

City of Fall River Massachusetts

Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, February 28, 2023 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Joseph D. Camara, presiding;
Councilors Shawn E. Cadime, Michelle M. Dionne, Bradford L. Kilby,
Pamela S. Laliberte, 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
Nicholas Macolini, Director of Human Resources

President Joseph D. Camara called the meeting to order at 7:01 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Pamela S. Laliberte, it was unanimously voted to take item 5 out of order. On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to waive the rules to allow the Administration to answer questions regarding this item.

Councilor Laura-Jean Washington recused herself from the meeting at 7:01 p.m. and did not participate in the discussion.

5. Mayor and Memorandum of Agreement between the City of Fall River and the Fall River Police Association, MassCop Local 1854

Councilor Shawn E. Cadime stated he is a proponent for public safety and expressed concern regarding the conflict between affordability for the City and the compensation for first responders. Councilor Cadime also expressed concern regarding staffing shortages within the Police Department. Seth Thomas Aitken, City Administrator, stated that he believes this contract is affordable to the City and that while it is a large amount of funding, it was required for safety of residents. Councilor Cadime asked for clarification regarding overtime amounts over the various years within the contract. Bridget Almon, Director of Financial Services, gave a brief explanation of how they will operate overtime and stated that the anticipated increase in staffing will help to decrease overtime amounts in the future. Councilor Cadime asked for reassurance

that no one within the bargaining union is experiencing a decrease in compensation. Ms. Almon stated that the contract was worked on with both the Payroll Director of the Police Department as well as the City Auditor to ensure fair compensation. Mr. Aitken gave brief explanation of the changes that have been addressed regarding compensatory time off for police officers and how that will help with funding for the contract. Ms. Almon agreed and stated that the City will be utilizing American Rescue Plan Act (ARPA) funding for officers' retroactive pay. Councilor Cadime stated that unless there are guarantees from the Administration regarding pay differentials for supervisors, he will not support this contract. Mr. Aitken stated there is an intent to re-open discussions for that portion of the contract and that the Administration has already met with the police union to address other non-wage related concerns that are within this topic of discussion. Councilor Cadime asked if this issue could be addressed by the end of the fiscal year. Mr. Aitken stated that while he cannot guarantee the timing, the intent of the Administration is to address it as soon as possible. Councilor Cadime asked for clarification of this contract's cost in relation to the Emergency Medical Services (EMS) contract and the Fire Department contract that is currently undergoing arbitration. Mr. Aitken gave a brief explanation of the EMS contract and stated he could not give details on the Fire Department contract as that item is an ongoing discussion. Ms. Almon stated that the budgeted amounts listed in the five year forecast for all first responders weren't exact as all discussions and contract agreements hadn't yet been finalized. Councilor Michelle M. Dionne emphasized the importance of public safety and asked for an explanation of the step levels officers would be starting on within the new contract. Nicholas Macolini, Director of Human Resources, gave a brief explanation that all current officers would be starting at Step 4 and gave information regarding the number of eligible officers for each step. Councilor Dionne inquired as to how the City would be able to afford this contract and expressed concern regarding taxes being increased in the future. Ms. Almon stated that currently the City needs to proceed with increased compensation as there is a severe staffing shortage within the Police Department. Councilor Dionne asked where the funding would come from once the ARPA money was no longer available. Ms. Almon stated that the City has been working on long-term investment strategies to help with efficiency over the next two to three years. Councilor Linda M. Pereira stated that she feels the compensatory time off is satisfactory and also asked for clarification regarding the body camera program that the Police Department had begun. Councilor Linda M. Pereira made a motion to waive the rules to invite the police union for remarks but Councilor Cadime objected to such conversation. The President announced there was no second and the police union was not invited to speak. Councilor Bradford L. Kilby expressed concern regarding having the Administration and union members discuss this item within the City Council meeting as it had already been negotiated. Councilor Cadime stated that the funding of the contract concerns him in regards to the risk of layoffs in the next few years and the risk of increased taxes. Ms. Almon stated that the contract removes certain positions to reduce payroll costs and decrease that risk. On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was voted to adopt the order, with Councilor Michelle M. Dionne voting in the negative and Councilor Laura-Jean Washington absent and not voting.

Approved, March 1, 2023

Paul E. Coogan, Mayor

On a further motion made by Councilor Bradford L. Kilby and seconded by President Joseph D. Camara, it was unanimously voted to take items 14 and 15 out of order.

CITATIONS

14. Donna Johnson – Retirement after 28 years of working within the community
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the citation. Councilor Andrew J. Raposo made brief remarks and presented the citation to the recipient.

15. William "Bill" Feeney of F&F Inc. and staff – Exemplary contributions to public education and the City of Fall River re: class gift presented to the B.M.C. Durfee Class of 1962
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the citation.

1. Mayor and order to accept the provisions of M.G.L. Chapter 200A, Section 9A, and ratify all actions previously taken pursuant to said section regarding disposition of abandoned funds

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order.

Approved, March 1, 2023

Paul E. Coogan, Mayor

2. Mayor and order transferring the sum of \$1,071,959 to the School Appropriation from FY22 Surplus Revenue

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.

3. Mayor and grant order to accept and expend the following grant:

\$71,000.00 - Liberty Utilities - Sediment Remediation Project, South Watuppa Pond
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to waive the rules to allow the Administration to answer questions. Councilor Linda M. Pereira asked for clarification on what this grant would be used for as it listed both Mount Hope Bay and South Watuppa Pond within the order. Seth Thomas Aitken, City Administrator, gave brief explanation that because the two areas were connected, it included both and it was intended for sediment study that will help regulate the flow of water from Mount Hope Bay into South 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.

Approved, March 1, 2023

Paul E. Coogan, Mayor

Councilor Linda M. Pereira recused herself for item 4 and exited the Council Chamber.

4. Mayor and order to approve an increase for Fall River Contributory Retirement Board COLA (Cost of Living Adjustment) for FY 2023 up to 5% of the base amount specified pursuant to M.G.L. Chapter 32, Section 103.

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

Approved, March 1, 2023

Paul E. Coogan, Mayor

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS

Committee on Economic Development and Tourism recommending:

Grant Leave to Withdraw

6. Resolution – Discuss amenities available at the Southeastern Massachusetts
Bioreserve Trails

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to grant the resolution leave to withdraw.

7. Resolution – Public Art Policy

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to grant the resolution leave to withdraw.

On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to take items 8 and 9 together.

8. Communication – One South Coast Chamber re: Fall River arts and culture plan, Viva
Fall River

9. Resolution – Discuss future events and past events with community organizations

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Leo O. Pelletier, it was unanimously voted to grant the communication and resolution leave to withdraw.

ORDINANCES

Second reading and enrollment, as amended:

10. Proposed Ordinance – Traffic, miscellaneous

Section 1

Loading Zone Only:

Nashua Street (South side) 56 feet west of Lawrence Street
for a distance of 35 feet westerly.

Section 2

Handicapped Parking removals:

Second Street	Third Street	Albion Street
Barnaby Street	Bowen Street	Dover Street
Eastern Avenue	Flint Street	Forest Street
French Street	Grove Street	Hall Street
Jencks Street	Locust Street	Norfolk Street
Plymouth Avenue	Pokross Street	Ridge Street
Shove Street	Sprague Street	Tecumseh Street
Tower Street	Washington Street	Webster Street

Wooley Street

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to pass the proposed ordinance thorough second reading and enrollment, as amended. On a further motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted that the proposed ordinance be passed to be ordained, as amended.

Approved, March 1, 2023

Paul E. Coogan, Mayor

RESOLUTIONS

11. The Committee on Ordinances and Legislation convene with the Police Chief and Corporation Counsel to discuss creating an ordinance allowing for the destruction of impounded, non-street legal vehicles.

Councilors Linda M. Pereira and Andrew J. Raposo made brief remarks regarding conversations they had with residents regarding this public safety issue and applauded the Police Department with the work they've been doing to help reduce safety risks related to illegal operation of non-street legal vehicles. On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the resolution.

12. The Committee on Ordinances and Legislation convene with Corporation Counsel to discuss updates or revisions to ordinance related to hawkers and peddlers.

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the resolution.

13. Capital Improvement Plan be approved by the City Council

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the resolution.

Approved, March 1, 2023

Paul E. Coogan, Mayor

ORDERS – HEARINGS

Pole Location:

16. New Cingular Wireless PCS, LLC (AT&T) – one (1) new pole on Bedford 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.

Approved, March 1, 2023

Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS

17. Auto Body Shop License Renewals:

David Fernandes d/b/a Distinctive Auto - located at 26 Burns Street

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

Approved, March 1, 2023

Paul E. Coogan, Mayor

18. Auto Repair Shop License Renewals

David Fernandes d/b/a Distinctive Auto - located at 26 Burns Street

Kirk Carrier d/b/a Kirk's Transmissions Inc. - located at 461 Globe 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.

Approved, March 1, 2023

Paul E. Coogan, Mayor

19. Police Chief's report on licenses:

Taxicab Drivers

Domingoes Almeida, Jr
Gerald Pinault

Ronald Cabral
Samuel Smart

Alfred Coursey
Natasha Smith

Livery Drivers

Ronald Cabral

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order.

COMMUNICATIONS – INVITATIONS – PETITIONS

20. Claims

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

21. Planning Board Minutes – January 11, 2023

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the minutes be accepted and placed on file.

City Council Minutes

22. Public Hearings – February 14, 2023

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to approve the minutes.

23. Committee on Finance – February 14, 2023

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

24. City Council – February 14, 2023

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to approve the minutes.

BULLETINS – NEWSLETTERS – NOTICES – None

A brief recess was taken from 8:03 p.m. to 8:05 p.m. for purposes of signing the Traffic Ordinance.

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adjourn at 8:05 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

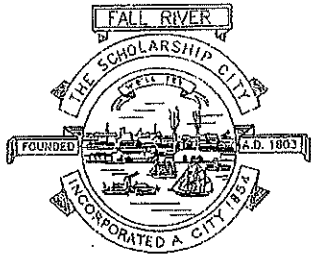
DVD of meeting

A true copy. Attest:

Alison M. Bouchard

City Clerk

In City Council, March 28, 2023
Approved, as amended.



City of Fall River Massachusetts
Office of the City Clerk

RECEIVED
2023 FEB 24 P 12:06

CITY CLERK
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
TUESDAY, FEBRUARY 28, 2023
AGENDA

5:55 P.M. PUBLIC HEARINGS

Pole Location

1. New Cingular Wireless PCS, LLC (AT&T) to construct and maintain telecommunications wires and appurtenances, including fiber optic cable(s), equipment cabinet, remote nodes and pole top antenna, to be attached to an existing National Grid utility pole located upon and along the public way, as follows:

Bedford Street
583 Bedford Street, Pole #26

One (1) Pole Location

In accordance with Project No. CRAN_FRVR_09

Capital Improvement Plan

2. Five Year Capital Improvement Plan

6:00 P.M. CITY COUNCIL COMMITTEE ON FINANCE MEETING (OR IMMEDIATELY FOLLOWING THE PUBLIC HEARING IF IT RUNS PAST 6:00 P.M.)

1. Citizen Input
2. Transfers and appropriations
3. *Fiscal Year 2023 Quarter 2 Budget Report (referred 2-14-23)
4. *Five Year Financial Forecast (referred 2-14-23)

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

PRIORITY MATTERS

1. *Mayor and order to accept the provisions of M.G.L. Chapter 200A, Section 9A, and ratify all actions previously taken pursuant to said section regarding disposition of abandoned funds
2. *Mayor and order transferring the sum of \$1,071,959 to the School Appropriation from FY22 Surplus Revenue
3. *Mayor and grant order to accept and expend the following grant:
\$71,000.00 - Liberty Utilities - Sediment Remediation Project, South Watuppa Pond
4. *Mayor and order to approve an increase for Fall River Contributory Retirement Board COLA (Cost of Living Adjustment) for FY 2023 up to 5% of the base amount specified pursuant to M.G.L. Chapter 32, Section 103.

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

One Government Center • Fall River, MA 02722
TEL 508-324-2220 • FAX 508-324-2211 • EMAIL city_clerks@fallriverma.org

5. *Mayor and Memorandum of Agreement between the City of Fall River and the Fall River Police Association, MassCop Local 1854

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS

Committee on Economic Development and Tourism recommending:

Grant Leave to Withdraw

6. *Resolution – Discuss amenities available at the Southeastern Massachusetts Bioreserve Trails
7. *Resolution – Public Art Policy
8. *Communication – One South Coast Chamber re: Fall River arts and culture plan, Viva Fall River
9. *Resolution – Discuss future events and past events with community organizations

ORDINANCES

Second reading and enrollment, as amended:

10. *Proposed Ordinance – Traffic, miscellaneous

Section 1

Loading Zone Only:

Nashua Street (South side) 56 feet west of Lawrence Street
for a distance of 35 feet westerly.

Section 2

Handicapped Parking removals:

Second Street	Third Street	Albion Street
Barnaby Street	Bowen Street	Dover Street
Eastern Avenue	Flint Street	Forest Street
French Street	Grove Street	Hall Street
Jencks Street	Locust Street	Norfolk Street
Plymouth Avenue	Pokross Street	Ridge Street
Shove Street	Sprague Street	Tecumseh Street
Tower Street	Washington Street	Webster Street
Wooley Street		

RESOLUTIONS

11. *The Committee on Ordinances and Legislation convene with the Police Chief and Corporation Counsel to discuss creating an ordinance allowing for the destruction of impounded, non-street legal vehicles.
12. *The Committee on Ordinances and Legislation convene with Corporation Counsel to discuss updates or revisions to ordinance related to hawkers and peddlers.
13. *Capital Improvement Plan be approved by the City Council

CITATIONS

14. Donna Johnson – Retirement after 28 years of working within the community
15. William "Bill" Feeney of F&F Inc. and staff – Exemplary contributions to public education and the City of Fall River re: class gift presented to the B.M.C. Durfee Class of 1962

ORDERS – HEARINGS

Pole Location:

16. New Cingular Wireless PCS, LLC (AT&T) – one (1) new pole on Bedford Street

ORDERS – MISCELLANEOUS

17. Auto Body Shop License Renewals:

David Fernandes d/b/a Distinctive Auto - located at 26 Burns Street

18. Auto Repair Shop License Renewals

David Fernandes d/b/a Distinctive Auto - located at 26 Burns Street

Kirk Carrier d/b/a Kirk's Transmissions Inc. - located at 461 Globe Street

19. Police Chief's report on licenses:

Taxicab Drivers

Domingoes Almeida, Jr

Ronald Cabral

Alfred Coursey

Gerald Pinault

Samuel Smart

Natasha Smith

Livery Drivers

Ronald Cabral

COMMUNICATIONS – INVITATIONS – PETITIONS

20. *Claims

21. *Planning Board Minutes – January 11, 2023


City Council Minutes

22. *Public Hearings – February 14, 2023

23. *Committee on Finance – February 14, 2023

24. *City Council – February 14, 2023

BULLETINS – NEWSLETTERS – NOTICES – None



City Clerk

OTHER POTENTIAL MATTERS TO BE ACTED UPON: (if received)

Ordination, as amended:

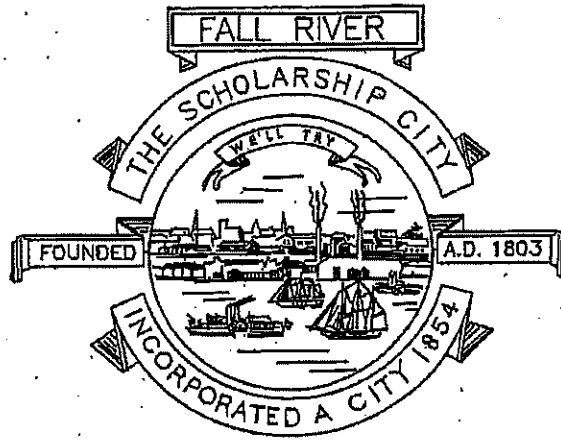
11. Proposed Ordinance – Traffic, miscellaneous

FINANCE 3

RECEIVED

2023 FEB -9 A 11:38

CITY CLERK _____
FALL RIVER, MA



FY 2023

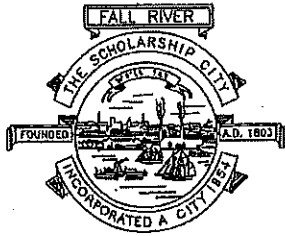
QUARTER 2

BUDGET REPORT

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 14 2023

Referred to the
Committee on Finance



City of Fall River
Massachusetts
Office of the Mayor

FINANCE 4

PAUL E. COOGAN
Mayor

February 9, 2023

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

RE: 5-year Financial Forecast

Dear Honorable Council Members:

Pursuant to Article 6-9 of the City Charter, I am submitting a 5-year Financial Forecast of the City Revenues and Expenditures within the General Fund Operating Budget. The Forecast is based upon revenue sources which can be reasonable anticipated as well as the expenses for services that we currently provide within our City and School Departments.

As with any forecast, the numbers continue to be refined as projections are realized and projects move from planning to implementation. Overall, our 5-year Financial Forecast is sound and reflects the City's ability to address its challenges and opportunities with the resources necessary for controlled growth and spending.

