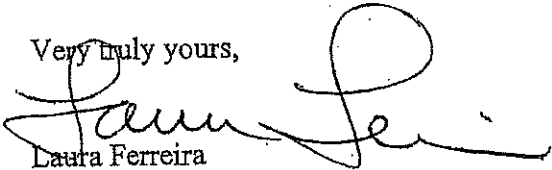
That Chapter 70, Section 281, of the Revised Ordinances be amended in the following section.

**Article: 70 ONE-WAY STREET**  
**Section: 281**

By Inserting in a proper alphabetical order the following:

**Anthony Street: Westerly From Stafford Road to Lamphor Street**

Very truly yours,

  
**Laura Ferreira**  
Director of Traffic & Parking

9

**City of Fall River  
Massachusetts**

*Office of Traffic and Parking*

**Paul E. Coogan  
Mayor**

RECEIVED  
2022 AUG 25 A 10:04  
Laura Ferreira  
Parking Clerk  
CITY CLERK  
FALL RIVER, MA

August 24, 2022

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 17, 2022, the following request met all guidelines and requirements. Approved in a motion made by the Traffic Board Commission.

That Chapter 70, Section 281, of the Revised Ordinances be amended in the following section.

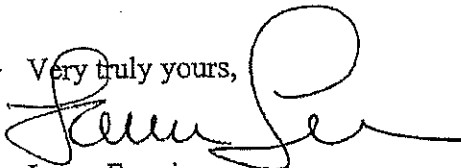
Article: 70  
Section: 371

**PARKING PROHIBITED AT ALL TIMES**

By inserting in proper alphabetical order the following:

**LAMPHOR STREET:                      EAST SIDE                      Starting at a point 40 feet north  
of Anthony Street**

Very truly yours,



Laura Ferreira  
Director of Traffic & Parking

9

**City of Fall River  
Massachusetts**

*Office of Traffic and Parking*

**RECEIVED**

**Paul E. Coogan  
Mayor**

2022 AUG 25 A 10:04  
**Laura Ferreira**  
**Parking Clerk**  
CITY CLERK  
FALL RIVER, MA

August 24, 2022

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 17, 2022, the following request met all guidelines and requirements. Approved in a motion made by the Traffic Board Commission.

That Chapter 70, Section 281, of the Revised Ordinances be amended in the following section.

**Article: 70**  
**Section: 371**

**PARKING PROHIBITED AT ALL TIMES**

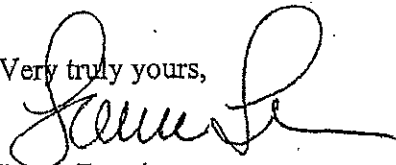
By inserting in proper alphabetical order the following:

**NEWARK STREET:**

**EAST SIDE**

**Starting at a point 40 feet north  
of Anthony Street**

Very truly yours,



**Laura Ferreira**  
**Director of Traffic & Parking**

**City of Fall River  
Massachusetts**

*Office of Traffic and Parking*

**Paul E. Coogan  
Mayor**

**RECEIVED**  
2022 AUG 25 A 10:04  
**Laura Ferreira  
Parking Clerk**

CITY CLERK  
FALL RIVER, MA

August 24, 2022

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 17, 2022, the following request met all guidelines and requirements. Approved in a motion made by the Traffic Board Commission.

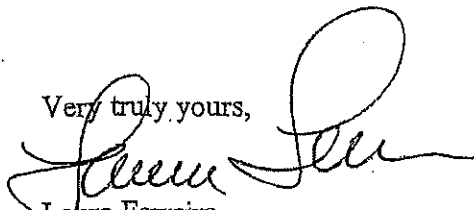
That Chapter 70, Section 281, of the Revised Ordinances be amended in the following section.

**Article: 70 LEFT TURN PROHIBITED**  
**Section: 222-B.**

By inserting in proper alphabetical order the following:

**NEWARK STREET: SOUTH BOUND Left turn Prohibited onto  
Anthony Street**

Very truly yours,

  
**Laura Ferreira  
Director of Traffic & Parking**





**CITY OF FALL RIVER  
MASSACHUSETTS**

*Traffic & Parking Division*

9

**Paul E. Coogan**  
*Mayor*

**LAURA FERREIRA**  
*Director of Traffic & Parking*

August 19, 2022

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

RECEIVED  
2022 SEP - 8 A 11: 52  
CITY CLERK  
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 17, 2022 the following request was heard and approved by the Traffic Commission.

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

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

By striking out in proper alphabetical order the following.

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Third Street	East	Starting at a point 497 feet north of Morgan Street For distance of 20 Feet north.