Best Regards,

Paul E. Coogan
Paul Coogan
Mayor

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 14 2023

*Referred to the Committee
on Finance*

RECEIVED
2023 FEB - 9 P 3:28
CITY CLERK
FALL RIVER, MA

FINANCE 4

RECEIVED

2023 FEB -9 P 3:16

CITY CLERK
FALL RIVER, MA

City of Fall River, Massachusetts

*Fiscal Year Ending June 30, 2023 Budget &
5 Years of Projections Fiscal Years 2024 – 2028*

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 14 2023

Referred to the Committee
on Finance

City of Fall River, Massachusetts

Fiscal Year FY23 Budget & 5 Years of Projections (Actual results may vary)

RESOURCES:

	FY23	FY24	FY25	FY26	FY27	FY28
Budget	Projections	Projections	Projections	Projections	Projections	Projections
State Aid						
General government, net of assessments	\$ 26,890,217	\$ 28,215,465	\$ 29,549,086	\$ 30,943,741	\$ 32,404,046	\$ 33,953,268
Education, net of assessments	\$ 144,515,483	\$ 160,899,284	\$ 183,132,381	\$ 208,495,616	\$ 236,995,252	\$ 268,985,763
Real Estate Taxes	\$ 125,712,035	\$ 134,038,955	\$ 139,309,280	\$ 144,721,778	\$ 150,276,573	\$ 155,978,702
Local Receipts	\$ 21,670,478	\$ 22,074,333	\$ 22,469,984	\$ 22,875,710	\$ 23,303,038	\$ 23,675,304
Indirects	\$ 6,990,036	\$ 7,164,786	\$ 7,379,730	\$ 7,601,122	\$ 7,829,156	\$ 8,064,030
Other Sources	\$ 25,000	\$ -	\$ -	\$ -	\$ -	\$ -
American Rescue Plan Act(ARPA)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
From Free Cash (Diman Interest Payment)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
From Free Cash	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
From Stabilization - operating	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
From Stabilization - capital	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
TOTAL RESOURCES	\$ 325,803,249	\$ 352,392,823	\$ 381,840,461	\$ 414,637,968	\$ 450,808,064	\$ 490,657,068
Water	\$ 14,289,039	\$ 14,406,197	\$ 14,627,197	\$ 14,852,115	\$ 15,081,030	\$ 15,314,020
Sewer	\$ 26,603,402	\$ 26,922,640	\$ 27,349,281	\$ 27,783,468	\$ 28,225,344	\$ 28,675,056
EMS	\$ 9,651,000	\$ 9,859,803	\$ 10,046,962	\$ 10,238,066	\$ 10,433,203	\$ 10,632,466
TOTAL RESOURCES - ENT FUNDS	\$ 50,543,441	\$ 51,188,639	\$ 52,023,440	\$ 52,873,649	\$ 53,739,576	\$ 54,621,541

LESS: NON-APPROPRIATED USES

Other Amounts to be Raised:
Snow & Ice Deficit & Appropriations

\$ - \$ - \$ - \$ - \$ - \$ -

TOTAL NON-APPROPRIATED USES

\$ - \$ - \$ - \$ - \$ - \$ -

RESOURCES AVAILABLE FOR APPROPRIATION

\$ 376,346,690 \$ 403,581,463 \$ 433,863,902 \$ 467,511,616 \$ 504,547,641 \$ 545,278,609

FINANCE 4

City of Fall River, Massachusetts

Fiscal Year FY23 Budget & 5 Years of Projections (Actual results may vary)

FINANCE 4

2

	FY23	FY24	FY25	FY26	FY27	FY28
EXPENDITURES:	Budget	Projections	Projections	Projections	Projections	Projections
General Government	\$ 4,104,298	\$ 4,162,815	\$ 4,209,937	\$ 4,228,009	\$ 4,277,573	\$ 4,295,741
Administrative Services	\$ 5,259,542	\$ 5,360,416	\$ 5,508,172	\$ 5,662,452	\$ 5,755,822	\$ 5,882,764
Financial Services	\$ 1,859,539	\$ 1,853,403	\$ 1,884,583	\$ 1,916,317	\$ 1,948,618	\$ 1,981,354
Facility Maintenance	\$ 2,827,420	\$ 2,979,948	\$ 3,054,081	\$ 3,099,667	\$ 3,145,937	\$ 3,192,901
Community Maintenance	\$ 17,495,351	\$ 18,237,219	\$ 19,199,783	\$ 19,898,338	\$ 20,633,532	\$ 21,376,172
Community Service	\$ 3,594,364	\$ 3,666,971	\$ 3,730,897	\$ 3,796,052	\$ 3,862,400	\$ 3,930,025
Education	\$ 156,379,615	\$ 178,625,837	\$ 202,041,852	\$ 228,676,053	\$ 258,707,588	\$ 292,871,739
Public Safety	\$ 41,416,832	\$ 42,597,515	\$ 43,183,020	\$ 43,782,383	\$ 44,390,736	\$ 45,008,215
Debt	\$ 13,903,341	\$ 15,048,854	\$ 16,597,011	\$ 20,258,060	\$ 20,168,287	\$ 19,166,685
Retirement	\$ 36,072,580	\$ 38,824,584	\$ 41,736,428	\$ 44,866,660	\$ 48,231,659	\$ 51,849,034
Insurance & Other	\$ 40,026,890	\$ 41,040,262	\$ 43,387,862	\$ 44,449,334	\$ 45,537,150	\$ 46,651,968
Reserve	\$ 2,863,478	\$ -	\$ -	\$ -	\$ -	\$ -
TOTAL APPROPRIATIONS - GENERAL FUND	\$ 375,803,250	\$ 352,392,824	\$ 384,533,627	\$ 420,633,305	\$ 456,659,302	\$ 496,206,598
Water	\$ 14,289,039	\$ 14,406,197	\$ 14,627,197	\$ 14,852,115	\$ 15,081,030	\$ 15,314,020
Sewer	\$ 26,603,402	\$ 26,922,640	\$ 27,349,281	\$ 27,783,468	\$ 28,225,344	\$ 28,675,056
EMS	\$ 9,651,000	\$ 9,859,803	\$ 10,046,962	\$ 10,238,066	\$ 10,433,203	\$ 10,632,466
TOTAL APPROPRIATIONS - ENL. FUNDS	\$ 50,543,441	\$ 51,188,639	\$ 52,023,440	\$ 52,873,649	\$ 53,739,576	\$ 54,621,541
TOTAL APPROPRIATIONS - ALL FUNDS	\$ 376,346,690	\$ 403,581,463	\$ 436,557,066	\$ 473,506,952	\$ 510,398,878	\$ 550,828,139
PLUS: APPROPRIATED USES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
TOTAL APPROPRIATED USES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
TOTAL APPROPRIATIONS	\$ 376,346,690	\$ 403,581,463	\$ 436,557,066	\$ 473,506,952	\$ 510,398,878	\$ 550,828,139
BUDGET SURPLUS (DEFICIT)	\$ 0	\$ (0)	\$ (2,653,164)	\$ (5,965,336)	\$ (5,851,737)	\$ (5,549,550)

Diman Regional Debt Assessment

\$ 6,455,388

\$ 6,455,388

\$ 6,455,388

\$ 6,455,388

\$ 6,455,388

\$ 6,455,388

\$ 6,455,388

\$ 6,455,388

\$ 6,455,388

City of Fall River, Massachusetts

Fiscal Year FY23 Budget & 5 Years of Projections (Actual results may vary)

FINANCE 4

3

RESOURCES:

	FY23	FY24	FY25	FY26	FY27	FY28
Budget	Projections	Projections	Projections	Projections	Projections	Projections
State Aid (Cherry Sheet)	\$ 206,889,601	\$ 226,099,667	\$ 250,923,187	\$ 278,627,701	\$ 309,558,268	\$ 344,122,225
Education:						
School Aid Chapter 70	\$ 168,421,258	\$ 188,631,809	\$ 211,267,626	\$ 236,619,741	\$ 265,014,110	\$ 296,815,803
Charter Tuition Reimbursement	\$ 8,083,544	\$ 5,571,633	\$ 6,240,229	\$ 6,989,056	\$ 7,827,743	\$ 8,767,072
Education Offset: Direct Expenditures						
School Choice Receiving Tuition	\$ 447,513	\$ 537,016	\$ 644,419	\$ 773,302	\$ 927,963	\$ 1,113,556
General Government:						
General Municipal Aid	\$ 27,804,931	\$ 28,985,178	\$ 30,494,436	\$ 31,956,158	\$ 33,553,966	\$ 35,231,664
Veterans Benefits	\$ 1,182,639	\$ 1,212,205	\$ 1,163,717	\$ 1,103,531	\$ 1,039,199	\$ 987,239
Abatements: Vets, Blind, Spouses	\$ 364,963	\$ 364,963	\$ 368,613	\$ 372,299	\$ 376,022	\$ 379,782
State Owned Land	\$ 500,521	\$ 505,526	\$ 505,526	\$ 505,526	\$ 505,526	\$ 505,526
Offsets: Direct Expenditures						
Public Libraries Chap. 78	\$ 284,232	\$ 291,338	\$ 298,621	\$ 306,087	\$ 313,739	\$ 321,582

Real Estate Taxes

Prior Year Base	\$ 126,734,873	\$ 135,038,955	\$ 140,309,280	\$ 145,721,778	\$ 151,276,573	\$ 156,978,702
+2.5% of Base	\$ 117,835,118	\$ 124,484,873	\$ 129,596,995	\$ 134,866,920	\$ 140,278,743	\$ 145,836,063
Debt Exclusion (New High School)	\$ 2,905,909	\$ 3,112,122	\$ 3,239,925	\$ 3,371,673	\$ 3,506,969	\$ 3,645,902
Estimated New Growth	\$ 2,250,000	\$ 5,441,960	\$ 5,442,360	\$ 5,443,035	\$ 5,440,510	\$ 5,436,135
	\$ 3,743,846	\$ 2,000,000	\$ 2,030,000	\$ 2,040,150	\$ 2,030,351	\$ 2,060,603

Local Receipts

Motor Vehicle Excise	\$ 21,670,478	\$ 22,074,333	\$ 22,469,984	\$ 22,875,710	\$ 23,303,038	\$ 23,675,304
Other Excise	\$ 8,573,183	\$ 8,744,652	\$ 9,006,991	\$ 9,277,201	\$ 9,555,517	\$ 9,842,183
Meals	\$ 1,400,000	\$ 1,300,000	\$ 1,313,000	\$ 1,326,130	\$ 1,339,391	\$ 1,352,785
Room	\$ 120,000	\$ 123,000	\$ 126,075	\$ 129,227	\$ 132,458	\$ 135,769
Other	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000	\$ 10,000
Cannabis	\$ 1,250,000	\$ 1,250,000	\$ 1,250,000	\$ 1,250,000	\$ 1,250,000	\$ 1,250,000
Penalties and Interest	\$ 1,135,000	\$ 1,135,000	\$ 1,135,000	\$ 1,135,000	\$ 1,135,000	\$ 1,135,000
Payments in Lieu of Taxes	\$ 450,000	\$ 450,000	\$ 450,000	\$ 450,000	\$ 461,250	\$ 461,250
Fees	\$ 2,230,247	\$ 2,230,247	\$ 2,252,549	\$ 2,275,075	\$ 2,297,826	\$ 2,297,826
Rentals	\$ 70,948	\$ 70,948	\$ 70,948	\$ 70,948	\$ 70,948	\$ 70,948
Library	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000	\$ 4,000
Cemeteries	\$ 94,000	\$ 101,500	\$ 103,023	\$ 104,568	\$ 106,136	\$ 107,728
Departmental Revenue	\$ 611,949	\$ 966,639	\$ 985,972	\$ 1,005,692	\$ 1,025,805	\$ 1,030,934
Licenses and Permits	\$ 2,375,543	\$ 2,550,622	\$ 2,601,635	\$ 2,653,667	\$ 2,706,741	\$ 2,760,875
Solid Waste - Other	\$ 203,084	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000
Fines and Forfeitures	\$ 1,515,000	\$ 1,537,725	\$ 1,560,791	\$ 1,584,203	\$ 1,607,966	\$ 1,616,006
Investment Income	\$ 500,000	\$ 500,000	\$ 500,000	\$ 500,000	\$ 500,000	\$ 500,000
Medicare Reimbursement	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
Recurring	\$ 120,000	\$ 150,000	\$ 150,000	\$ 150,000	\$ 150,000	\$ 150,000
Non-Recurring	\$ 7,519	\$ -	\$ -	\$ -	\$ -	\$ -

City of Fall River, Massachusetts

Fiscal Year FY23 Budget & 5 Years of Projections (Actual results may vary)

FINANCE 4

	FY23	FY24	FY25	FY26	FY27	FY28
Budget	Projections	Projections	Projections	Projections	Projections	Projections
Other Sources						
Surplus Revenue (Free Cash)	\$ 7,015,036	\$ 7,164,786	\$ 7,379,730	\$ 7,601,122	\$ 7,829,156	\$ 8,064,030
From Free Cash (Dinan Interest)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Other Available Funds:						
Indirects:						
Sewer	\$ 6,990,036	\$ 7,164,786	\$ 7,379,730	\$ 7,601,122	\$ 7,829,156	\$ 8,064,030
Water	\$ 1,670,000	\$ 1,711,750	\$ 1,763,103	\$ 1,815,996	\$ 1,870,475	\$ 1,926,590
EMS	\$ 2,756,841	\$ 2,825,762	\$ 2,910,535	\$ 2,997,851	\$ 3,087,786	\$ 3,180,420
	\$ 2,563,195	\$ 2,627,274	\$ 2,706,093	\$ 2,787,275	\$ 2,870,894	\$ 2,957,021
Transfers between funds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Other Sources of Funds (B2)	\$ 25,000	\$ -	\$ -	\$ -	\$ -	\$ -
American Rescue Plan Act(ARPA)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
American Rescue Plan Act(ARPA) -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Rehire Provision	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Stabilization Fund	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
TOTAL RESOURCES	\$ 362,309,988	\$ 390,377,741	\$ 421,082,181	\$ 454,826,311	\$ 491,967,034	\$ 532,840,262
LESS: NON-APPROPRIATED USES						
Other Amounts to be Raised	\$ 731,745	\$ 770,539	\$ 789,290	\$ 808,509	\$ 828,722	\$ 849,440
Appropriation Deficits (Snow, etc.)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Overlay/Revenue Deficits	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Cherry Sheet Offsets	\$ 731,745	\$ 750,039	\$ 768,790	\$ 788,009	\$ 807,710	\$ 827,902
Court Judgments/Tax Title	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Debt/Interest not on Sch B	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
SRPEDD	\$ -	\$ 20,500	\$ 20,500	\$ 20,500	\$ 21,013	\$ 21,538
State and County Assessments	\$ 34,752,156	\$ 36,214,380	\$ 37,482,430	\$ 38,379,834	\$ 39,330,248	\$ 40,333,754
County Tax	\$ 641,658	\$ 657,699	\$ 674,142	\$ 690,995	\$ 708,270	\$ 725,977
Retired Employees Health Insurance	\$ 4,482	\$ 4,594	\$ 4,709	\$ 4,827	\$ 4,947	\$ 5,071
Mosquito Control Projects	\$ 127,173	\$ 130,352	\$ 133,611	\$ 136,951	\$ 140,375	\$ 147,394
Air Pollution Districts	\$ 22,545	\$ 23,109	\$ 23,686	\$ 24,278	\$ 24,885	\$ 25,508
Parking Surcharge	\$ 418,100	\$ 428,553	\$ 439,266	\$ 450,248	\$ 461,504	\$ 473,042
Regional Transit Authorities (SRTA)	\$ 1,548,879	\$ 1,587,601	\$ 1,627,291	\$ 1,667,973	\$ 1,709,673	\$ 1,752,414
Special Ed. Chap. 71B	\$ 55,921	\$ 56,760	\$ 57,611	\$ 58,475	\$ 59,353	\$ 60,243
School Choice Sending Tuition	\$ 1,437,235	\$ 1,609,703	\$ 1,666,043	\$ 1,699,364	\$ 1,733,351	\$ 1,794,018
Charter School Sending Tuition	\$ 30,496,163	\$ 31,716,010	\$ 32,826,070	\$ 33,646,722	\$ 34,487,890	\$ 35,350,087
Reserve for Abateaments	\$ 1,022,838	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000	\$ 1,000,000
RESOURCES AVAILABLE	\$ 325,803,249	\$ 352,392,822	\$ 381,840,461	\$ 414,637,968	\$ 450,808,064	\$ 490,657,068

City of Fall River, Massachusetts

Fiscal Year FY23 Budget & 5 Years of Projections (Actual results may vary)