Mandy Roderick  
558 Third Street  
Fall River MA 02721

Very truly yours,

Laura Ferreira  
Director of Traffic & Parking



CITY OF FALL RIVER  
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan  
Mayor

LAURA FERREIRA  
Director of Traffic & Parking

September 1, 2022

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 17, 2022 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board:

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

Article: 70  
Section: 387 Handicapped Parking

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Bates Street	West	Starting at a point 202 feet south of Orswell Street for a distance of 20 feet south.

Manuel Carvalho  
57 Bates Street  
Fall River MA 02724

Very truly yours,

  
Laura Ferreira  
Director of Traffic & Parking

RECEIVED  
2022 SEP - 1 P 2:22  
CITY CLERK  
FALL RIVER, MA

9



CITY OF FALL RIVER  
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan  
Mayor

LAURA FERREIRA  
Director of Traffic & Parking

September 1, 2022

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

RECEIVED  
2022 SEP -1 P 2:22  
CITY CLERK  
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 17, 2022 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

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

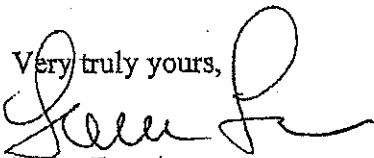
Article: 70  
Section: 387 Handicapped Parking

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Dwelly Street	South	Starting at a point 49 feet west of South Main Street for a distance of 20 feet west .

Paetyn Rodrigues  
677 Dwelly Street  
Fall River MA 02724

Very truly yours,  
  
Laura Ferreira  
Director of Traffic & Parking

# City of Fall River, In City Council

10

(Councilor Michelle M. Dionne)

WHEREAS, the City of Fall River has been federally mandated to take on numerous projects directly related to the Combined Sewer Overflow (CSO) Project which has, and continues to, financially burden the taxpayers of this community with virtually no financial relief, and

WHEREAS, many taxpayers are struggling to meet the demands of increased taxes and water and sewer rates, a crippling cost of living increase, and now for the first time the debt exclusion for the new high school, and

WHEREAS, water and sewer infrastructure is a proper American Rescue Plan Act (ARPA) funding category and has a direct impact on the health and welfare of our residents, which is also an ARPA funding category, and

WHEREAS, ARPA funds must be obligated by December 31, 2024 and spent by December 31, 2026 and the aforementioned mandates must be completed in 2025 well within the time limit for ARPA funding, and

WHEREAS, utilizing ARPA funding would provide relief to the taxpayers by reducing water and sewer rates in the future, now therefore

BE IT RESOLVED, that the City Council vote to obligate \$11,000,000.00 of Bristol County ARPA funding for water and sewer infrastructure mandates, and

BE IT FURTHER RESOLVED, that the City Council send a letter to the Administration requesting they obligate \$9,000,000.00 in ARPA funding to water and sewer infrastructure mandates to help ease the financial burden on our taxpayers and continue to ensure our water is always delivered and maintained for the safety of our residents.

CITY OF FALL RIVER  
IN CITY COUNCIL  
JUL 12 2022

*Referred to the  
Committee on Finance*

Filed: 7-8-22

*City of Fall River, In City Council*

//

**EMERGENCY PREAMBLE**

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

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

**CITY OF FALL RIVER**

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12

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 29, 2022, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading, with Councilor Michelle M. Dionne absent and not voting.

*William A. Taylor*  
Clerk of Committees

**CITY OF FALL RIVER**

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13

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 29, 2022, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading.

*Cullen A. Taylor*  
Clerk of Committees

## CITY OF FALL RIVER

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14

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 29, 2022, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading.

*Colleen A. Taylor*  
Clerk of Committees



## CITY OF FALL RIVER

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To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 29, 2022, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading, as amended.

*Cullen A. Taylor*  
Clerk of Committees

## CITY OF FALL RIVER

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16

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 29, 2022, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading, as amended.

*Cullen A. Taylor*  
Clerk of Committees

- D. The Division of Facilities Maintenance shall be responsible for Municipal Buildings and include Carpenters and Painters, Custodians, Plumbers, Electricians, Cleaning Contractor(s), the Information Desk and the Print Shop.
- E. Fees charged by Parks and Cemeteries Divisions. Fees charged by the Parks Division and Cemeteries Division, in addition to such other fees as may be set by law or by ordinance, shall be as set out in Chapter A110, Fee Schedule, of the City Code.

#### Section 5.

By inserting in Section 2-209, which section pertains to Department of Financial Services, in subsection B, the following in proper alphabetical order: "Purchasing Division".

#### Section 6.

By striking out in Section 2-210, which section pertains to Department of Administrative Services, in subsection B, "Purchasing Division".