EXPENDITURES

	Budget	Projections	Projections	Projections	Projections	Projections
	FY23	FY24	FY25	FY26	FY27	FY28
General Government						
Mayor's Office	\$ 4,104,298	\$ 4,162,815	\$ 4,209,937	\$ 4,228,009	\$ 4,277,573	\$ 4,295,741
City Council	\$ 319,820	\$ 329,688	\$ 334,911	\$ 340,220	\$ 345,615	\$ 351,098
City Clerk	\$ 454,149	\$ 459,714	\$ 468,374	\$ 477,209	\$ 486,222	\$ 495,416
Elections	\$ 396,871	\$ 406,947	\$ 412,793	\$ 418,723	\$ 424,740	\$ 430,844
Veterans	\$ 361,312	\$ 346,613	\$ 368,884	\$ 361,682	\$ 385,545	\$ 377,575
	\$ 2,572,146	\$ 2,619,853	\$ 2,624,975	\$ 2,630,174	\$ 2,635,451	\$ 2,640,808
Administrative Services						
City Administration	\$ 5,259,542	\$ 5,360,416	\$ 5,508,172	\$ 5,662,452	\$ 5,755,822	\$ 5,882,764
Human Resources	\$ 201,431	\$ 209,334	\$ 212,468	\$ 215,649	\$ 218,878	\$ 222,155
Information Systems	\$ 313,033	\$ 327,575	\$ 332,591	\$ 337,685	\$ 342,858	\$ 348,111
Law Department	\$ 3,004,105	\$ 3,012,299	\$ 3,143,508	\$ 3,280,988	\$ 3,357,300	\$ 3,435,435
Purchasing	\$ 1,679,581	\$ 1,685,882	\$ 1,692,278	\$ 1,698,770	\$ 1,705,359	\$ 1,743,534
	\$ 61,392	\$ 125,326	\$ 127,326	\$ 129,360	\$ 131,427	\$ 133,528
Financial Services						
Assessor	\$ 15,762,880	\$ 16,902,257	\$ 18,481,593	\$ 22,174,377	\$ 22,116,905	\$ 21,148,040
Auditor	\$ 436,064	\$ 401,290	\$ 407,913	\$ 414,652	\$ 421,512	\$ 428,494
Director of Financial Services	\$ 396,810	\$ 406,608	\$ 412,758	\$ 419,002	\$ 425,341	\$ 431,775
Collector	\$ 142,235	\$ 151,817	\$ 154,146	\$ 156,511	\$ 158,914	\$ 161,214
Treasurer	\$ 435,389	\$ 440,881	\$ 448,187	\$ 455,620	\$ 463,182	\$ 470,875
Debt Service	\$ 449,041	\$ 452,807	\$ 461,579	\$ 470,532	\$ 479,670	\$ 488,996
	\$ 13,903,341	\$ 15,048,854	\$ 16,597,011	\$ 20,258,060	\$ 20,168,287	\$ 19,166,685

FINANCE 4

City of Fall River, Massachusetts

Fiscal Year FY23 Budget & 5 Years of Projections (Actual results may vary)

	FY23	FY24	FY25	FY26	FY27	FY28
Budget	Projections	Projections	Projections	Projections	Projections	Projections
Facility Maintenance						
Buildings & Armory	\$ 2,827,420	\$ 2,979,948	\$ 3,054,081	\$ 3,099,667	\$ 3,145,937	\$ 3,192,901
	\$ 2,827,420	\$ 2,979,948	\$ 3,054,081	\$ 3,099,667	\$ 3,145,937	\$ 3,192,901
Community Services						
Cemeteries	\$ 17,495,351	\$ 18,237,219	\$ 19,199,783	\$ 19,898,338	\$ 20,633,532	\$ 21,376,172
Parks; Civic Celebrations	\$ 474,027	\$ 479,689	\$ 487,850	\$ 496,157	\$ 504,614	\$ 513,223
Trees	\$ 1,307,579	\$ 1,318,804	\$ 1,344,178	\$ 1,370,073	\$ 1,396,500	\$ 1,423,470
Engineering	\$ 376,663	\$ 379,065	\$ 386,916	\$ 394,939	\$ 403,138	\$ 411,516
Solid Waste	\$ 368,171	\$ 376,815	\$ 383,053	\$ 389,399	\$ 395,856	\$ 402,425
Streets & Highways	\$ 9,994,609	\$ 10,556,241	\$ 11,381,963	\$ 11,940,798	\$ 12,527,421	\$ 13,143,219
Snow Removal	\$ 3,384,931	\$ 3,510,961	\$ 3,580,941	\$ 3,652,491	\$ 3,731,556	\$ 3,787,530
Traffic and Parking	\$ 526,243	\$ 526,243	\$ 526,243	\$ 526,243	\$ 526,243	\$ 526,243
	\$ 1,063,128	\$ 1,089,401	\$ 1,108,639	\$ 1,128,237	\$ 1,148,204	\$ 1,168,547
Community Services						
City Planning	\$ 3,594,364	\$ 3,666,971	\$ 3,730,897	\$ 3,796,032	\$ 3,862,400	\$ 3,930,025
Inspectional Services	\$ 289,490	\$ 293,671	\$ 298,184	\$ 302,767	\$ 307,421	\$ 312,148
Health & Human Services	\$ 1,135,845	\$ 1,163,863	\$ 1,182,051	\$ 1,200,541	\$ 1,219,339	\$ 1,238,450
Library	\$ 502,342	\$ 509,261	\$ 516,284	\$ 523,411	\$ 530,646	\$ 537,989
	\$ 1,666,687	\$ 1,700,176	\$ 1,734,379	\$ 1,769,313	\$ 1,804,994	\$ 1,841,439

FINANCE 4

City of Fall River, Massachusetts

Fiscal Year FY23 Budget & 5 Years of Projections (Actual results may vary)

	FY23	FY24	FY25	FY26	FY27	FY28
Budget	Projections	Projections	Projections	Projections	Projections	Projections
Enterprise Funds						
Emergency Medical Services	\$ 50,543,441	\$ 51,188,639	\$ 52,023,440	\$ 52,873,649	\$ 53,739,576	\$ 54,621,541
Water	\$ 9,651,000	\$ 9,859,803	\$ 10,046,962	\$ 10,238,066	\$ 10,433,203	\$ 10,632,466
Sewer	\$ 14,289,039	\$ 14,406,197	\$ 14,627,197	\$ 14,852,115	\$ 15,081,030	\$ 15,314,020
	\$ 26,603,402	\$ 26,972,640	\$ 27,349,281	\$ 27,783,468	\$ 28,225,344	\$ 28,675,056
	\$ 156,379,615	\$ 178,625,837	\$ 202,041,852	\$ 228,676,053	\$ 258,707,588	\$ 292,871,739
School Department	\$ 141,857,792	\$ 162,852,745	\$ 185,652,130	\$ 211,643,428	\$ 241,273,508	\$ 275,051,799
School Transportation	\$ 10,070,000	\$ 11,050,000	\$ 11,396,500	\$ 11,753,395	\$ 11,998,463	\$ 12,248,432
Vocational Assessments	\$ 4,451,823	\$ 4,723,091	\$ 4,993,222	\$ 5,279,230	\$ 5,435,618	\$ 5,571,508
	\$ 41,416,832	\$ 42,592,515	\$ 43,183,020	\$ 43,782,383	\$ 44,390,736	\$ 45,008,215
Fire/FREMA	\$ 17,193,541	\$ 17,595,948	\$ 17,843,428	\$ 18,094,621	\$ 18,349,581	\$ 18,608,366
Police	\$ 24,223,291	\$ 24,996,567	\$ 25,339,592	\$ 25,687,762	\$ 26,041,155	\$ 26,399,849
	\$ 40,026,890	\$ 41,040,262	\$ 43,387,862	\$ 44,449,334	\$ 45,537,150	\$ 46,651,968
Insurance	\$ 40,026,890	\$ 41,040,262	\$ 43,387,862	\$ 44,449,334	\$ 45,537,150	\$ 46,651,968
	\$ 36,072,580	\$ 38,824,584	\$ 41,736,428	\$ 44,866,660	\$ 48,231,659	\$ 51,849,034
Retirement	\$ 36,072,580	\$ 38,824,584	\$ 41,736,428	\$ 44,866,660	\$ 48,231,659	\$ 51,849,034
	\$ 2,863,478	\$ -	\$ -	\$ -	\$ -	\$ -
Reserve	\$ 2,863,478	\$ -	\$ -	\$ -	\$ -	\$ -
Total Expenditures	\$ 374,914,952	\$ 403,581,464	\$ 436,557,067	\$ 473,506,953	\$ 510,398,879	\$ 550,828,140

FINANCE 4

The included is a five year projection (fiscal years ending 2024 – 2028) for the General Fund. The projections are based on the 2022/2023 budget that was approved by the City Council with the following assumptions included:

Resources:

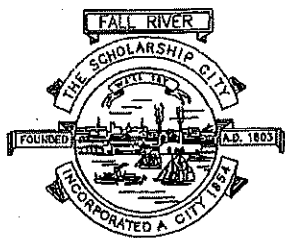
- Property taxes are projected to increase by 2 ½% over the 2023 base.
- New Growth is estimated conservatively based on FY2021 through FY2023
- The approved debt exclusion for the high school is included in tax revenues.
- Unrestricted General State Aid, net of assessments is expected to increase about 7.7% while state aid for Education is estimated to increase approximately 11.7%.
- All other revenue sources are projected at approximately similar growth rates as the prior three years.
- Diman Regional has provided their intended plan for a new school and an amortization schedule which is included as provided. Fall River's share of the assessment is 76%.
- ARPA funding will be used primarily to invest in long-term investments.
- Cannabis revenues is projected to level off with increased competition in dispensary's in surrounding communities and host fees are expected to not be at the original levels due to the law changes in early FY2023

Appropriations:

Included in the projections are inflationary increases and other increases based on known data. The projections do not include any budget cuts or reductions in staffing.

- In particular, the pension/retirement expense is based on the amortization schedule with no change in the funding date.
- The administration is committed to 100% of net school spending.
- The administration is actively engaged in research and methods to mitigate costs.
- The administration is working on a waste strategic plan.
- Health insurance is projected at a modest increase of 2.5%
- Debt levels at a high of approximately \$20 million in FY 2026 due to the full assessment for Diman Regional then with no other additions to debt in FY 2028 there is a reduction of approximately \$1 million.

The projections also do not include any estimates for new industry or any other unknowns that could increase revenues or decrease expenditure. Assumptions used in preparation at the time of this financial projection were utilized to present a condition or course of action that is not necessarily expected to occur, but is consistent, based on known information as of this date. The Administration will continue to work closely with department heads to monitor all revenues and expenditures.



PAUL E. COOGAN
Mayor

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

RECEIVED

2023 FEB 22 P. 3: 28

CITY CLERK
FALL RIVER, MA

February 22, 2023

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

Dear Councilor President and Members of the Honorable Council:

Attached for your review and consideration please find a request for the Fall River City Council to accept the provisions of MGL Chapter 200A, Section 9A regarding disposition of abandon funds, typically in the form of uncashed checks.

If additional information is needed please contact my office with your concerns. Thank you for your consideration with this request.

Sincerely,

Paul E. Coogan
Mayor

PC/amos

City of Fall River, *In City Council*

ORDERED, that the City of Fall River; pursuant to Massachusetts General Laws Chapter 4, Section 4, hereby accepts the provisions of Massachusetts General Laws Chapter 200A, Section 9A, and ratifies all actions previously taken pursuant to said Chapter 200A, Section 9A.



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Department of Financial Services
TREASURER • COLLECTOR • AUDITOR • ASSESSOR

RECEIVED

2023 FEB 21 A 10:56

CITY CLERK
FALL RIVER, MA

Bridget Almon
Director of Financial Services

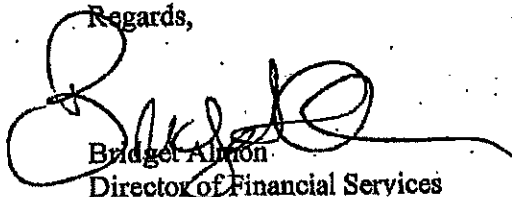
February 17, 2023

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

Dear Honorable Mayor:

Please find the enclosed letter from the City's Treasurer/Collector requesting to accept the provisions of Chapter 200A, Section 9A. I have reviewed this and am requesting this be provided to the City Council to accept these provisions.

Regards,


Bridget Almon
Director of Financial Services



**CITY OF FALL RIVER
MASSACHUSETTS**

RECEIVED

DEPARTMENT of FINANCIAL SERVICES 2023 FEB 21 A 10:56
TREASURER • COLLECTOR • AUDITOR • ASSESSOR

CITY CLERK
FALL RIVER, MA
PAUL E. COOGAN
Mayor

IAN P. SCHACHNE,
CMMC
Treasurer/Collector

February 16, 2023
Bridget Almon
Director of Financial Services
City of Fall River
One Government Center
Fall River, MA 02722

RE: ACCEPTANCE OF MASSACHUSETTS GENERAL LAWS CHAPTER 200A, SECTION 9A

Dear Ms. Almon:

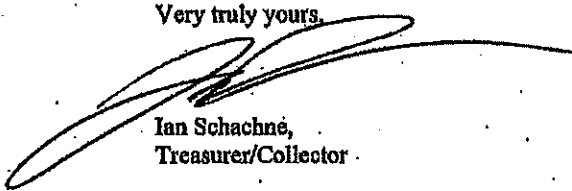
During our recent review of the Treasurer's Office Policies and Procedures regarding uncashed checks we have determined that years ago the City may have inadvertently neglected to accept the provisions of Massachusetts General Laws Chapter 200A, Section 9A regarding disposition of abandoned funds, typically in the form of uncashed checks. Despite this, the City has, for some time now, implemented the provisions of said Section 9A.

Attached please find the language of a proposed vote by the City Council accepting the provisions of Chapter 200A, Section 9A.

By this letter, I am requesting that you refer this matter to the Mayor and request that after review with the City Administrator and Corporation Counsel, that the Mayor request that the City Council vote to accept the provisions of said Chapter 200A, Section 9A.

Please contact me if you would like to discuss this matter further. Thank you for consideration of this request.

Very truly yours,


Ian Schachne,
Treasurer/Collector

cc: Rebekah Pontes
Sedryk Sousa

Enc.

One Government Center Fall River, MA 02722
TEL: (508) 324-2272 FAX (508) 324-2244



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2023 FEB 22 P 3:28

CITY CLERK _____
FALL RIVER, MA

February 22, 2023

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

Dear Honorable Council Members:

In accordance with the provisions of Chapter 44, Section 32 of the Massachusetts General Laws, I recommend the following appropriations to your Honorable Body.

1. \$1,071,959 That the sum of \$1,071,959 be, and the same is, hereby appropriated to the SCHOOL APPROPRIATION from the FY 22 SURPLUS REVENUE.

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

Best Regards,

Paul E. Coogan
Mayor

City of Fall River, *In City Council*

February 22, 2023


ORDERED:

That the sum of \$1,071,959 be, and the same is, hereby transferred to the School Appropriation from FY 22 Surplus Revenue.

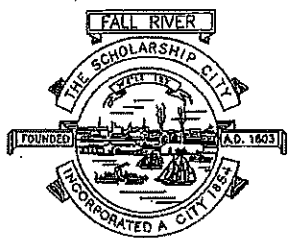
FY23 Appropriation/Transfer Number Analysis

Line	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
FY 22 SURPLUS REVENUE	\$ 3,660,698.00	\$ (1,071,959.00)	\$ 2,588,739.00
SCHOOL APPROPRIATION	\$ 141,857,792.00	\$ 1,071,959.00	\$ 142,929,751.00

I certify that there are sufficient funds available for these transfers.



City Auditor
February 22, 2023



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2023 FEB 22 P 3:16

CITY CLERK _____
FALL RIVER, MA

February 22, 2023

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

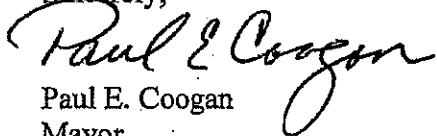
Re: Liberty Utility Mitigation Funding Approval

Dear Councilors:

Please see the attached letter in relation to approval of the funding in the amount of \$71,000.00 provided by Liberty Utilities for a Sediment Remediation Project which includes water and sediment quality evaluations in the South Watuppa Pond.

If you have any questions, please contact Paul J. Ferland, Administrator of Community Utilities at 508-324-2320.

Sincerely,


Paul E. Coogan
Mayor

Attachment

City of Fall River, *In City Council*

ORDER:

The City of Fall River was awarded a grant through Liberty Utilities (LU) in the amount of \$71,000 with a duration from February 23, 2023, through June 30, 2024. This grant will be used to undertake a sediment remediation project in a portion of Mt. Hope Bay (MHB) including water and sediment quality evaluations in South Watuppa Pond.

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 LU in the amount of \$71,000 to complete the water and sediment quality evaluations in South Watuppa Pond;

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 LU, including the expenditure thereof.



PAUL E. COOGAN
Mayor

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



PAUL J. FERLAND
Administrator

February 22, 2023

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

Re: Liberty Utilities Mitigation Funding

Dear Mayor Coogan:

Liberty Utilities is undertaking a sediment remediation project in a portion of Mt Hope Bay (MHB) located near the Liberty Utilities 120 Charles Street facility in Fall River, Massachusetts. The sediment remediation will address historical releases of oil and/or hazardous material (OHM), as defined by MassDEP, in accordance with Massachusetts Contingency Plan (MCP) requirements and at the direction of a Licensed Site Professional. The project includes a combination of: dredging sediment containing OHM, with offsite disposal of dredged material; restoration of dredged areas with clean sand; capping of nearshore areas; and, restoration of a coastal beach and salt marsh located near the remediation area. In addition to complying with MCP requirements, Liberty Utilities has applied for environmental permits to facilitate implementation of the sediment remediation project.

Mitigation is required by MassDEP as a Permit Condition for the Joint 401/91 License based on expected temporary impacts to land containing shellfish during sediment remediation. Liberty Utilities consulted with Massachusetts Division of Marine Fisheries and insisted that mitigation occur within the communities Liberty Utilities serves. This mitigation project was developed by the Massachusetts Division of Marine Fisheries (DMF) and includes water and sediment quality evaluations in South Watuppa Pond scheduled for 2023. As a condition of the Joint 401/91 License, Liberty Utilities involvement in the mitigation would be limited to funding the mitigation work, and the work would be performed by others. A copy of the proposed scope of work for the mitigation project was prepared by the parties responsible for performing the work, and was provided to Liberty Utilities by DMF.

Liberty Utilities will be providing \$71,000.00 in funding to go towards the scope of the work attached. City Council approval is required for acceptance of the funding.

If you have any questions, please do not hesitate to contact me.

Sincerely,



Paul J. Ferland, EIT
Adm. of Community Utilities

MEMORANDUM



TO: Paul Ferland, City of Fall River
FROM: Woodard & Curran
DATE: October 24, 2022
RE: South Watuppa Phase 2 Scope

The scope for additional services to aid in the goals for the South Watuppa Pond in the amount of \$71,000 is proposed to be split into two contracts as follows:

Contract	Contracted Entity	Contract Amount
Contract 1: South Watuppa Pond Sampling	UMass	\$50,000
Contract 2: South Watuppa Phase 2	Woodard & Curran	\$21,000
Total Project Amount:		\$71,000

The scopes for the proposed contracts are as follows:

Contract 1: South Watuppa Pond Sampling

Contracted to: UMass School for Marine Science and Technology
Contract Amount: \$50,000 (*estimated*)

General Scope:

- Continuous dissolved oxygen monitoring in the South Watuppa Pond (Summer '23)
- Sediment sampling and analysis in the South Watuppa Pond (Summer '23)
- Influent chemistry and flow evaluations with particular focus on the westside interceptor (Spring into Summer '23)
- Targeted IDDE work in the tributary watersheds of the westside interceptor to understand what is coming into the interceptor (Fall '22 - Winter '23)

Detailed scope including testing locations and number of tests to be provided by UMass School for Marine Science and Technology.

Contract 2: South Watuppa Phase 2

Contracted to: Woodard & Curran
Contract Amount: \$21,000
Scope:

Task 1. Sucker Brook and Westside Interceptor Flow Monitoring

Woodard & Curran will conduct preliminary field investigation and observations of both channels in the spring of 2023. These field investigations will leverage survey data (as available) from the MVP Planning Study for Sucker Brook wetland restoration. Field teams will review



available information for both channels and then will mobilize to the channels to make visual flow observations to better understand relative flow velocity and depth. This will be important to evaluate ideal access to and locations for flow monitoring. This initial assessment will also include safety considerations for access to both channels. It is anticipated that the City of Fall River will provide access to the Westside Interceptor channel which we understand to be protected with perimeter fencing and locked gates.

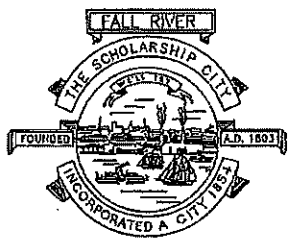
Once preliminary visual observations have been made, Woodard & Curran will develop a flow monitoring strategy. The objective for 2023 will be to conduct 3-5 flow observations in each channel using standard flow monitoring techniques. Manual assessment of flow velocity, depth and channel dimensions will allow for reasonable estimate of discharge rate (cubic feet per second). It is anticipated that these monitoring events will coincide with a range of mid- to high level flows (as accessible) for each channel. The objective will be to gain a greater understanding of ranges of mid- to high flows with the intention of development of a long-term automated gauging station installation on both channels.

The deliverables for this task will include a technical memorandum including flow observation and monitoring results. The memorandum will also include recommendations and anticipate costs associated with development of long-term continuous monitoring gauges at each channel. Long-term continuous monitoring at these locations will provide ability to calibrate future water quality or quantity models and will allow for the potential for development of active nutrient treatment strategies (aluminum compound dosing) for the inputs at either Sucker Brook or the Westside Interceptor.

Task 2. Illicit Discharge Detection and Elimination (IDDE) Program Review

Woodard & Curran will obtain, review and summarize all IDDE program sampling and monitoring conducted in the South Watuppa Pond watershed from Fall River and Westport. It is assumed that the City of Fall River and Town of Westport will provide access to this data. According to the 2018 MS4 General Permit in MA, all outfall screening and sampling should have been conducted by June 30, 2021. More comprehensive pipeline investigation programs in both communities should also be underway.

Woodard & Curran will summarize the watershed specific information and will make recommendations for any additional outfall monitoring and/or investigation programs to support the work associated with restoration of South Watuppa Pond.



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2023 FEB 22 P 3:28

CITY CLERK
FALL RIVER, MA

February 22, 2023

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

Dear Councilor President and Members of the Honorable Council:

Attached for your review is a letter from the Fall River Contributory Retirement Board regarding the local option to increase the COLA (Cost of Living Adjustment) for FY 2023 up to 5% of the base amount specified pursuant to MGL Chapter 32, Section 103. This is a one-time increase and would assist our retirees in meeting the high costs of inflation in our post pandemic economy. I respectfully recommend this increase to the Honorable Council for your vote in favor of this initiative.

If additional information is needed please contact my office with your concerns. Thank you for consideration with this request.

Sincerely,

Paul E. Coogan
Mayor

PC/amos

4

City of Fall River, *In City Council*

WHEREAS, Massachusetts General Laws (M.G.L.) Chapter 269 of the Acts of 2022, authorizes a Retirement Board with a local option to increase the Cost-of-Living Adjustment for Fiscal Year 2023 to up to 5% on the base amount specified pursuant to M.G.L. Chapter 32, Section 103, and

WHEREAS, such an increase must be approved by a majority vote of the Retirement Board, subject to the approval of the legislative body, and

WHEREAS, the Fall River Contributory Retirement Board voted, pursuant to M.G.L. Chapter 269 of the Acts of 2022, to increase the Cost-of-Living Adjustment for Fiscal Year 2023 to up to 5% on the base amount of \$12,000 at a meeting held on August 17, 2022, now therefore

BE IT ORDERED, pursuant to Massachusetts General Laws (M.G.L.) Chapter 32, Section 103 and Chapter 269 of the Acts of 2022, that the City Council approves the increased Cost-of-Living Adjustment for Fiscal Year 2023 of 5% to become effective July 1, 2022.



COMMONWEALTH OF MASSACHUSETTS
Fall River Contributory Retirement Board
21 Father DeValles Boulevard • Suite GR1 • Unit 14 • Fall River, MA 02723
Tel. (508) 646-9120 • Fax (508) 646-9123

4

February 16, 2023

Honorable Mayor Paul Coogan
City of Fall River
One Government Center, 6th Floor

Dear Mayor Coogan,

On November 16, 2022, Governor Charles Baker signed Chapter 269 of the Acts of 2022 into law.

This act provides local retirement systems with a local option to increase the COLA (Cost of Living Adjustment) for FY 2023 up to 5% of the base amount specified pursuant to MGL c. 32 § 103, which is \$12,000 for the Fall River Retirement System.

The local approval mechanism differs from the conventional COLA increase in which it also requires local approval. Per the Public Employee Retirement Administration Commission (PERAC), local approval for this act means in a city, the mayor must recommend the increase to the city council and the council must vote in favor.

At our recent meeting I provided you with figures detailing the cost of increasing the COLA from 3% to 5% this year. This increase would add an additional cost of \$340,000 this year and approximately \$3,684,000 to the unfunded liability.

Since our meeting, I spoke with PERAC's actuary John Boorack who confirmed the increase to the unfunded liability would be approximately \$3.7 million. He further informed me that PERAC is treating this COLA more as of a one-time loss, such as an investment loss, versus a change in plan provisions and could be pushed back to the end of the funding schedule if appropriate. He also confirmed there would be no change to the FY 2024 appropriation.

It is the consensus of the board that with the current state of the post pandemic economy and the highest inflationary period experienced in nearly forty years, it is vital the board do whatever it can to protect the pensions of city workers from the financial pressure currently being experienced due to the recent inflation. As with any initiatives which are approved by the board we are always available to appear before city council to answer any questions and provide any financial data pursuant to this COLA, which the council may require.

Therefore, we respectfully request your deepest consideration in recommending this COLA increase to the city council.

Respectfully submitted,

Michael Pasternak
Executive Director



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2023 FEB 23 A 9:46

CITY CLERK _____
FALL RIVER, MA

February 22, 2023

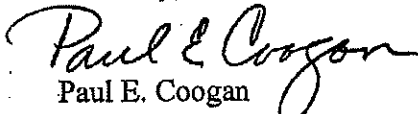
The Honorable City Council
City of Fall River
One Government Center
Fall River, MA 02722

Dear Honorable Members of the City Council:

Consistent with the requirements of MGL Chapter 150E, Section 7, I am submitting the recently negotiated Memorandums of Agreement between the City of Fall River and Fall River Police Association, MassCop Local 1854, which is comprised of all permanent police officers, excluding sergeants, lieutenants, captains, deputy chiefs, and the chief of police.

These Agreements will become a part of the contractual obligations of their prior contracts. The Administration is grateful to the Police Association for their willingness to collaborate and reach consensus on Agreements which are favorable to both our employees and the constituents of the City of Fall River. I respectfully request you grant an appropriation necessary to fund the cost items contained therein. Please feel free to contact me if you have any questions or concerns.

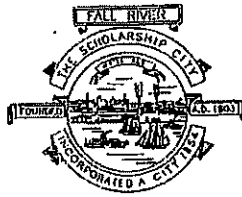
Sincerely,


Paul E. Coogan
Mayor

5

City of Fall River, *In City Council*

ORDERED, that the funding of the cost items contained in the collective bargaining agreements between the City of Fall River and the Fall River Police Association, MassCop Local 1854, are hereby approved.



CITY OF FALL RIVER

COLLECTIVE BARGAINING AGREEMENT

THROUGH

JULY 1, 2021 –JUNE 30, 2025

FISCAL IMPACT STATEMENT

Police Officers', Local 1854

	1.5%	1%	Restructure 10.8%	TBD 2%	
	2021-2022	2022-2023	2023-2024	2024-2025	Total
Pensionable	\$363,126.14	\$366,757.40	\$406,367.20	\$414,494.54	
Non-Pensionable	\$76,643.85	\$77,410.29	\$85,770.60	\$87,486.01	
Total	\$439,796.99	\$444,167.69	\$492,137.80	\$501,980.55	\$1,878,083.03

Note: The above overtime is factored in FY 22, (6 months) FY23, and are approximate in FY 24 & FY 25.

Note: Figures are draft amounts and are subject to change based on current employees staffing levels.

5

MEMORANDUM OF UNDERSTANDING

Between the City of Fall River and Fall River Police Association, MCOP Local 1854

WHEREAS, the City of Fall River ("the City") and the Fall River Police Association, MassCOP Local 1854 ("the Union" and collectively "the parties") are parties to a collective bargaining agreement covering the time period from July 1, 2019, through June 30, 2021 and;

WHEREAS, the parties have agreed to a successor agreement covering the time period from July 1, 2021, through June 30, 2024;

NOW, THEREFORE, the parties agree to the following terms:

The parties agree to extend the collective bargaining agreement from July 1, 2021, through June 30, 2024, with the following modifications:

1. Article XIX Wages, Section 1,

Add a general wage increase of 1.5% effective retroactively to July 1, 2021, and a general wage increase of 1.0% retroactively to July 1, 2022, and a general wage increase of 1.5% and wage step restructure effective July 1, 2023.

The following will be the established wage steps restructure effective July 1, 2023 as a means to address the current difficulties in recruitment and retention impacting the Fall River Police Department.

Amend the current eleven (11) steps wage schedule to a three (3) steps wage schedule as follows;

Step 1 - Commences upon the hire date of the bargaining unit member and continuing through year four.

Step 2 - The bargaining unit member will be placed into step 2 on January 1 of the year the bargaining unit member will attain five (5) years of creditable service.

Step 3 - The bargaining unit member will be placed in step 3 on January 1 of the year the bargaining unit member will attain ten (10) years of creditable service.

Step 1 - \$2,346.20	Bi-Weekly (Hire date through year 4)
Step 2 - \$2,538.50	Bi-Weekly (Year 5 through year 9)
Step 3 - \$2,923.10	Bi-Weekly (Year 10+)

5

2. Article XI Hours of Work

a. Section 1 (a),

Uniform Division (Change all shifts to eight hours as follows):

Day Shift: 7:30 a.m. to 3:30 p.m. replaces 7:30 a.m. to 4:00 p.m.
8:00 a.m. to 4:00 p.m. replaces 8:00 a.m. to 4:30 p.m.

First Watch: 3:30 p.m. to 11:30 p.m. replaces 4:00 p.m. to Midnight
4:00 p.m. to Midnight replaces 4:30 p.m. to 12:30 a.m.

Last Watch: 11:30 p.m. to 7:30 a.m. replaces Midnight to 7:30 a.m.
Midnight to 8:00 a.m. replaces 12:30 a.m. to 8:00 a.m.

Walking Beats: 7:30 a.m. to 3:30 p.m. replaces 7:30 a.m. to 4:00 p.m.
3:30 p.m. to 11:30 p.m. replaces 4:00 p.m. to Midnight
12:00 Midnight to 7:30 a.m. (remains unchanged)

Current practice of First and Second roll calls remain unchanged (10 minutes prior to start of the shift, i.e.: Day Shift 7:20 a.m. and 7:50 a.m., First Watch 3:20 p.m. and 3:50 p.m., Last Watch 11:20 p.m. and 11:50 p.m.). To be consistent with new schedule, adjust Article XI Section 3 outoff hours from Noon (Last Watch) and Midnight (Day Watch) to 11:30 a.m. (Last Watch) and 11:30 p.m. (Day Watch). Adjust Article VI Court Time Section 3 Short-day Option court time release from 4:00 a.m. to 3:00 a.m.

b. Section 1 (a) Involuntary Overtime Service

Modify Article XI, Section 1, by adding the following: [changes are in *bold italics*]

Employees assigned to the night shift shall rotate from "Last" to "First" Watches on a daily basis. In the event that sickness, furloughs, or other temporary factors deplete required on-duty complements *and the Department is unable to fill such complement through voluntary overtime*, junior patrol officers scheduled to work on any particular night may be required to work a "First" instead of a "Last" Watch, or vice-versa, provided, however, in no event shall any patrol officer be so scheduled if he/she or any other member of the Uniform Division is assigned to work in any other Division, Section, or Bureau during said "Watch." When a Junior patrol officer is so scheduled, the patrol officer with the least seniority shall be the first to be so assigned.

c. Section 5. Method of Compensation for Overtime Service

An employee who performs overtime service in accordance with the provisions of this Agreement shall receive, in addition to his/her regular weekly compensation, time and one-half his/her straight time hourly rate of pay for each hour of overtime service, or fraction thereof. The straight-time hourly rate shall be computed at onefortieth of said employee's regular compensation. The straight time hourly rate of pay used in this section shall include Quinn Bill benefits. The straight time hourly rate of pay used in this section shall be the Complete Base rate including Quinn Bill benefits.

Employees may be given compensatory time-off in lieu of monetary compensation for overtime service, subject to the limitations set forth below:

- A. Employees with less than 25 years of creditable service (as of the funding date of this agreement) shall be permitted to accrue a maximum of four hundred and eighty (480) hours of said compensatory time and shall not be allowed to accrue additional compensatory time until their remaining balance is below four hundred and eighty (480) hours.
- B. Employees with 25 or more years of creditable service (as of the funding date of this agreement) shall not be subject to the maximum accrual of four hundred and eighty (480) hours. These employees shall retain the right to cash out such compensatory time.
- C. Pursuant to Article VI, Section 1(D), employees shall not be able to accrue compensatory time for court duties after the funding date of this agreement.
- D. Employees assigned to a 5 & 2 work schedule are assigned to Group 7 and receive "Group 7" compensatory days, pursuant to Article XI, Section 1. Group 7 compensatory accrual will not be subject to the foregoing limitations and/or modifications in reference to the compensatory accrual.

The intent of this instant paragraph is not to deny an employee right of cash payment for overtime work performed. Pay for overtime service shall be in addition to and not in lieu of holiday pay or vacation pay, and shall be remitted to employees as soon as practicable after the week in which such overtime service is performed.

An employee who is required to appear in court or to work during his/her vacation shall receive overtime pay for the court appearance and, in addition, will receive an additional vacation day for each such day of his/her vacation period during which he/she is required to appear in court or to work overtime. Vacation leave shall include those days off immediately preceding and following each furlough period, for purposes of court attendance. (Vacation/Furlough Extension).

Section 6. Upon the funding of this agreement, all compensatory time shall be "cashable," as the employee may elect to receive compensation for such accrued compensatory time. This modification shall not apply to the following:

- A. Additional vacation leave resulting from a court appearance or mandatory overtime service during an employee's vacation leave. Vacation extension days shall be accrued as vacation days and must be utilized as such.
- B. Compensatory leave (Group 7 days) earned as a result of employees working a 5 & 2 schedule (Group 7).
- C. Administrative compensatory (non-payable) time received prior to this modification. In the event an officer retires on a disability retirement or dies, on or off duty, he/she will be reimbursed for any existing unused "non-payable" accumulated time. If necessary, the payment will be made to the estate of the officer.

Section 7. When an officer's request to use compensatory time within 72 hours of the start of his/her scheduled shift requires overtime to replace that officer, the Department shall list the request as pending and post the available overtime. The overtime will be posted for bidding and will close 24 hours prior to the start of the scheduled shift requested as leave. If that overtime is not voluntarily filled before the close of the bidding period, the officer requesting the compensatory time off will be notified of the denial of the time off request. If the officer requests compensatory time off within 24 hours of the start of his/her requested shift off, the overtime will be posted for bidding for one hour to attempt a voluntary filling of the overtime. If the overtime is not voluntarily filled within the one-hour bidding time, the officer requesting the time off will be notified of the denial of the time off request. If the overtime is filled voluntarily, the officer shall be notified of the time off request approval.

Section 8 **Modify as shown (upon funding of this Agreement):**

Any officer not covered by the provisions of Article XXVIII who is ordered into work on his/her regular day off shall receive two and one-half times his/her straight time hourly rate as defined in Section 5 of this article. Officers shall be called in inverse order of seniority. Except in emergencies, officers will not be ordered into work on two consecutive days off.