#### Section 7.

By striking out in Section 2-211, which section pertains to Department of Fire and Emergency Services, in subsection B, "and Emergency Medical Services Division".

#### Section 8.

By striking out Section 2-216, which section pertains to Department of Facilities Maintenance, in its entirety, and inserting in place thereof the following:

Section 2-216. Department of Health and Human Services.

- A. Established. There shall be a Department of Health and Human Services which shall be under the Direction of the Director of Health and Human Services.
- B. Divisions. The Divisions within the Department of Health and Human Services shall be the Nursing Division, Food and Milk Inspectors, Tobacco Control, Mass in Motion, Youth Services and Council on Aging.

#### Section 9.

By inserting a new Section 2-217 "Department of Engineering and Planning", as follows:

Section 2-217. Department of Engineering and Planning.

- A. Established. There shall be a Department of Engineering and Planning which shall be under the Direction of the City Engineer.
- B. Divisions. The Divisions within the Department of Engineering and Planning shall be the Office of the City Engineer, Office of the City Planner and Traffic Division. Within the Office of the City Planner shall be Licensing and Conservation.

Section 2-623 Office of the City Engineer: street inspectors.

Those personnel whose primary responsibilities are to inspect City streets and/or sidewalk construction, reconstruction, resurfacing, repair and permit excavation shall operate from within the Office of the City Engineer. They shall avail themselves of the expertise of the engineering personnel.

Section 2-624 Office of the City Engineer: superintendence of development work undertaken by City departments.

The provisions of Section 2-641 shall apply to all development work undertaken by any department of the City for which plans of any nature, with or without specifications, are required.

Section 2-625 Office of the City Engineer: annual inspection of bridges and public works.

Annual inspections and examinations of all the bridges and public works belonging to the City shall be made by the Office of the City Engineer. A report of their condition as to safety or need of removal or repairs, as the City Engineer in consultation with the Director of City Operations shall deem necessary, shall be made to the Mayor and the City Council on or before February 1 of each year.

Section 2-626 Office of the City Engineer: custody of plans relating to streets, sewers and other public works.

The Office of the City Engineer shall have custody of all plans relating to streets, sewers and other public works, and shall keep such plans properly classified and indexed.

Section 2-627 Office of the City Engineer: preparation of estimates and specifications for work on highways; inspection of work.

The Office of the City Engineer shall prepare estimates and specifications for all work done by contract upon the highways and shall carefully inspect all work done by or for the Streets and Highways Section of the Division of Community Maintenance".

Section 2-628 Office of the City Engineer: enforcement of requirements for numbering of buildings.

The Office of the City Engineer shall see that there is affixed a number on all buildings as prescribed in Chapter 10, Buildings and Building Regulations, § 10-92, of the City Code.

Section 2-629 through Section 2- 640. (Reserved)

Section 18.

By striking out in Section 2-747, which section relates to Construction of new buildings, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 19.

By striking out in Section 2-748, which section relates to Competitive bidding for repairs, alterations or additions to public buildings, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 20.

By striking out in Section 2-749, which section relates to Employment of architectural and engineering services, "Department of Community Maintenance" and inserting in place thereof "Division of Facilities Maintenance within the Department of City Operations" and by striking out "Director of Community Maintenance" and inserting in place thereof, "Divisional Director of Facilities Maintenance".

Section 21.

By striking out in Section 2-750, which section relates to Employment of carpenters, mechanics and custodians, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance" and by striking out "the department." and inserting in place thereof, "the division."

Section 22.

By striking out in Section 2-751, which section relates to Record of City buildings; annual report, "Department of Community Maintenance" and inserting in place thereof, "Division of Facilities Maintenance".

Section 23.

By striking out Section 2-762, which section relates to Director of Community Maintenance: appointment, in its entirety and inserting in place thereof the following:

Section 2-762 Director of City Operations: appointment.

The Mayor shall appoint the Director of City Operations, who shall be responsible for the operation of the Department of City Operations.

Section 31.

By striking out Sections 2-791 through 2-797 in their entirety.

Section 32.

That Article VI, Division 5 of Chapter 2 shall be amended by striking out "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 33.

By striking out in Subsection 2-802 (A), which section relates to Established; staff; Inspector of Buildings, "Inspectional Services Division within the Department of Community Services", and inserting in place thereof, "Department of Inspectional Services", and by striking out in Subsection 2-802 (B), "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 34.

By striking out in Section 2-803, which section relates to Establishment of standards and codes; inspections, "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 35.

By striking out in Section 2-804, which section relates to Enforcement of regulations relative to buildings, "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 36.

By striking out in Section 2-805, which section relates to Inspection of building materials and construction, "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 37.