3. Article VI — Court time — Effective upon funding — Add new Section d to Section 1:

Officers shall receive overtime compensation for all court attendance and shall not be permitted to accrue compensatory or "comp" time in lieu of receiving overtime.

5

4. Add new Article, Detective Stipend (Effective upon funding):

All positions classified as Detectives and any future assignments classified as Detectives shall receive a 5% stipend added to their base, to be paid in the same manner as Night and Weekend differential. This premium shall be utilized in calculating holiday pay, weekend night differentials, vacation pay, overtime pay, sick pay, bereavement and injured leave and shall be pensionable for retirement purposes.

5. Hazard Premium Pay (ARPA)

Officers employed as a Fall River Police Officer at any time from March 1, 2020, through March 1, 2021, shall receive a one-time stipend of \$3,000.00 in recognition of the officers' continuing to perform their duties as front-line workers, who have and will bear the greatest health risks because of their service in critical sectors. In order to be eligible for said payment, employees must either be on active status as of the funding of this agreement or have retired from the Fall River Police Department in good standing prior to said date, and be receiving pension payments pursuant to General Laws, c. 32.

The Parties further agree that if the City agrees to pay members of the Fall River Police Superior Officers' Association, MCOP Local 1844 or the Fall River Firefighters, Local 1314, a one-time premium or bonus for service during the COVID-19 Pandemic in excess of three thousand dollars, this Agreement shall be reopened for the sole and limited purpose of bargaining over such premium or bonus for the members of this Union.

6. Article VII Holidays - Add Juneteenth

7. Paid Details Article VIII

Amend Section 3 (a) as follows:

The rate of compensation for paid details may be increased and premium rates set by written notice to the Chief of Police from the Association's Executive Board, in accordance with present practice. Prior to the implementation of such increases, the Association agrees to consult with the Chief of Police; however, the Association's Executive Board retains the right to increase rates as stated in the foregoing.

8. Article X-Leaves of Absence— Section 4(A) Police Relief Association – Add the following:

Effective upon funding — Officers will be permitted to swap shifts in order to attend the activities described above but shall not be permitted to accrue compensatory or "comp" time while attending such activities during scheduled work hours.

9. Uniforms Amend Article XVIII to:

Remove turtlenecks from uniform requirements. Allow ties to remain an optional part of the uniform. Require officers to wear a navy blue or black undershirt as part of their uniform.

10. Education (Quinn Bill) Amend Article XXII as follows:

Rewrite Section 1, second paragraph to expand eligible degrees for all officers beyond Quinn-eligible degrees to include degrees in business administration, public administration, communication, law enforcement, psychology, sociology, computer science, or related fields, and social services or related fields from an accredited college or university.

11. Drug Testing Steroid Testing

Amend to preclude use of "T:E ratio" analysis as the sole indicator determining whether an officer tests positive for steroids.

12. Body Worn Cameras

- a. Incorporate the existing body worn camera agreement into this contract.
- b. Upon the successful completion of the pilot program for body worn cameras, the Union agrees to the department wide implementation of a body worn camera program for all police officers regardless of assignment.
- c. The Union retains the right to impact bargain over modifications to the policy or policies regarding body worn cameras.

13. Assignment Review Board

In accordance with the settlement agreement in MUP-17-6405, "The City of Fall River agrees to bargain to agreement or impasse over the elimination of the Assignment Review Board, the process for specialty assignments and the criteria for selection for specialty assignments," The Assignment Review Board procedures and standards shall be mutually agreed upon by the Fall River Police Association MCOP Local 1854 and the City of Fall River.

This Agreement is subject to ratification by the Fall River Police Association, MCOP Local 1854 and full funding by the City Council.

Signed and Agreed to this 24th day of January, 2023.



Paul Coogan, Mayor City of Fall River



Jonathan Ferreira, President Fall River Police Association, MCOP Local 1854

MEMORANDUM OF UNDERSTANDING
Between the City of Fall River and Fall River Police Association, MCOP Local 1854

WHEREAS, the City of Fall River ("the City") and the Fall River Police Association, MassCOP Local 1854 ("the Union" and collectively "the parties") are parties to a collective bargaining agreement covering the time period from July 1, 2021, through June 30, 2024 and;

WHEREAS, the parties have agreed to a successor agreement covering the time period from July 1, 2024, through June 30, 2025;

NOW, THEREFORE, the parties agree to the following terms:


The parties agree to extend the collective bargaining agreement from July 1, 2024, through June 30, 2025, with the following modifications:


1. Article XIX Wages, Section 1,

Add a general wage increase of 2.0% effective July 1, 2024.

This Agreement is subject to ratification by the Fall River Police Association, MCOP Local 1854 and full funding by the City Council.

Signed and Agreed to this 24th day of January, 2023.


Paul Coogan, Mayor City of Fall River


Jonathan Ferreira, President Fall River
Police Association, MCOP Local 1854

CITY OF FALL RIVER

6

To the City Council

Councillors:

- The Committee on Economic Development and Tourism at a meeting held on February 21, 2023 voted unanimously to recommend that the accompanying resolution be granted leave to withdraw.



Clerk of Committees

6

City of Fall River, In City Council

(Councilor Linda M. Pereira)

WHEREAS, part of the 16,000 acre Southeastern Massachusetts Bloreserve is located in Fall River, and

WHEREAS, the Bloreserve is managed in a manner to preserve the functionality of its large-scale ecosystem and promote biodiversity, conservation, water protection, scientific, educational and recreational opportunities, and

WHEREAS, the City of Fall River has a total of 22 miles of hiking trails that are available for public use, now therefore

BE IT RESOLVED, that the Committee on Economic Development and Tourism convene with the City's Forester to discuss the amenities available at the Southeastern Massachusetts Bloreserve Trails.

In City Council, October 27, 2020
Adopted, 9 yeas

A true copy. Attest:

Alison M. Bouchard

City Clerk

Resolution – Public Art Policy

CITY OF FALL RIVER

7

To the City Council

Councillors:

The Committee on Economic Development and Tourism at a meeting held on February 21, 2023
voted unanimously to recommend that the accompanying resolution be granted leave to
withdraw.


Clerk of Committees

7

City of Fall River, In City Council

(Councilor Michelle M. Dionne)

WHEREAS, the Fall River City Council finds a public art program is important to a city, because it brings social, cultural, and economic benefits to the public and visitors to the city, and

WHEREAS, the Fall River City Council wishes to create and establish a program which will enhance the recreational and cultural environment in the city by incorporating the work of artists into the city's capital improvements, and

WHEREAS, the Fall River Public Art Plan, within its economic development and tourism goals, places a high priority on the establishment of a public art program in Fall River, and

WHEREAS, public art programs have been adopted in the Commonwealth of Massachusetts, and

WHEREAS, the resolution authorizing the establishment of a Fall River Public Art Commission "an advisory committee to the City Administrator and City Council" defines one of the commission's functions as "the implementation of a public art program", and

WHEREAS, The Downtown Urban Renewal Plan, Waterfront Urban Renewal Plan, Master Plan, and Open Space and Recreation Plan establishes a goal of "activating the street-level and the storefronts with interesting shops and venues; and continuing streetscape improvements including public art, throughout downtown and the waterfront", and

WHEREAS, the Citywide Strategic Plan goals of "a strong and diverse economy", "thriving livable neighborhoods" and "stewardship of the City's physical assets" are supported by a public art program, and

WHEREAS, the City of Fall River establishes a goal to encourage the incorporation of public art in new development projects, particularly in Downtown, Waterfront and Historic Neighborhoods, and

WHEREAS, a stable and predictable source of funding for public art projects and a transparent system for administering a public art process in the selection of works can support the goal of increasing the quality of diverse public art throughout the city, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene to review and discuss a Public Art Policy.

CITY OF FALL RIVER
IN CITY COUNCIL
APR - 6 2021

*Referred to the
Committee on
Economic Development
& Tourism*

In City Council, February 23, 2021
Adopted, 9 yeas

A true copy. Attest:

Alison M. Bouchard
City Clerk

CITY OF FALL RIVER
IN CITY COUNCIL

APR 20 2021
*Referred to the
Committee on
Economic Development
& Tourism*

CITY OF FALL RIVER

8

To the City Council

Councillors:

The Committee on Economic Development and Tourism at a meeting held on February 21, 2023 voted unanimously to recommend that the accompanying communication be granted leave to withdraw.


Clerk of Committees



ONE SOUTH COAST
CHAMBER
THE VOICE OF BUSINESS

RECEIVED

2021 JUN -3 P 4: 58

CITY CLERK
FALL RIVER, MA

June 3, 2021

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

Dear City Council Members,

Fall River Arts and Culture Coalition (FRACC) was formed in March of 2019- to gather a group of stakeholders together around a common mission - Arts, Culture and Economic Prosperity for the City of Fall River. The mission is to support and bolster the arts and culture community in order to spur revitalization efforts.

FRACC is a committee of One SouthCoast Chamber and the Bristol County Chamber Foundation (501c3) is the fiscal agent for the Coalition. The Coalition has over 50 diverse members comprised of citizens committed to improving the lives of the people that live and work in the region. As stated, our goal is to unite and share resources to create a vibrant, inclusive and sustainable creative economy.

Since our first meeting, the Fall River Arts and Culture Coalition has sought to bring people together to share ideas, resources, and talents to advance the Arts and Culture economy in the city. Our aim has always been to break down barriers and silos to foster opportunities for organizations, artists, and interested community members to collaborate and work together in new ways that benefit these organizations and the city as whole. Anyone interested in collaboration has been welcome to sit in our meetings from the very beginning. Fortunately, many individuals and organizations have chosen to engage in meaningful collaboration while seated around the table or on the ZOOM screen.

FRACC supports and celebrates a variety of arts and cultures through collaborative round table planning, connecting local arts groups and artists with city venues and opportunities for success. We collaborate within and across city arts groups and businesses, as we connect visual and performing artists to potential opportunities for exploration within the city of Fall River.

Recognizing that a vibrant and growing cultural and creative life can support economic opportunity, neighborhood quality of life and connectedness, as well as public health, FRACC has raised private funding to engage a recognized consultant CivicMoxie to help us create a detailed Arts and Culture Plan. FRACC members and CivicMoxie have been actively engaging

residents, businesses, and community organizations to identify and celebrate the unique qualities of the city, including arts, ethnic and cultural traditions, creative businesses, events and food. The resulting plan will lay out a detailed road map and identify the necessary resources to build, support and grow a unique and vibrant creative sector that will benefit all residents and sectors of the city for the next 10 years.

We would like to make a presentation about the Fall River arts and culture plan, Viva Fall River, to city council members at your next meeting.

We look forward to hearing from you.

Sincerely,

Mike O'Sullivan
Co-CEO
One SouthCoast Chamber
200 Pocasset St
Fall River, MA 02721
(508) 676-8226

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 08 2021

*Ref. to Com on Economic
Development & Tourism*

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Economic Development and Tourism at a meeting held on February 21, 2023 voted unanimously to recommend that the accompanying resolution be granted leave to withdraw.



Clerk of Committees

City of Fall River, In City Council

(Councilor Andrew J. Raposo)

WHEREAS, community organizations such as the Creative Arts Network, VIVA Fall River, and others have put on many different exciting events in 2022, and


WHEREAS, many of these events were well attended and enjoyed by all, and

WHEREAS, these efforts should continue to be supported and highlighted, now therefore

BE IT RESOLVED, that the Committee on Economic Development and Tourism invite these community organizations to discuss their 2022 year in review, share ideas for plans in 2023, and how we can further support their efforts to benefit the residents of the City.

In City Council, January 10, 2023
Adopted.

A true copy. Attest:


City Clerk

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 70-385, which section relates to loading zone only, the following:

Name of Street	Side	Location
Nashua Street	South	Starting at a point 56 feet west of Lawrence Street, for a distance of 35 feet westerly

Section 2.

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

Name of Street	Side	Location
Second Street	West	Starting at a point 351 feet north of Middle Street for a distance of 20 feet northerly
Third Street	West	Starting at a point 76 feet south of Branch Street, for a distance of 20 feet southerly
Albion Street	West	Starting at a point 415 feet south of Bedford Street, for a distance of 20 feet southerly
Barnaby Street	West	Starting at a point 245 feet south of Lincoln Avenue, for a distance of 20 feet southerly
Bowen Street	West	Starting at a point 188 feet south of Charles Street, for a distance of 20 feet southerly
Dover Street	North	Starting at a point 84 feet west of Lonsdale Street for a distance of 20 feet westerly
Eastern Avenue	West	Starting at a point 357 feet north of County Street for a distance of 20 feet northerly
Flint Street	West	Starting at a point 208 feet north of Pleasant Street for a distance of 20 feet northerly
Forest Street	West	Starting at a point 171 feet north of Park Street for a distance of 20 feet northerly
French Street	South	Starting at a point 102 feet east of Rock Street for a distance of 20 feet easterly
Grove Street	East	Starting at a point 61 feet south of Woodbine Place for a distance of 20 feet southerly
Hall Street	North	Starting at a point 282 feet east of Church Street for a distance of 20 feet easterly
Jencks Street	West	Starting at a point 20 feet north of Alden Street for a distance of 20 feet northerly
Locust Street	South	Starting at a point 60 feet west of Seabury Street for a distance of 20 feet southerly
Norfolk Street	North	Starting at a point 21 feet east of Fulton Street for a distance of 20 feet easterly
Plymouth Avenue	West	Starting at a point 56 feet south of Lyon Street for a distance of 20 feet southerly
Pokross Street	North	Starting at a point 652 feet west of Bowen Street for a distance of 20 feet westerly
Ridge Street	West	Starting at a point 124 feet south of Cottage Street for a distance of 20 feet southerly
Shove Street	West	Starting at a point 20 feet north of Broad Street for a distance of 25 feet northerly
Sprague Street	South	Starting at a point 212 feet east of South Beach Street for a distance of 20 feet easterly

Tecumseh Street	North	Starting at a point 176 feet west of Blackstone Street for a distance of 20 feet westerly
Tower Street	North	Starting at a point 212 feet east of Bates Street for a distance of 20 feet easterly
Washington Street	West	Starting at a point 161 feet north of Union Street for a distance of 20 feet northerly
Webster Street	West	Starting at a point 94 feet north of Alden Street for a distance of 20 feet northerly
Wooley Street	East	Starting at point 194 feet south of Hamlet Street for a distance of 20 feet southerly

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 14 2023

*Passed through
first reading, as
amended*

City of Fall River, *In City Council*

(Councilor Linda M. Pereira)

WHEREAS, there have been many safety concerns expressed by residents regarding the illegal and dangerous operation of motorized street bikes, ATVs and dirt bikes on public roads, and

WHEREAS, the Fall River Police Department has been working tirelessly to impound the vehicles and stop this dangerous activity, and

WHEREAS, there is currently no ordinance that would allow the police to prevent these illegal vehicles from ever being sold or purchased again once impounded, therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene with the Police Chief and Corporation Counsel to discuss the creation of an ordinance that gives the City permission to confiscate and destroy impounded, non-street legal vehicles that are a nuisance to others.

City of Fall River, In City Council

(Councilor Laura-Jean Washington)

WHEREAS, many types of public events include business that provide food, art and/or goods for sale by traveling to the City from different areas, and

WHEREAS, the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to businesses, Article VIII, Hawkers and Peddlers, has not been reviewed or updated since 2012, and

WHEREAS, in the past three years the demand for outdoor activities within the community has increased, therefore

BE IT RESOLVED, that the Committee on Ordinance and Legislation convene with Corporation Counsel to determine if updates or revisions can be made to the existing ordinances, which chapter relates to businesses, Article VIII, Hawkers and Peddlers, to encourage small businesses to participate in City events.

City of Fall River, In City Council

(City Council)

BE IT RESOLVED, that the attached Capital Improvement Plan is hereby approved by the City Council.