By striking out in Section 2-806, which section relates to Inspectors, "Inspectional Services Division" and inserting in place thereof, "Department of Inspectional Services".

Section 38.

By striking out in Chapter 2, Article VI, Division 7, which Division relates to Department of Community Services, in its entirety.

# City of Fall River, In City Council

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

That Chapter 50 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to personnel be amended as follows:

## Section 1.

By striking out Section 50-302, which section relates to Salary schedules for contract personnel:

Title	Grade	Effective Date	Salary
Administrative Assistant Board of Assessors / Administrator of Assessing	ADAS	7/1/2022	Per Contract
Animal Control Supervisor	ACOS	7/1/2022	Per Contract
Assistant Administrator Public Library	ALIB	7/1/2022	Per Contract
Assistant Corporation Counsel	ACC	7/1/2022	Per Contract
Assistant Corporation Counsel PT	ASCC	7/1/2022	Per Contract
Chief of Police	PC	7/1/2022	Per Contract
Chief of Staff Mayor's Office	CHOF	7/1/2022	Per Contract
City Administrator	MUNI	7/1/2022	Per Contract
City Auditor	AUD	7/1/2022	Per Contract
City Engineer	CENG	7/1/2022	Per Contract
City Planner	CPLN	7/1/2022	Per Contract
Corporation Counsel (PT)	ACOR	7/1/2022	Per Contract
Deputy Police Chief	DP	7/1/2022	Per Contract
Director of Community Maintenance	DRCM	7/1/2022	Per Contract
Director of Financial Services	DFST	7/1/2022	Per Contract
Director of Human Resources	PERS	7/1/2022	Per Contract
Director of Management Information Services	CMIS	7/1/2022	Per Contract
Fire Chief	CHF	7/1/2022	Per Contract
Grant Writer	GRNT	7/1/2022	Per Contract
Library Administrator	LIBR	7/1/2022	Per Contract
Paralegal	PARA	7/1/2022	Per Contract
Purchasing Agent	PURA	7/1/2022	Per Contract
Treasurer-Collector	TC	7/1/2022	Per Contract
Workers Compensation Clerk -Law	WKCP	7/1/2022	Per Contract
Youth Service Coordinator	CYTH	7/1/2022	Per Contract

# City of Fall River, In City Council

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

That Chapter 50 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to personnel be amended as follows:

## Section I.

By striking out Section 50-301, which section relates to Salary schedules for executive officers, department heads, and non-union personnel, in its entirety and inserting in place thereof the following:

Title	Grade	Effective Date	Not to Exceed
Account Manager-Police	AMP	7/1/2022	\$65,000.00
Accreditation Coordinator	ACCR	7/1/2022	\$60,527.42
Administrative Assistant/Code Enforcement	AACD	7/1/2022	\$53,324.27
Administrative Services Manager	ADSM	7/1/2022	\$69,666.63
Administrator of Community Utilities	ADPU	7/1/2022	\$122,546.37
Animal Control Officer	ACO	7/1/2022	\$39,244.82
Asset Manager/ GIS Specialist-Community Utilities	GIS	7/1/2022	\$71,099.03
Assistant Assessor I	ASI	7/1/2022	\$75,000.00
Assistant Assessor II	ASII	7/1/2022	\$65,000.00
Assistant City Auditor	AAUD	7/1/2022	\$80,000.00
Assistant City Clerk	ACC	7/1/2022	\$87,219.53
Assistant Collector	ACOL	7/1/2022	\$66,452.02
Assistant Commissioner of Cemeteries and Trees/ Director of Trees/ Cemeteries	ACCT	7/1/2022	\$55,916.38
Assistant Purchasing Agent	APUR	7/1/2022	\$38,083.55
Assistant Treasurer	ASTR	7/1/2022	\$73,298.23
Audit/Grants Manager	AGMA	7/1/2022	\$75,000.00
Board of Election Commissioners/ Director-Office of Elections, Chairperson	ELCO	7/1/2022	\$65,000.00
City Clerk	CCLK	7/1/2022	\$112,046.54
City Collector	CCOL	7/1/2022	\$90,213.08
City Council Principal Clerk	CCCT	7/1/2022	\$45,106.60
City Council Secretary	CCS	7/1/2022	\$58,444.17
City Treasurer	TREA	7/1/2022	\$90,000.00
Commissioner for Recreational Facilities/Director of Recreational Facilities	CRFD	7/1/2022	\$89,992.61
Commissioner of Recreational Facilities and Cemeteries/ Administrator, Administrator Recreational Facilities, Cemeteries and Trees	CRFC	7/1/2022	\$72,170.56
Crime and Data Analyst - Police Department	CDA	7/1/2022	\$60,000.00



## CITY OF FALL RIVER

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19

To the City Council

Councillors:

The Committee on

Ordinances and Legislation, at a meeting held on August 29, 2022, voted unanimously to recommend that the accompanying proposed resolution be granted leave to withdraw.

*Cecilia A. Taylor*  
Clerk of Committees

**CITY OF FALL RIVER**

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20

To the City Council

Councillors:

The Committee on

Ordinances and Legislation, at a meeting held on August 29, 2022, voted unanimously to recommend that the accompanying proposed ordinance be granted leave to withdraw.

*Colleen A. Taylor*  
Clerk of Committees

# City of Fall River, In City Council

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

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

## Section 1.

By inserting in Section 70-371, which section relates to parking prohibited at all times, the following:

Name of Street	Side	Location
Crescent Street	East	Starting at a point 44 feet south of Bliss Street, for a distance of 74 feet southerly

## Section 2.

By inserting in Section 70-376, which section relates to two-hour parking, the following:

Name of Street	Side	Location	Hours/Days
Rodman Street	West	Starting at a point 32 feet south of Brayton Avenue, for a distance of 37 feet southerly	9:00 a.m. to 5:00 p.m. Tuesday through Saturday

## Section 3.

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

Name of Street	Side	Location
Choate Street	West	Starting at a point 181 feet north of Alden Street, for a distance of 20 feet northerly
Grant Street	West	Starting at a point 80 feet north of William Street, for a distance of 20 feet northerly
Hargraves Street	South	Starting at a point 28 feet east of Quarry Street, for a distance of 20 feet easterly
North Seventh Street	West	Starting at a point 43 feet south of Franklin Street, for a distance of 20 feet southerly
Washington Street	West	Starting at a point 27 feet north of William Street, for a distance of 20 feet northerly

CITY OF FALL RIVER  
IN CITY COUNCIL

AUG 16 2022

*Passed through first  
reading, as amended*

*City of Fall River, In City Council*

(Councilor Linda M. Pereira)

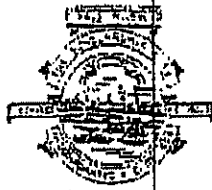
WHEREAS, Joseph Raposo was born in Fall River on February 8, 1937, the only child of Portuguese immigrant parents, and

WHEREAS, he graduated from B.M.C. Durfee High School in 1954 and Harvard College in 1958, and

WHEREAS, he is best known for the many songs he wrote for Sesame Street, now therefore

BE IT RESOLVED, that the song "Sing" be known as the Official Children's Song of the City of Fall River in honor of Joseph Raposo.

34



**City of Fall River  
Notice of Claim**

RECEIVED

2022 AUG 15 A 10:19

CITY CLERK 22-666  
FALL RIVER, MA

1. Claimant's name: Joao Carneiro
2. Claimant's complete address: 83 Meadow Lane, Somersett MA 02726
3. Telephone number: Home: (508) 676-8022 Work: \_\_\_\_\_
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
Rock fell from work site and damaged my vehicle
5. Date and time of accident: 6/29/22 Amount of damages claimed: \$ 277.18
6. Exact location of the incident: (include as much detail as possible):  
DAVEL ST Fall River MA
7. Circumstances of the incident: (attach additional pages if necessary):  
Street cleaning crew Rock hit my vehicle.  
See police log
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  
Under deductible \$0 payment:

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: 8/15/22

Claimant's signature: Joao Carneiro

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

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

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

For official use only:	
Copies forwarded to: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DCU	Date: <u>8/15/22</u>



34

RECEIVED

City of Fall River

Notice of Claim 2022 SEP -2 P 1:15

1. Claimant's name: Carolina D. Gilbert CITY CLERK 22-68
2. Claimant's complete address: 193 Canedy St. FALL RIVER, MA 02720
3. Telephone number: Home: 508 679 2063 Work: 774 930 4200
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):  
pot hole damage to my vehicle.
5. Date and time of accident: 8/23/2022 Amount of damages claimed: \$ 183.19
6. Exact location of the incident: (include as much detail as possible):  
Herman St close to top near Robeson St.
7. Circumstances of the incident: (attach additional pages if necessary):  
Was driving up the street did not see pot hole.  
Caused some minor damage to car.
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: 8/29/22

Claimant's signature: Carolina D. Gilbert

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

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

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For official use only:	
Copies forwarded to: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input checked="" type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DCM	Date: <u>9-2-2022</u>

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Leo O. Pelletier, it was unanimously voted that the hearing be opened.*

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

Pearl Street and Spring Street

National Grid is petitioning to break into MH8 and install approximately 21 feet of 6-4" conduit from new pad 3-99 to MH8, and install approximately 82 feet of 2-4" conduit from MH8 to riser pole P3. They plan to also install approximately 82 feet of 5-4" conduit from MH8, and install approximately 120 feet of 3-4" conduit from P3 to HH 3-2. National Grid will also install 39 feet of 5-4" conduit from Pad 3-99 to sidewalk to intercept customer conduit.