City of Fall River, Massachusetts

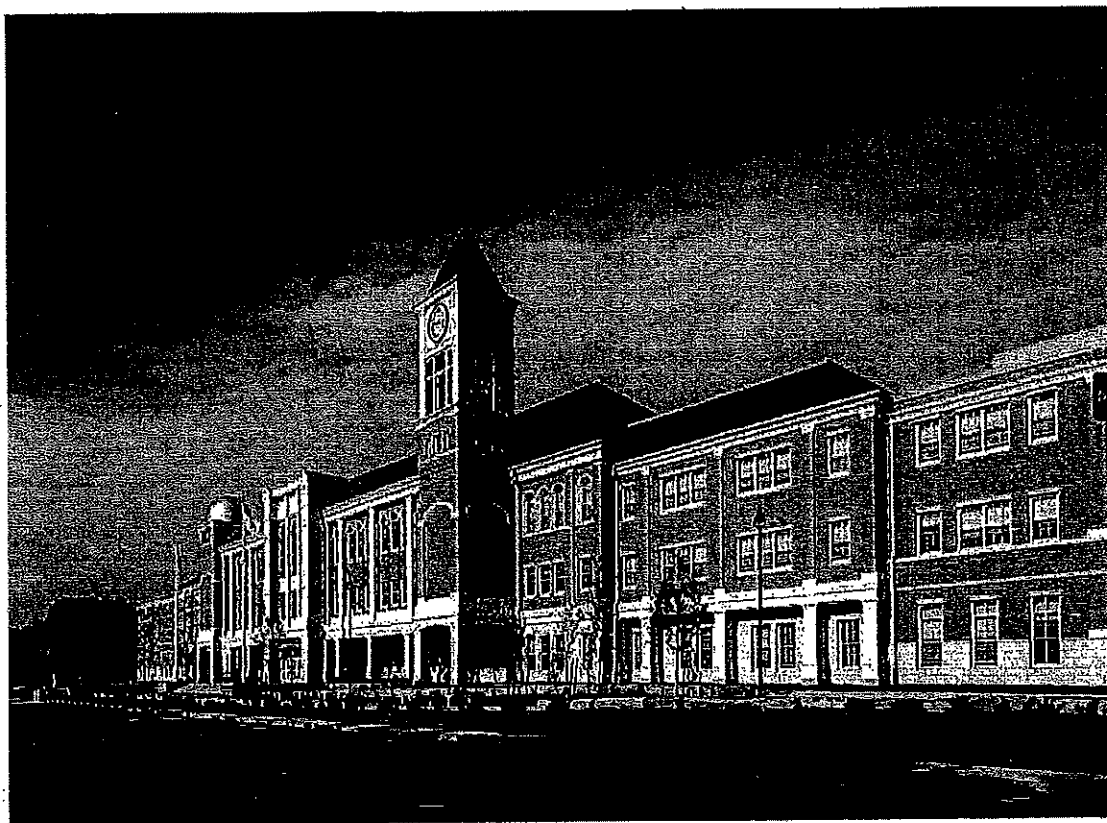
RECEIVED

CAPITAL IMPROVEMENT PLAN

2023 FEB -9 A 11: 34

Fiscal Years Ending June 30, 2024 through 2028

CITY CLERK
FALL RIVER, MA



Contents

Introduction	1
Mayor's Letter	2
City Charter	1
SECTION 6-5: CAPITAL IMPROVEMENT PROGRAM	1
Executive Summary	2
Policies	3
Process	4
How is the CIP developed?	4
Capital Improvement Plan Defined	5
Capital Assets Defined	5
Staff Involvement	5
The following criteria are used to evaluate each of the proposed capital improvement projects or purchases:	6
Recommended Plan	7
Projected Projects by Department	8
Project Funding Resources:	17

Introduction



City of Fall River
Massachusetts
Office of the Mayor

Paul E. Coogan
Mayor

January 30, 2023

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

RE: 5-year Capital Improvement Plan

Honorable Council:

Pursuant to Article 6-5 of the City's Charter, I am submitting for your review and approval the 5-year Capital Improvement Plan (CIP) for our city. We have worked with the City Departments to assemble this document based on their current and future needs.

We are prepared to make a presentation in support of this CIP. Pursuant to the Charter the City Council is required to conduct a Public Hearing and adopt the Plan no later than March 1, 2023. We welcome your input and are happy to discuss the Plan with you.

Sincerely,

Paul E. Coogan
Mayor

City Charter

SECTION 6-5: CAPITAL IMPROVEMENT PROGRAM

(a) Submission - The mayor shall submit a capital improvement program to the city council at least 180 days before the start of each fiscal year. The capital improvement program shall include:

- (1) a clear and concise summary of its contents;
- (2) a list of all capital improvements proposed to be undertaken during the next 5 years, with supporting information as to the need for each capital improvement;
- (3) cost estimates, methods of financing and recommended time schedules for each improvement; and
- (4) the estimated annual cost of operating and maintaining each facility and piece of major equipment involved.

This information shall be annually revised by the mayor with regard to the capital improvements still pending or in the process of being acquired, improved or constructed.

(b) Public Hearing - The city council shall publish in at least 1 local newspaper of general circulation in the city and shall post on the city's website a notice stating: (i) the times and places where copies of the entire capital improvement program are available for inspection by the public; and, (ii) the date, time and place of a public hearing on the plan to be held by the city council not less than 14 days after publication of the notice.

(c) Adoption - At any time after the public hearing but before March 1 the city council shall by resolution adopt the capital improvement program, which may be amended, provided that each amendment shall be voted on separately and that an increase in the capital improvement program as submitted shall clearly identify the method of financing to accomplish the proposed increase.

Executive Summary

A capital improvement plan (CIP) is a multi-year schedule of municipal improvements. The City's Capital Improvement Plan spans a five-year period. The plan sets forth the proposed expenditures for systematically constructing, maintaining, upgrading and replacing the community's physical plant or infrastructure, and includes vehicles and other mobile equipment.

Capital improvement projects are typically major, non-routine expenditures, such as the construction of a new facility or significant rehabilitation or major repairs of an existing facility. This CIP does not recognize the purchase or construction of major capital facilities accounted for in the Enterprise Funds. Capital Projects Funds are generally not used to account for the acquisition of furniture, fixtures, equipment or other relatively short-lived assets. Individual projects from the adopted plan should become part of the capital budget for their respective departments.

To be useful as a tool for budgeting and sound financial management, the plan is updated annually by reviewing existing projects, proposing new projects and extending the program by an additional year. This process also considers the short term and long-term effects of the expenditures and any associated debt on fund balances and cash flow for operations. The CIP is considered essential for managing and coordinating the efficient expenditure of Fall River's public resources.

Capital projects are those where financing provided in whole or in part by the issuance of long-term obligations and/or expenditures are made during more than one fiscal year, while capital outlay expenditures normally are part of the operating budget and are referred to as pay as you go projects on the "Projects Planned" schedules attached hereto.

In the fiscal years ending to 2024 through 2028 the Administration has reviewed the needs of the Departments. We are working to first utilize all sources of funding including grants, ARPA and any other available funding sources to minimize the need for borrowing.

Policies

- The City will make capital improvements in accordance with an adopted CIP.
- The City will develop a 5-year plan for capital improvements and update it each year.
- Future capital expenditures necessitated by changes in population, real estate development or economic base will be calculated and included in the capital budget projections.
- The city will coordinate development of the capital improvements budget with development of the operating budget. When possible and efficient to do so, future operating costs associated with new capital improvements will be projected and included in operating budget forecasts.
- The City will use intergovernmental assistance to finance those capital improvements that are consistent with the CIP and City priorities, and whose operating and maintenance costs have been included in operating budget forecasts.
- The City will maintain all its assets at a level adequate to protect its capital investment and to minimize future maintenance and replacement costs.
- The City will identify the estimated costs and potential funding sources for each capital project proposal before it is submitted to the City Council for approval.
- The City will determine the least costly financing method for all new projects.
- The City will plan and organize the acquisition of capital assets with objectives to minimizing the annual operating debt service cost.

Process

The capital planning process and Capital Improvement Plan (CIP) were established to provide a routine process and procedure for identifying, evaluating and advocating the current and future capital needs of the City. The capital planning process not only provides an orderly and routine method of proposing the planning and financing of capital improvements, but the process also makes capital expenditures more responsible to community needs by informing and involving the public.

By prioritizing projects, the CIP process also creates a more understandable and defensible investment decision-making process, improves linkages between capital investments and the City's long-term vision and goals, and builds citizen confidence by making a more effective use of City resources.

The CIP plan reflects the capital spending goals presented for consideration. These projects are input annually (the process begins in July) by the Mayor, City Council, City Department and Division heads and most importantly, citizens of Fall River. To have a project considered for inclusion in this process please contact your City Council representative or the Mayor by July of each fiscal year.

The goal of the CIP is to identify projects that will be funded in the Capital Budget. The ranking of CIP projects may be used to influence funding for the annual Capital Budget. The inclusion of a project in the CIP does not mean it will be completed, funded or purchased. It is a tool used to identify the best use of City funds with the monies available.

How is the CIP developed?

The CIP is updated annually as part of the City's regular budget process. After departments submit their CIP requests to Budget, the Administration reviews and evaluates the proposed projects based on Mayor and City Council priorities, infrastructure needs, the financial capacity of the city, and the impact the projects could have on the City's operating budgets.

Once the projects are evaluated, the Administration recommends the selection and timing of capital projects through future fiscal years to the City Council. In some cases, plans are made to include the project in the operating budget and in other cases the projects are brought to the City Council for approval of a loan authorization.

Capital Improvement Plan Defined

The capital improvement plan is simply that – a plan. As such, projects are subject to change based on new or shifting service needs, special financing opportunities, emergency needs, or other directives or priorities established by the Mayor and City Council. Because priorities can change, projects included in outward planning years are not guaranteed funding.

Capital Assets Defined

A capital improvement project is defined as a major expenditure that includes one or more of the following:

1. Any acquisition of land for a public purpose.
2. Any construction of a new facility (e.g., a public building, water lines, pavilion etc.) or an addition to, or extension of, such a facility.
3. A rehabilitation (i.e., something which is infrequent and would not be considered annual or other recurrent maintenance) or major repair of all or a part of a building, its grounds, or a facility, or of equipment.
4. Purchase of major equipment (i.e., items with a cost – individually or in total – of \$10,000 or more), which have a useful life of five years or more, including vehicles (rolling stock) if part of a systematic replacement plan.
5. Any planning, feasibility, engineering, or capital design study related to an individual capital improvement project or to a program that is implemented through individual capital improvement projects.

Staff Involvement

Developing the recommended capital improvement plan is an extensive, multi-step process. Development of the Capital Improvements Plan is a complex process involving input by all departments and division heads. The initial task for each Department is to generate a list of identified capital. The next, and most critical, process component is rating the relative merits of each project (the "Prioritization" step). project or purchase, described the relationship to other projects and assigned the projects a priority rating.

The following criteria are used to evaluate each of the proposed capital improvement projects or purchases:

Risk to Public Safety or Health. To protect against a clear and possibly immediate risk to public safety or public health.

Deteriorated Facility. An investment that deals with a deteriorated facility or piece of equipment. The action taken may be either: 1) reconstruction or extensive rehabilitation to extend its useful life to avoid or to postpone replacing it with a new and costlier one; or 2) replacement of the facility or piece of equipment with a new one.

Systematic Replacement. An investment that replaces or upgrades a facility or piece of equipment as part of a systematic replacement program. This investment assumes the equipment will be replaced at approximately the same level of service. Some increase in size to allow for normal growth or increased demand is anticipated.

Improvement of Operating Efficiency. An investment that substantially and significantly improves the operating efficiency of a department. Or an expenditure that has a very favorable return on investment with a promise of reducing existing, or future, increases in operating expenses (e.g., introduction of a new or improved technology).

Coordination. 1) An expenditure that is necessary to insure coordination with another CIP project (e.g., scheduling a sewer project to coincide with a street reconstruction project so that the street is not dug up a year after it is completed); 2) A project that is necessary to comply with requirements imposed by others (e.g., a court order, a change in federal or state law, an agreement with another governmental jurisdiction or agency); or 3) A project that meets established goals or objectives of the Administration.

Equitable Provision of Services, Facilities. 1) An investment that serves the special needs of a segment of the community's population identified by public policy as deserving of special attention (e.g., the handicapped, the elderly, or low- and moderate-income persons); or 2) An investment that, considering existing services or facilities, makes equivalent facilities or services available to neighborhoods or population groups that are now undeserved in comparison with residents generally.

Protection and Conservation of Resources. 1) A project that protects natural resources that are at risk of being reduced in amount or quality; or 2) A project that protects the investment in existing infrastructure against excessive demand or overload that threatens the capacity or useful life of a facility or piece of equipment.

New or Substantially Expanded Facility. Construction, or acquisition, of a new facility (including land) or new equipment, or major expansion thereof, that provides a service, or a level of service, not now available.

Recommended Plan

After identifying all of the potential capital projects and purchases, describing them in detail and evaluating their importance, the final plan is developed.

Each approved project is described, and the estimated cost is identified in the projects in progress section of this document.

The plan is recommended by the Mayor to City Council on a project-by-project basis for authorization. The projects and purchases from the plan will be incorporated into the annual operating budget as revenues permit.

Projected Projects by Department

The following capital asset departmental equipment needs are also included.

Description	Replacement (Y/N)	If YES, condition of current asset (Excellent, Good, Poor)	If NO, what is the reason for Need (Increased Safety; Reduce Personnel Time; New Operation; Improve Service to the Community, etc)	FY2024	FY2025	FY2026	FY2027	FY2028	Estimated Cost:
Police:									
5 Marked police cruisers	Y	G-P	Constant Use 24/7	\$ 350,000	\$ 350,000	\$ 350,000	\$ 350,000	\$ 350,000	\$ 1,750,000
3 Unmarked police cruisers	Y	G-P	Detective/Administrative	\$ 90,000	\$ 90,000	\$ 90,000	\$ 90,000	\$ 90,000	\$ 450,000
1 Marked Supervisor Cruiser	Y	P	Uniform Supervisor Vehicle	\$ 50,000		\$ 50,000	\$ 50,000		\$ 150,000
1 Patrol Boat	Y	G-P	Present Boat is 15 years old	\$ 195,000					\$ 195,000
2 Police motorcycles	Y	G-P	Present Motorcycles are 11 years old	\$ 56,000	\$ 56,000				\$ 112,000
Traffic signal light upgrades	Y	P		\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 500,000
Total Police				\$ 841,000	\$ 596,000	\$ 590,000	\$ 590,000	\$ 540,000	\$ 3,157,000

Description	Replacement (Y/N)	If YES, condition of current asset (Excellent, Good, Poor)	If NO, what is the reason for need (Increased Safety; Reduce Personnel Time; New Operations; Improve Service to the Community, etc.)	FY2024	FY2025	FY2026	FY2027	FY2028	Estimated Cost
Fire:									
1500 GPM Fire Engine-Engine 2	Yes	good	Start Cycle of replacement		\$ 750,000				\$ 750,000
Replace all SCBA (Airpacks) 68	Yes	good	End of service life in 2027 (Breathing Apparatus)			\$ 900,000			\$ 900,000
Command Vehicle Car 2	Yes	good	Start Cycle of replacement	\$ 45,000					\$ 45,000
1500 GPM Fire Engine-Engine 4	Yes	good	Start Cycle of replacement				\$ 775,000		\$ 775,000
Command Vehicle Car 3 & Start Vehicle	Yes	good	Start Cycle of replacement					\$ 100,000	\$ 100,000
Fireground Accountability System	Yes	good	Replace system to intergrade with new SCBA (Breathing Apparatus)			\$ 90,000			\$ 90,000
Breathing Air Compressor *	yes	fair	Replace with new system, North Station	\$ 80,000	\$ -				\$ 80,000
Breathing Air Compressor *	yes	fair	Replace with new system, Flint Station		\$ 80,000				\$ 80,000
Apparatus Lifts	yes	fair	Replace 22-year old apparatus lifts for shop	\$ 140,000					\$ 140,000
74,000 LB X2	yes	fair		\$ 255,000	\$ 830,000	\$ 910,000	\$ 775,000	\$ 100,000	\$ 2,950,000
Total Fire									

*FY 2023, Maintenance technician suggested that we begin replacing these units due to their age. The are used to fill SCBA and SCUBA tanks with compressed breathing air

Description	Replace ment (Y/N)	If YES, condition of current asset (Excellent, Good, Poor)	If NO, what is the reason for need (Increased Safety; Reduce Personnel Time; New Operations; Improve Service to the Community; etc.)	FY2024	FY2025	FY2026	FY2027	FY2028	Estimated Cost
FACILITIES									
Third Street Garage - (Phase 1)	N		Perform repairs per designers requirements. Some work has been completed.	\$ 675,000	\$ 675,000				\$ 1,350,000
Third Street Garage - (Phase 2)	N		Perform repairs per designers requirements. And Annual inspections		\$ 800,000	\$ 800,000	\$ 5,000		\$ 1,605,000
Third and Pearl Street Garage Safety Items	N		CDA: Add cameras, mirrors, police call buttons		\$ 800,000	\$ 800,000	\$ 5,000		\$ 1,605,000
Pearl Street Garage - (Phase 1)	N		Perform required repairs per designers requirements. Some work has been repaired.	\$ 500,000	\$ 500,000				\$ 1,000,000
Pearl Street Garage - (Phase 2)	N		Perform repairs per designers requirements. And bi-annual inspections		\$ 700,000	\$ 700,000	\$ 5,000		\$ 1,405,000
Police Station - Windows replacements	Y	Poor	Replace windows at the Police Station			\$ 975,000			\$ 975,000
Police Station -HVAC, & Chiller replacements	Y	Poor	Replace HVAC equipment, boilers & chiller	\$ 3,600,000					\$ 3,600,000
Building and site renovation at 10 Lewiston Street	Y	poor	Renovate the DPW building and site. Phase 1, city share	\$ 3,000,000	\$ 2,000,000				\$ 5,000,000
Building and site renovation at 10 Lewiston Street	Y	poor	Renovate the DPW building and site. Phase 2, repair office areas, site.		\$ 2,000,000	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000	\$ 8,000,000
Total FACILITIES				\$ 7,775,000	\$ 7,775,000	\$ 2,775,000	\$ 2,005,000	\$ 2,000,000	\$ 24,560,000

TO BE PAID FOR BY LISTED AGENCY

EMS Building upgrades	Y	poor	EMS ENTERPRISE ACCT - Renovate building to house the EMS management staff	\$ 2,700,000					\$ 2,700,000
EPA GRANT									
Building and site renovation at 10 Lewiston Street	Y	poor	EPA GRANT: Renovate the DPW building and site. (Phase 1)	\$ 2,000,000	\$ 2,000,000				\$ 4,000,000

Description	Replacement (Y/N)	IF YES, condition of current asset (Excellent, Good, Poor)	IF NO, what is the reason for need (Increased Safety; Reduce Personnel Time; New Operations; Improve Service to the Community; etc.)	FY2024	FY2025	FY2026	FY2027	FY2028	Estimated Cost
Parks:									
Light pole Removals - Various			Aging poles could pose safety concern	\$ 75,000					\$ 75,000
Lighting - Maplewood Parking Lot	N		Parking area poses safety concern without lighting.	\$ 50,000					\$ 50,000
Park Dump Truck/Crew Cab	Y	poor	to replace existing aging fleet		\$ 50,000	\$ 50,000			\$ 100,000
Fencing Repairs - Various	Y	poor	replacement of park and/or ballfield fencing			\$ 125,000			125,000
Husler Mower Replacement	Y	poor	to replace existing aging fleet				\$ 15,000	\$ 15,000	30,000
Pulaski Park Tennis/Pickle Ball	Y	poor	replace what were previously tennis courts					\$ 250,000	250,000
Turner Park Pickle Ball Court	Y	poor	replace what were previously tennis courts					\$ 135,000	135,000
Total Parks				\$ 125,000	\$ 50,000	\$ 175,000	\$ 15,000	\$ 400,000	\$ 765,000