In accordance with Plan No. 30575673

Dated: 7/14/2022

*The President asked if there were any proponents to be heard and stated that Al Galvin from National Grid was present. Mr. Galvin provided a brief overview of the project. The President then directed the opponents to be heard and no one came forward. On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted that the hearing be closed.*

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Leo O. Pelletier, it was unanimously voted that the hearing be opened.*

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

Pleasant Street

National Grid is petitioning to install underground conduit beginning at a point approximately 20 feet north of the centerline of the intersection of Eighth Street and continuing approximately 40 feet in a southeast direction. Installing 5 new 4" conduits from newly installed switch gear manhole at 300 Pleasant Street to an existing manhole at 11 Pleasant Street. Conduit being installed to improve reliability to the Durfee Union Mills complex.

In accordance with Plan No. 30581560

Dated: 7/27/2022

*The President asked if there were any proponents to be heard and stated that Al Galvin from National Grid was present. Mr. Galvin provided a brief overview of the project. The President then directed the opponents to be heard and no one came forward. On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted that the hearing be closed.*

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Leo O. Pelletier, it was unanimously voted that the hearing be opened.*

Storage License

4. Romanow Real Estate Trust (c/o Max Harrison Romanow, Trustee), 1010 Memorial Drive 5F, Cambridge, MA 02138 for permission to store 34,000 gallons of gasoline and 6,000 gallons of diesel fuel, for a total of 40,000 gallons underground at 323 William S. Canning Boulevard on Lot C-06-0033, Assessors Plan.

*The President asked if there were any proponents to be heard and stated that James A. Bernardino, an engineer from CMG Environmental, Inc. was present to answer any questions. Mr. Bernardino provided a brief overview of the project. Councilor Leo O. Pelletier asked if the storage permit was needed prior to the construction of the project. Mr. Bernardino stated that all necessary applications for licenses and permits have been filed and approvals are pending. He then stated that a Neon Marketplace is also under construction in the vicinity of the Amazon Warehouse in Fall River. Councilor Linda M. Pereira stated that there is a Neon Marketplace in Seekonk that she visited and stated that it was a very nice establishment. The President then directed the opponents to be heard and no one came forward. On a motion made by Councilor*

### COMMITTEE ON FINANCE

**MEETING:** Tuesday, August 16, 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, Leo O. Pelletier,  
Linda M. Pereira, Andrew J. Raposo and Laura-Jean Washington

**ABSENT:** None

**IN ATTENDANCE:** Seth Thomas Aitken, City Administrator  
Bridget Almon, Director of Financial Services  
Paul J. Ferland, Administrator of Community Utilities  
Kara Humm, ARPA Coordinator  
John Brandt, Chair, Community Preservation Committee  
Alexander Silva, Clerk, Community Preservation Committee  
Sandra Dennis, Administrative Assistant,  
Community Preservation Committee

The chair called the meeting to order at 6:17 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 Time – Before Discussion of Financial Matters:**

Michael Bryant, 35 Norman Street – Youth Proposal  
Nelson Vasquez, 210 Sunset Hill – Market Rate Housing  
David Simons, 139 Langley Street – Youth Proposal  
Brenda Bryant, 201 Lewis Street – Youth Proposal, Love's Boxing and Fitness  
Christine Simas, 47 Palmer Street – Youth Proposal  
Rene G. Brown, 105 Bank Street – Youth  
Bethany Franco, 488 Bank Street – Youth Proposal  
Roxanne Longstone, 22 Harriet Street – Skating Rink  
Barrett Anselmo, 921 Rock Street – Youth Proposal  
Mike Fernandes, 221 Weaver Street – Youth Proposal  
Jason Hall, 255 Whipple Street – Youth Proposal  
Thomas Teixeira, 37 Dudley Street – Youth Proposal  
Barbara Ahigian, 595 Harvard Street – Boxing Gym Grant  
Collin Dias, 560 Ray Street – ARPA  
Jennifer Silva, 5296 North Main Street – Love's Boxing and Fitness  
Carmine Prestipino, 52 Lyon Street – Love's Boxing and Fitness  
Nicole Prestipino, 52 Lyon Street – Love's Boxing and Fitness  
John Burt, 595 Harvard Street – Love's Boxing and Fitness



Washington asked for the definition of a CCF. Mr. Ferland stated that 1 CCF is equal to one hundred cubic feet of water, which equals 748 gallons. Councilor Linda M. Pereira asked if \$9 or \$11 million dollars will fix the flooding issues at Stafford Square. The Administrator of Community Utilities stated that is not a sufficient amount of funds to correct the problems in that area. The Director of Financial Services stated that if the City were to use all of the ARPA funds available, the City of Fall River, which is a Gateway City, would not be able to apply for loan forgiveness and other additional grants, which could be more beneficial to the residents.

Council President Pam Laliberte-Lebeau turned the podium to Vice President Michelle M. Dionne for purposes of addressing the attendees.

Council President Pam Laliberte-Lebeau asked the Administrator of Community Utilities how much it would cost to correct the flooding problems at Stafford Square. The Administrator of Community Utilities stated that it would cost between \$42 to \$45 million dollars. Council President Pam Laliberte-Lebeau then asked if the \$9 or \$11 million dollars of ARPA funds would reduce this amount. Mr. Ferland stated that the ARPA funding would not have an impact on the necessary funds needed for Stafford Square as that project is not currently slated to begin. He then elaborated that there are other funding sources that are being considered for that project, but nothing at this time. The City Administrator stated that although the water and sewer projects are all needed, the Administration has already dedicated \$13 million dollars to the water and sewer divisions and feels that there are numerous other projects that may benefit the residents more. Council President Pam Laliberte-Lebeau stated that the residents who were waist deep in water pushing their vehicles out of Stafford Square after the last severe rain storm would probably disagree. She then stated that she supports the funding of an ice skating rink at Kennedy Park, as this is a great attraction for residents.

Council President Pam Laliberte-Lebeau returned to the podium at 8:21 p.m.

Councilor Joseph D. Camara stated that the local federal delegation should be contacted to request additional assistance with Combined Sewer Overflow (CSO) funding. He then asked when the water main replacement program will end and Mr. Ferland stated that it should be complete by 2035. Councilor Michelle M. Dionne expressed concern that residents were advised that rate increases would cost a household \$11.00 per year and her utility bill increased \$30.00 per quarter instead. She also asked how much of the \$13 million dollars that were earmarked for the water and sewer divisions are used for road and sidewalk repair and Mr. Ferland explained that the repair of all roads and sidewalks are included with the replacing of water and sewer infrastructure. Councilor Shawn E. Cadime stated that the City has this opportunity to use a large amount of funding from the federal government for projects that are usually placed lower on the list of priorities due to their high cost. As a result, all parties should find a compromise and work together to get these projects funded since they will need to be funded in the near future and the total burden will be placed on the taxpayers instead. Councilor Leo O. Pelletier stated that many City departments are unable to fill vacant positions due to the low salaries. He then stated that the only solution to filling vacancies is to increase salaries, which unfortunately must increase the water and sewer rates. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted to refer the matter to the full council for action.

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adjourn at 8:47 p.m.

### REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, August 16, 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, Leo O. Pelletier,  
Linda M. Pereira, Andrew J. Raposo, and Laura-Jean Washington

ABSENT: None

IN ATTENDANCE: Seth Thomas Aitken, City Administrator  
Kara Humm, ARPA Coordinator

President Pam Laliberte-Lebeau called the meeting to order at 8:59 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 reappointment of Ann M. O'Neil-Souza as a member of the Commission on Disability  
*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Linda M. Pereira, it was unanimously voted to confirm the reappointment.*
2. Mayor requesting confirmation of the reappointment of Mark Nassiff Jr. as a member of the Retirement Board  
*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to confirm the reappointment.*
3. Mayor and response from the Director of Financial Services regarding the balance in the Bank Street/Columbia Street Capital Project Account  
*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the communication be accepted and placed on file.*  
*On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Bradford L. Kilby, it was unanimously voted to lift the matter from the table.*
4. Mayor requesting approval of proposal for Bristol County ARPA funding of \$1,365,000.00 for the Bioreserve Discovery Center
  - a. Original proposal (tabled 6-28-22)
  - b. Amended proposal*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the proposal be adopted, as amended.*

11. Mayor and TIF Agreement Amendment for Blount Fine Foods Corporation and Blount Realty, Inc., located at 630 Currant Road  
*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the matter be granted leave to withdraw.*
12. Mayor and orders to accept and expend the following grants:  
 a. \$268,132 – MA DCR – Extend the Quequechan River Rail Trail  
 b. \$100,000 – U.S. EPA – Lead pipe inventory and public engagement program  
 c. \$148,500 – MA EOEEA – Final design and permits to repair Sawdy Pond Dam  
 d. \$379,875 – MA EOEEA – Mitigate effects of nutrient pollution in the So. Watuppa Pond  
 e. \$1,163,000 – MA EOEEA – Improve CSO infrastructure to mitigate effects from climate driven flooding  
*On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Shawn E. Cadime, it was unanimously voted to refer items #12a through 12e to the Committee on Finance.*