PAID FOR BY LISTED AGENCY

Britland Park Playground Equip.	Y	poor	CDA: Aging play structures pose a safety concern		\$ 150,000				\$ 150,000
Columbus Park Play Equipment	Y	poor	CDA: Aging play structures pose a safety concern		\$ 150,000				150,000
Abbott Court Playground Equip.	Y	poor	CDA: Aging play structures pose a safety concern			\$ 175,000			175,000
Fencing Repairs - Lafayette	Y	poor	LWCF Grant: replace ballfield & Mason Street fencing				\$ 135,000		135,000
Basketball/pickle ball/skate park	Y	poor	LWCF: upgrade facilities at Lafayette Park	\$ 250,000					\$ 250,000

Description	Replacement (Y/N)	IF YES, condition of current asset (Excellent, Good, Poor)	If NO, what is the reason for Need (Increased Safety, Reduce Personnel Time, New Operations, Improve Service to the Community, etc)	FY2024	FY2025	FY2026	FY2027	FY2028	Estimated Cost
Cemetery:									
Garage - Bullock St.	No		Construct storage facility on existing foundation	\$ 250,000					\$ 250,000
Backhoe for tree division	No			\$ 175,000					
Replacement Vehicles	Y	Good	Trucks/ equipment for Cemetery & Tree Divisions		\$ 75,000	\$ 75,000	\$ 75,000	\$ 75,000	\$ 300,000
Total Cemetery				\$ 425,000	\$ 75,000	\$ 75,000	\$ 75,000	\$ 75,000	\$ 550,000

FUNDING BY CPC

OGC Office and Meeting Station.	Y	Poor	Restoration/ Repairs (Roofing)	\$ 225,000					\$ 225,000
OGC Office and Meeting Station.	Y	poor	Restoration/ Repairs (Masonry)		\$ 225,000				\$ 225,000
OGC Office and Meeting Station.	Y	Poor	Restoration/ Repairs (completion of Windows & Doors)			\$ 200,000			\$ 200,000
OGC Office and Meeting Station.	Y	Poor	Restoration/ Repairs (Interiors)		\$ 175,000				\$ 175,000
Total CPC				\$ 225,000	\$ 400,000	\$ 200,000			\$ 825,000

Department of Community Maintenance

Description	Replacement (Y/N)	If YES, condition of current asset (Excellent, Good, Poor)	IF NO, what is the reason for Need (Increased Safety; Reduce Personnel Time; New Operation; Improve Service to the Community; etc)	FY2024	FY2025	FY2026	FY2027	FY2028	Estimated Cost
Department of Community Maintenance:									
Road Repair	N	Fair	Supplement Chapter 90/Increased Road Work	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000	\$ 2,000,000		\$ 8,000,000
Front End Loader	Y	Fair		\$ 175,000					\$ 175,000
Brake System	Y	Poor	10 Lewiston St	\$ 100,000			\$ 120,000		\$ 220,000
Backhoe Trailer/	N		Increased Efficiency		\$ 37,178				\$ 37,178
Heavy Duty Trailer		Poor							
Triaxle Dump	N	Poor	Hauling Construction Material/Snow Removal		\$ 265,615				\$ 265,615
Ford F450 Dump	Y	Poor	Aging Equipment	\$ 89,765					\$ 89,765
Ford F450 Dump	Y	Poor	Aging Equipment	\$ 89,765					\$ 89,765
Ford F350 Dump	N		Graffiti Removal	\$ 84,740					
Ford F350 Dump	N		Graffiti Removal	\$ 84,740					
Explorer (Hybrid)	Y	Poor	Aging Equipment	\$ 59,540					\$ 59,540
Ford F150 (Hybrid)	Y	Poor	Aging Equipment	\$ 57,485					\$ 57,485
Ford F250 Super Duty	Y	Poor	Aging Equipment		\$ 63,305				
Ford F250 Super Duty	Y	Poor	Aging Equipment		\$ 63,305				
Crew Cab		Poor							
Clark Forklift	Y	Poor	Replace Rented Forklift	\$ 32,798.70					
Total DCM				\$ 2,775,834	\$ 2,429,404	\$ 2,000,000	\$ 2,120,000	\$	\$ 8,994,349

2024-2025-2026-2027-2028

Description	Replacement (Y/N)	If YES, condition of current asset (Excellent, Good, Poor)	If NO, what is the reason for Need (Increased Safety; Reduce Personnel Time; New Operations; Improve Service to the Community; etc)	FY2024	FY2025	FY2026	FY2027	FY2028	Estimated Cost
Veterans' Benefits									
2009 Bus	Y	Good		\$ 70,000					\$ 70,000
2016 8 Passenger Van	Y	Good	20% of share		\$ 15,000				\$ 15,000
2012 Chrysler Sedan	Y	Good				\$ 60,000			\$ 60,000
Total Veterans				\$ 70,000	\$ 15,000	\$ 60,000	\$	\$	\$ 145,000

Description	Replacement (Y/N)	If yes, condition of current asset (Excellent, Good, Poor)	If NO, what is the reason for Need (Increased Safety, Reduce Personnel Time, New Operations Improve Service to the Community, etc)	FY2024	FY2025	FY2026	FY2027	FY2028	Estimated Cost
Schools:									
Replace Existing Windows	Schools	poor	Edmond P Talbot Middle School	\$ 5,500,000		\$ 2,300,000			\$ 2,300,000
Complete Roof Replacement	Schools	poor	Old Eagle Auditorium Building						\$ 5,500,000
Complete roof replacements	Schools	fair	Fonseca, Silva, Spencer, Greene					\$ 4,000,000	\$ 4,000,000
Upgrade Electrical System	Schools	poor	Edmond P Talbot Middle School	\$ 1,400,000	\$ 900,000				\$ 2,300,000
Window replacement	Schools	poor	Henry Lord Middle School	\$ 2,240,000					\$ 2,240,000
Replace EDPM roof	Schools	poor	Henry Lord Middle School			\$ 1,600,000			\$ 1,600,000
Replace Chillers	Schools	poor	Henry Lord Middle School	\$ 800,000					\$ 800,000
Room Ventilators & Piping	Schools	poor	Henry Lord Middle School	\$ 4,600,000					\$ 4,600,000
Talbot HVAC Improvements	Schools	poor	Edmond P Talbot Middle School	\$ 8,100,000					\$ 8,100,000
BWS Improvements	Schools	poor	Greene, Spencer, Borden, Silva	\$ 540,000	\$ 540,000	\$ 120,000			\$ 1,200,000
Boiler replacement & Gas	Schools	poor	Administration Building	\$ 225,000	\$ 225,000				\$ 225,000
Playground Improvements	Schools	poor	AS L'etourneau School		\$ 450,000				\$ 450,000
Repair play area and equipment	Schools	poor	Carlton Viveiros		\$ 54,000				\$ 54,000
Replace Windows	Schools	poor	John J Doran School			\$ 260,000			\$ 260,000
Rubberized play surface	Schools	poor	John J Doran School	\$ 55,000					\$ 55,000
Repair concrete walks and walls	Schools	poor	John J Doran School		\$ 57,000	\$ 57,000			\$ 134,000
Phase III of Renovation Project	Schools	poor	Samuel Watson School	\$ 2,700,000					\$ 2,700,000
Playground Improvements	Schools	poor	Spencer Borden School			\$ 130,000			\$ 130,000
Playground Improvements	Schools	poor	William S Greene School		\$ 56,000				\$ 56,000
Upgrade electrical system	Schools	poor	Resiliency Preparatory Academy		\$ 1,564,940		\$ 1,000,000		\$ 2,564,940
Upgrade plumbing system	Schools	poor	Resiliency Preparatory Academy				\$ 2,393,944		\$ 2,393,944
Asbestos removal	Schools	N/A	Resiliency Preparatory Academy		\$ 387,750				\$ 387,750
Window replacement all levels	Schools	poor	Resiliency Preparatory Academy		\$ 6,760,000				\$ 6,760,000
Installation of fire suppressions	Schools	poor	Resiliency Preparatory Academy			\$ 700,000	\$ 1,000,000		\$ 1,700,000
Upgrade elevator	Schools	poor	Resiliency Preparatory Academy			\$ 345,000			\$ 345,000
Total School Facilities				\$ 25,615,000	\$ 10,999,000	\$ 5,527,000	\$ 4,393,944	\$ 4,000,000	\$ 50,450,634

Key for funding sources identified

MSBA

ESSER

Project Funding Resources: *The city intends to research all available resources for capital projects available first to minimize the need to take on additional debt beyond current levels.*

- *ARPA for eligible projects*
- *Community Development Block Grant Programs*
- *Surplus Revenue (Free Cash)*
- *Grants*
- *Loan Forgiveness programs*
- *Pay as you go utilizing current budget, free cash and or Stabilization funds.*
- *Bond Authorizations*



Insurance Subrogation Group

A Subsidiary of IIG Group, Inc.

723 FEB 21 A 11:28

CITY CLERK #22-84A
FALL RIVER, MA

Feb 17, 2023

Fall River City Hall
Mayor Paul Coogan
1 Government Ctr, Suite 227
Fall River, Massachusetts 02722

RE: FORMAL NOTICE OF CLAIM PURSUANT TO M.G.L. c. 258, §4

Claimant: GEICO as subrogee of Eric A Garcia
Claim #: 8726599950000001
Date of Accident: Nov 07, 2022
Location: 315 Bradford Ave, Fall River, MA
Type of Claim: Negligent Operation of a Motor Vehicle
Damages Alleged: Property Damage and Rental Fees totaling \$6,891.91

Dear Mayor Paul Coogan:

Pursuant to M.G.L. c. 258 §4, GEICO as subrogee of Eric A Garcia is hereby making a claim for damages due to a motor vehicle accident. Attached is a copy of the police report, damage appraisal with photos and rental expense. If you require additional documentation to investigate this claim pursuant to your statutory obligation, please contact me. If you are inclined to discuss settlement of this claim or deny this claim within the six (6) month statutory period, please forward the appropriate communication to my attention.

GEICO insured a 2018 Dodge Durango owned by Eric A Garcia, 199 Columbia Street, Fall River, Massachusetts. On Nov 07, 2022, Robert Martins negligently operated a Fall River Parks & Recreation Department vehicle at 315 Bradford Ave, Fall River, MA, USA, 02721 and negligently struck Eric A Garcia's vehicle. At the time of the collision, Robert Martins was acting as an agent, servant, or employee of the Fall River Parks & Recreation Department. In accordance with the insurance policy, GEICO paid Eric A Garcia, or on their behalf, \$6,891.91 for property damage and rental expense. GEICO seeks recovery of all payments totaling \$6,891.91.

If we do not hear from you within six (6) months of your receipt of this Formal Notice of Claim, this office intends to commence litigation promptly in Superior Court on our client's behalf.



City of Fall River
Notice of Claim

RECEIVED

2023 FEB 15 P 3:58

1. Claimant's name: Home Innova LLC CITY CLERK #23-4
FALL RIVER, MA
2. Claimant's complete address: 1782 Main St Brockton MA 02301
3. Telephone number: Home: _____ Work: 617-224-7407
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Property Damage
5. Date and time of accident: 2/14/23 Amount of damages claimed: \$ 673.39
6. Exact location of the incident: (Include as much detail as possible):
273 Flint St 2nd Fl west Fall River
7. Circumstances of the incident: (attach additional pages if necessary):
There was smoke coming out of the apartment and tenant was inside with a baby scared to open the door b/c she didn't speak English. Fire department needed to enter the apartment to stop the smoke and police knocked the door down down by my door and then
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 2/15/23

Claimant's signature: [Signature]

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

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

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

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☐ City Administrator ☒ FRPD Date: 2/15/23



City of Fall River
Notice of Claim

RECEIVED

2023 FEB 21 A 11:30

CITY CLERK #23-5
FALL RIVER, MA

1. Claimant's name: Sarah Dexter of Plymouth Rock Assurance filing on behalf of our insured Antonio Coelho
2. Claimant's complete address: 695 Atlantic Ave, Boston MA 02111
3. Telephone number: sdexter@plymouthrock.com rk: 617-951-1001
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
auto accident
5. Date and time of accident: September 30, 2022 Amount of damages claimed: \$ 15,116.26
6. Exact location of the incident: (include as much detail as possible):
Eastern Ave & Bedford St, Fall River MA

7. Circumstances of the incident: (attach additional pages if necessary):
Plymouth Rock was traveling west on Bedford St. The Fall River vehicle was traveling north on Eastern Ave. Plymouth Rock had a green light and proceeded through the intersection. Fall River was responding to an emergency call and proceeded through their red light. The Fall River police department has settled liability with Plymouth Rock as a 50/50 liability split. This demand is for property damage only. PIP will be filed separately.
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: February 13, 2023

Claimant's signature: Sarah Dexter

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

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

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

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☒ Police Dept. Date: 2/22/23



City of Fall River
Notice of Claim

RECEIVED

2023 FEB 21 A 11:35

1. Claimant's name: Plymouth Rock Assurance / Sarah Dexter
2. Claimant's complete address: 695 Atlantic Ave, Boston MA 02111 CITY CLERK #23-6
FALL RIVER, MA
3. Telephone number: Home: sdexter@plymouthrock.com Work: 617-951-1001
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
auto accident
5. Date and time of accident: 11/16/22 5:30pm Amount of damages claimed: \$ 1,908.30
6. Exact location of the incident: (Include as much detail as possible):
Pleasant St & Rocliffe St, Fall River
7. Circumstances of the incident: (attach additional pages if necessary):
Plymouth Rock was traveling west on Pleasant St. A pedestrian walked onto the road from the right side and Plymouth Rock broke to avoid hitting the pedestrian. The Fall River police vehicle was traveling behind Plymouth Rock and then rear ended Plymouth Rock.
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: February 17, 2023

Claimant's signature: Sarah Dexter

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

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

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

For official use only:

Copies forwarded to: ☐ City Clerk ☐ Law ☐ City Council ☒ ~~City Administration~~ ☒ Police Dept. Date: 2/22/23



20

City of Fall River Notice of Claim

RECEIVED

2023 FEB 22 A 11: 28

1. Claimant's name: Jaelyn Gomes
2. Claimant's complete address: 48 Seymour St. New Bedford MA 01906
3. Telephone number: Home: 508-465-0546 Work: n/a
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Property Damage
5. Date and time of accident: 1/22/23 5pm Amount of damages claimed: \$ 247.75
6. Exact location of the incident: (include as much detail as possible):
Quevachan St. Fall River MA 02723 Under 195 Overpass
7. Circumstances of the incident: (attach additional pages if necessary):
I was driving on Quevachan St in Fall River MA at approximately 5:00pm on 1/22/23. It was dark outside at the time and there was minimal light as I was under the overpass (195) when suddenly I heard a loud bang and I realized I had drove through a pothole. The pothole was located on the left side of the street. I pulled over and immediately my front left tire was going flat. I had to call AAA for tow and needed a new tire.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 2/4/23

Claimant's signature: Jaelyn Gomes

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

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

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

For official use only:

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

☒ DCM

Date: 2/22/23



**City of Fall River
Massachusetts
Planning Department**

PAUL E. COOGAN
Mayor

DANIEL AGUIAR
City Engineer/Acting Planner

TO: Alison Bouchard
City Clerk

FROM: Fall River Planning Board

RE: **PLANNING BOARD MINUTES**
January 11, 2023

RECEIVED
 2023 FEB 10 A 8
 CITY CLERK
 FALL RIVER, MA

The Fall River Planning Board held a Public Meeting at 5:30 p.m. on Wednesday, January 11, 2023, in the 1st Floor Hearing Room, One Government Center, Fall River, MA for the purpose of considering the matters set forth in the agenda originally posted with your office on January 9, 2023 and revised on January 11, 2023.

Members present: Cynthia Sevigny, Chair; John Ferreira, Vice Chair; Gloria Pacheco; Elizabeth Andre; Mario Lucciola

Members absent: None.

Also present: Dan Aguiar, Director of Engineering and Planning; Nina Krueger, Recording Clerk; and Craig Salvador, FRGTV.

"Minutes" of this meeting are as follows:

Ms. Sevigny opened the meeting at 5:30 pm with roll call attendance and read the Open Meeting Law statement.

Old Business

01. ROADWAY RECONSTRUCTION – WOOD STREET

Section 66-185 City Ordinance. Considering the Roadway Reconstruction Plan and Profile of the Wood Street Ext.

Mr. Aguiar explained that he reviewed the latest revisions of the roadway reconstruction plan and gave the applicant some additional notes and revisions to make. Mr. Aguiar recommended that the board table this item to the next meeting in order to give the applicant time to revise the plan.

Upon a motion duly made by Mr. Ferreira and Seconded by Ms. Andre, it was unanimously VOTED 5-0 to continue this item to the February 8, 2023 meeting to allow the applicant time to revise the roadway reconstruction plan.

Documents used during the meeting:

Roadway Reconstruction Plan

Revised Roadway Reconstruction Plan

Memo letter from the Department of Engineering and Planning and the Department of Community Utilities.