### **PRIORITY COMMUNICATIONS**

13. Board of Election Commissioners and order authorizing polling places for State Primary Election on September 6, 2022 and State Election on November 8, 2022  
*On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the order.*  
*Approved, August 17, 2022, Paul E. Coogan, Mayor*
14. Board of Election Commissioners and order re: designating authority for assignment of police officers on Election Day  
*On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.*  
*Approved, August 17, 2022, Paul E. Coogan, Mayor*
15. Community Preservation Committee request to present an update of accomplishments and 10<sup>th</sup> Anniversary of Community Preservation Act  
*On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the communication be accepted and placed on file.*
16. Traffic Commission recommending amendments to traffic ordinances  
*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Michelle M. Dionne, it was unanimously voted that the matter be referred to the Committee on Ordinances and Legislation.*
17. Fire Chief regarding off duty lifesaving actions of EMT Luke Farrell on July 20, 2022  
*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the communication be accepted and placed on file.*

### **COMMITTEE REPORTS**

#### **Committee on Ordinances and Legislation recommending:**

#### **All readings with Emergency Preamble:**

18. Proposed Ordinance – Traffic, Handicapped Parking (inserting)  
 530 Bank Street      160 Buffinton Street      144 Crawford Street      144 Forest Street  
 26 Oliver Street      26 Pear Street      387 Sprague Street      394 Buffinton Street

**ORDINANCES – None****RESOLUTIONS**

24. Committee on Health and Environmental Affairs convene with the Administrator of Community Utilities to discuss complaints of odors emanating from the Wastewater Treatment Plant

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

25. Committee on Finance convene with the Administration to discuss the timeline for the distribution of COVID-19 "premium pay" for City employees

*Councilor Linda M. Pereira stated that she has received numerous calls from employees inquiring when they will receive the COVID-19 "premium pay" funds. Councilor Shawn E. Cadime stated that this matter is part of collective bargaining and not within the jurisdiction of the City Council. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was voted to adopt the resolution, with Councilors Shawn E. Cadime and Michelle M. Dionne voting in the negative.*

26. Administration appropriate \$325,000 of the Bristol County ARPA Funds to install a community ice skating rink at Kennedy Park

*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the resolution.*

*On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Michelle M. Dionne, it was unanimously voted to take item #49 out of order.*

49. Deputy Director of EMS requesting permission to hang and display banners, posters and flags at Government Center for "National Overdose Awareness Day" to be held on August 31, 2022

*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Andrew J. Raposo, it was unanimously voted to approve the request.*

**CITATIONS**

27. EMT Luke Farrell – Lifesaving actions while off duty

*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the citation be adopted.*

**ORDERS – HEARINGS****Underground Conduit**

28. Massachusetts Electric Company – Installation of approximately 19 feet of underground conduit on Hartwell Street

*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Shawn E. Cadime, it was unanimously voted to adopt the order.*

*Approved, August 17, 2022, Paul E. Coogan, Mayor*

29. Massachusetts Electric Company – Installation of approximately 344 feet of underground conduit on Pearl Street and Spring Street

*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order.*

*Approved, August 17, 2022, Paul E. Coogan, Mayor*

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted that items #37 through #40 be accepted and placed on file.*

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to take items #41 through #47 together.*

City Council Minutes:

- 41. Public Hearing – July 12, 2022
- 42. Committee on Finance – June 15, 2022
- 43. Committee on Finance – July 12, 2022
- 44. Regular Meeting of the City Council – June 14, 2022
- 45. Regular Meeting of the City Council – June 28, 2022
- 46. Regular Meeting of the City Council – July 12, 2022
- 47. Special Meeting of the City Council – June 15, 2022

*On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Shawn E. Cadime, it was unanimously voted that items #41 through #47 be approved.*

- 48. Thank you card from the Pacheco family

*On a motion made by Councilor Joseph D. Camara and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the communication be accepted and place on file.*

**BULLETINS – NEWSLETTERS – NOTICES**

- 50. Dept. of Public Utilities – Liberty Utilities mid-term modification hearing – August 18, 2022

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the communication be accepted and placed on file.*

*On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Joseph D. Camara, it was unanimously voted to adjourn at 10:11 p.m.*

List of documents and other exhibits used during the meeting:

Agenda packet (attached)  
DVD of meeting

A true copy. Attest:



City Clerk