02. RECEIPT OF CORRESPONDENCE

Review and discuss the nomination of S. Gourse & Sons Block for the National Register of Historic Places by the Massachusetts Historical Commission.

Mr. Aguiar explained that the department had reached out to the Massachusetts Historical Commission and was able to attain the full nomination form. He explained that the nomination is for the Benjamin & Nathan Building located on the corner of Troy St. and Pleasant St. He explained that correspondence was also received showing that the building had been accepted for the National Register of Historic Places and recommended that the Board place the item on file.

Upon a motion duly made by Ms. Andre and Seconded by Mr. Lucciola, it was unanimously VOTED 5-0 to place the item on file.

Documents used during the meeting:

Notification of the nomination of S. Gourse & Sons Block for the National Register of Historic Places from the Massachusetts Historical Commission.

Email from Alexander Silva from the Preservation Society of Fall River

Nomination form from the Massachusetts Historical Commission

Acceptance letter from the National Register of Historic Places

03. RECEIPT OF CORRESPONDENCE

Review and discuss the nomination of the Third Street Commercial Corridor Historic District for the National Register of Historic Places by the Massachusetts Historical Commission.

Mr. Aguiar explained that the department had reached out to the Massachusetts Historical Commission and was able to attain the full length draft nomination form. He explained that the nomination covers 18-48 Third St. He explained that this nomination had not yet been accepted into the registry and that correspondence will be received when it is. Mr. Aguiar recommended that the Board place the item on file.

Ms. Sevigny read aloud a letter of support submitted on behalf of the Preservation Society of Fall River regarding the National Register of Historic Places.

Upon a motion duly made by Ms. Pacheco and Seconded by Mr. Lucciola, it was unanimously VOTED 5-0 to place the item on file.

Documents used during the meeting:

Notification of the nomination of S. Gourse & Sons Block for the National Register of Historic Places from the Massachusetts Historical Commission.

Letter of Support from the Preservation Society of Fall River

Draft Nomination form from the Massachusetts Historical Commission

New Business

1. FORM-A Application for Endorsement of Plan Believed Not to Require Approval (ANR Plan of Land)

File No. 22-1545

Owner/Applicant: Daniel Quintal Sr. & Daniel Quintal Jr.

Property Location: 1311 & 1313 South Main St.

Assessors Map: G-24-0003

Mr. Aguiar explained that this petition, which changes the existing lot line, had previously been granted relief by the Zoning Board of Appeals, affording it the ability to be endorsed by the Planning Board.

Upon a motion duly made by Ms. Pacheco and Seconded by Mr. Ferreira, it was unanimously VOTED 5-0 to direct the Chair to endorse the plan "approval under the subdivision control law not required."

Documents used during the meeting:

Form A Application for Endorsement of Plan Believed Not to Require Approval

Tax Certification Form

Approval Not Required Plan of Land

2. FORM-A Application for Endorsement of Plan Believed Not to Require Approval (ANR Plan of Land)

File No. 23-1546

Owner/Applicant: Jared Santos & Leeza Khoury-Santos

Property Location: 371 Sherman St.

Assessors Map: L-17-0095

Mr. Aguiar explained that this petition, which creates two (2) single-family lots from one (1) mother lot, had previously been granted relief by the Zoning Board of Appeals, affording it the ability to be endorsed by the Planning Board.

Upon a motion duly made by Mr. Ferreira and Seconded by Ms. Andre, it was unanimously VOTED 5-0 to direct the Chair to endorse the plan "approval under the subdivision control law not required."

Documents used during the meeting:

Form A Application for Endorsement of Plan Believed Not to Require Approval

Tax Certification Form

Approval Not Required Plan of Land

3. FORM-A Application for Endorsement of Plan Believed Not to Require Approval (ANR Plan of Land)

File No. 23-1547

Owner/Applicant: Mt. Hope Condominium Trust

Property Location: 919 Bay St.

Assessors Map: H-18-0011

Mr. Aguiar explained that this petition, which creates three (3) new single-family lots, had previously been granted relief by the Zoning Board of Appeals, affording it the ability to be endorsed by the Planning Board.

Upon a motion duly made by Mr. Lucciola and Seconded by Ms. Andre, it was unanimously VOTED 5-0 to direct the Chair to endorse the plan "approval under the subdivision control law not required."

Documents used during the meeting:

Form A Application for Endorsement of Plan Believed Not to Require Approval
Tax Certification Form
Approval Not Required Plan of Land
Certificate of Organization

4. FORM-A Application for Endorsement of Plan Believed Not to Require Approval (ANR Plan of Land)

File No. 23-1548

Owner/Applicant: Walter Cabral

Property Location: 17 Colfax St.

Assessors Map: M-07-0017

Mr. Aguiar explained that this petition, which creates two (2) lots from one (1) mother lot – one (1) containing a two-family dwelling and the other containing a commercial business, had previously been granted relief by the Zoning Board of Appeals, affording it the ability to be endorsed by the Planning Board.

Upon a motion duly made by Ms. Pacheco and Seconded by Mr. Lucciola, it was unanimously VOTED 5-0 to direct the Chair to endorse the plan "approval under the subdivision control law not required."

Documents used during the meeting:

Form A Application for Endorsement of Plan Believed Not to Require Approval
Tax Certification Form
Approval Not Required Plan of Land

5. FORM-A Application for Endorsement of Plan Believed Not to Require Approval (ANR Plan of Land)

File No. 23-1549

Owner/Applicant: Jeffrey Medeiros

Property Location: 132 & 138-140 Fenner St.

Assessors Map: G-15-0017

Mr. Aguiar explained that this ANR plan may be endorsed, as any single lot of record containing two or more residential dwelling buildings existing continuously since 1954, shall be entitled to be divided into separate lots, each of which containing a separate residential dwelling building and

that division of the property would make no change in the use or density of the property, pursuant to M.G.L. Chapter 41 Section 81L.

Upon a motion duly made by Ms. Andre and Seconded by Mr. Ferreira, it was VOTED 4-0 to direct the Chair to endorse the plan "approval under the subdivision control law not required." Ms. Pacheco abstained from voting on this item.

Documents used during the meeting:

Form A Application for Endorsement of Plan Believed Not to Require Approval

Tax Certification Form

Approval Not Required Plan of Land

6. "GREENING THE GATEWAY CITIES" IMPLEMENTATION GRANT:

Request to review and approve the Tree Division's planting plan for the 2023 "Greening the Gateway Cities" Implementation Grant Application.

Christopher Parayno, the Tree Warden and Director of Cemeteries and Trees for the City of Fall River, was present to address the Board regarding the Tree Division's "Greening the Gateway Cities" Implementation Grant Application. Mr. Parayno explained that this grant opportunity would allow for up to \$100,000 in funding for tree planting, equipment, and community outreach. He explained that the Tree Division is proposing three (3) different planting locations for FY 2024: Kennedy Park, Lafayette Park, and North Burial Ground. Mr. Parayno explained that in order to apply for this funding, approval from the Fall River Planning Board is required.

Mr. Aguiar explained that the Department of Engineering and Planning fully supports the tree planting endeavor proposed by the Tree Warden and recommended that the Board approve the grant funding request.

Upon a motion duly made by Mr. Lucciola and Seconded by Ms. Andre, it was unanimously VOTED 5-0 to approve the Tree Division's planting plan for the 2023 "Greening the Gateway Cities" Implementation Grant Application.

Documents used during the meeting:

Request letter from Fall River's Tree Division

7. RECEIPT OF CORRESPONDENCE

Review and discuss the Notification of Activity and Use Limitation Submittal submitted to the Massachusetts Department of Environmental Protection by River Hawk Environmental for the property located at 288 Plymouth Ave.

Mr. Aguiar explained that the River Hawk Environmental Group did environmental contaminant testing which determines what types of activities and uses the property located at 288 Plymouth Ave. is limited to. He explained that these restrictions have been submitted to the Massachusetts Department of Environmental Protection and recommended that the Board place the item on file.

Upon a motion duly made by Ms. Pacheco and Seconded by Ms. Andre, it was unanimously VOTED 5-0 to place the item on file.

Documents used during the meeting:

Notification of Activity and Use Limitation Submittal submitted to the Massachusetts Department of Environmental Protection by River Hawk Environmental for the property located at 288 Plymouth Ave.

8. ELECTION OF OFFICERS

Election of Planning Board Officers for the year of 2023.

Ms. Pacheco nominated Mr. Ferreira for the position of Chair, this motion was Seconded by Ms. Andre. It was unanimously VOTED 5-0 to elect Mr. Ferreira as Chair of the Planning Board for the year of 2023.

Mr. Ferreira nominated Ms. Pacheco for the position of Vice Chair, this motion was Seconded by Mr. Lucciola. It was unanimously VOTED 5-0 to elect Ms. Pacheco as Vice Chair of the Planning Board for the year of 2023.

9. Approval of Minutes: December 14, 2022

Upon a motion duly made by Mr. Ferreira and Seconded by Ms. Pacheco, it was VOTED 4-0 to approve the minutes from the December 14, 2022 meeting. Mr. Lucciola abstained from voting, as he was not in attendance for the December 14, 2022 meeting.

10. Citizens' Input:

No one was present for Citizens' Input.

11. Adjournment

Upon a motion duly made by Mr. Ferreira and Seconded by Ms. Andre, it was unanimously VOTED 5-0 to adjourn at 5:58pm.

List of documents and other exhibits used during the meeting:

Planning Board Agenda for 01/11/2023 Meeting

Planning Board Minutes from 12/14/2022 Meeting

Recording Clerk

In Planning Board, February 8, 2023

Approved

CITY COUNCIL PUBLIC HEARINGS

MEETING: Tuesday, February 14, 2023 at 5:55 p.m.
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: Aaron Roy, Engineer, National Grid,
1250 Brayton Point Road, Somerset, MA

The President called the meeting to order at 5:55 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium and that the purpose of the hearing was to hear all persons interested and wishing to be heard on the following:

Pole Location

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to open the hearings.

1. Massachusetts Electric Company for new solely owned pole locations as follows:

Star Street and Eclipse Street

Five (5) new pole locations

The petitioner is proposing the installation of five (5) new solely owned poles, three (3) new anchors and two (2) push braces beginning approximately 20 feet south of the centerline of the intersection of Bates Street and Star Street and continuing approximately 350 feet easterly.

The purpose of this work is due to a solely owned National Grid pole that is located in the right of way adjacent to 0 Star Street and 15 Star Street. The owner of this property plans to build on the lot eliminating access to existing Pole 6. This petition is the result of National Grid's need to reroute overhead wires.

In accordance with Plan No. 30697758

Dated: January 30, 2023

The President asked if there were any proponents to be heard and no one came forward. The President asked if there were any opponents to be heard and no one came forward.

Pole Location and Underground Conduit

2. Massachusetts Electric Company for a new solely owned pole location and underground conduit, as follows:

High Street

One (1) new pole location

Install one SO Pole on High Street. Beginning at a point approximately 70 feet North of the centerline of the intersection of High Street and Lincoln Avenue and continuing approximately 85 feet in a South direction. Install underground facilities on High Street and Lincoln Avenue.

National Grid to install new solely owned Pole 13 and anchor located on the 75 feet South of existing Pole 14 on High Street. The anchor to be installed 10 feet South of the proposed Pole 13. From the base of Pole 13, National Grid will dig under the roadway approximately 85 feet to existing Manhole 2 located in the intersection of High and Lincoln. 2-4 inch conduit will be installed in this trench for new secondary cable.

The purpose of the work is to convert the loads of homes on High St. and Lincoln Ave. that are currently fed from the existing underground to the new cables that will be installed from Pole 13 to Manhole 2.

In accordance with Plan No. 30709434

*Condition

All roadways shall be restored curb to curb through the work area.

The President asked if there were any proponents to be heard and Aaron Roy, National Grid Engineer, gave an explanation regarding overloaded transformers for electrical service. He explained there was an explosion in a manhole previously due to overloaded transformers, so this repair is necessary. The President asked if there were any opponents to be heard and no one came forward.

3. Massachusetts Electric Company for a new solely owned pole location and underground conduit, as follows:

Belmont Street

One (1) new pole location

Install one solely owned pole on Belmont Street. Beginning at a point approximately 90 feet North of the centerline of the intersection of Belmont Street and Lincoln Avenue and continuing approximately 105 feet in a South direction. Install underground facilities on Belmont St. and Lincoln Ave.

National Grid to install one new solely owned pole and one anchor. The proposed Pole 2 to be located 35 feet South of existing Pole 3 Belmont Street. The anchor to be located 10 feet South of the proposed Pole 2. From the base of Pole 2, National Grid will dig under the roadway approximately 105 feet to existing electric Manhole 4 located in the intersection of Belmont and Lincoln. 2-4 inch conduit will be installed in this trench for the new secondary cable.

The purpose of the work is to convert the loads of homes on Belmont St. and Lincoln Ave. that are currently fed from the existing underground to the new secondary cables that will be installed from proposed Pole 2 to Manhole 4.

In accordance with Plan No. 30709434

***Condition**

All roadways shall be restored curb to curb through the work area.

The President asked if there were any proponents to be heard and no one came forward. The President asked if there were any opponents to be heard and no one came forward.

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adjourn the public hearing at 6:02 p.m.

List of documents and other exhibits used during the meeting:

Agenda (attached)

DVD of meeting

A true copy. Attest:

Alison M. Bouchard

City Clerk

COMMITTEE ON FINANCE

MEETING: Tuesday, February 14, 2023 at 6:00 p.m.
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: Seth Thomas Aitken, City Administrator
Al Oliveira, City Operations Director
Nancy Smith, Director of Parks
Chris Parayno, Director of Cemeteries and Trees
Joseph DaSilva, Chairman, Board of Park Commissioners
Helen Rego, Board of Park Commissioners

The chair called the meeting to order at 6:02 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:

Kenneth Pacheco, Chief Operating Officer, Fall River Public Schools

Fall River Public Schools and Ameresco, Inc. Energy Services Agreement

Councilor Linda M. Pereira stated that Ameresco had a good reputation within the City.

Councilor Michelle M. Dionne inquired why this project was presented so quickly. Mr. Pacheco stated that this project will begin in 2024, so in order to start the process, it needs to be approved at this time.

President Joseph D. Camara asked Seth Thomas Aitken, City Administrator, to give a brief explanation on the future Route 79 road closure. Mr. Aitken gave information on closure date, February 28, 2023, and stated that more information is available on the Commonwealth's Department of Transportation website. He also stated that he had information packets available for any attendees who would like a hard copy.

2. Resolution – Administration prepare presentation to address the needs of City Parks and leagues, including football and baseball fields

Councilor Andrew J. Raposo asked Chris Parayno, Director of Cemeteries and Trees, to present the Committee on Finance with the information he had provided at the recent Committee on Human Services, Housing, Youth and Elder Affairs meeting. Mr. Parayno gave in-depth information regarding parks, cemeteries and open spaces within the City by utilizing a PowerPoint presentation, a copy of which is attached hereto and made a part of these minutes. The Director of Cemeteries and Trees presented plans on funding, repairs and improvements to these spaces. Councilor Laura-Jean Washington asked for information regarding the City Pier and its development. Seth Thomas Aikten, City Administrator, stated that the administration is working on planning many future events, such as concerts and food trucks, and that they will be working to include local small businesses. He stated that the pier would encourage boaters to visit the City as well and would be positively affected by the Route 79 closure. Councilor Washington stated that New Bedford's City Pier has had many events after its renovations and she'd like the Fall River City Pier to be competitive.

Councilor Linda M. Pereira stated that there were not enough employees within the Park Department to maintain all of the parks and recreational facilities owned by the City. She expressed concern that employment needs to be considered when creating the Fiscal Year 2024 budget. Councilor Pereira also emphasized that the City Council needed more information on how they could assist the Park Board regarding locations and support for local teams and coaches. Nancy Smith, Director of Parks, gave a brief explanation of the way local sport leagues can reserve parks for practice or games and that they are reserved in specific blocks of time. Ms. Smith also stated that there are often public schools that are utilizing these parks for practices as well, especially if their school is undergoing construction or repair. President Joseph D. Camara asked if there was any fee to use these parks or if there was a time limit with their reservations. The Director of Parks stated there was not a fee or time limit currently but that there was currently an ongoing discussion regarding categorizing some locations as "Premier Fields," and that those locations would require a fee which would create revenue for the City. Councilor Pereira stated she would support this idea as the revenue could help maintain parks throughout the City and asked the City Operations Director how long they thought this process would take. Al Oliveira, City Operations Director, stated that they would first need to identify which parks would provide the biggest economic development for the City and the key components included cost and location. Councilor Pereira asked the City Administrator if ARPA funds would be available for this project. Mr. Aikten stated that they'd need to review this project to determine eligibility but that he agrees the "Premier Fields" would be an outstanding project and revenue generator. He also stated that a plan to maintain this project should be a priority and Mr. Oliveira agreed.

Councilor Pamela S. Laliberte asked if there was enough space for all the different leagues and teams who request to play within the parks. Ms. Smith stated that there are soccer teams they have to turn away as many teams want to play in the same park at the same time and they often need to reschedule games or play them as an "away game" elsewhere. Ms. Smith also stated that they are working to develop Father Travassos Park to have more room to develop soccer fields and will have a plan in about one month for this project. Councilor Laliberte asked that Ms. Smith notify the City Council when this project moves forward and Ms. Smith agreed to do so. Councilor Laliberte asked for more information regarding volleyball nets being taken down in parks. Ms. Smith stated that the nets had been installed in a way that could result in balls being hit into the road and the removal was due to safety concerns. She stated that the Department is working to find locations where volleyball nets can be installed safely.

Councilor Bradford L. Kilby asked for more information regarding Davis Playground as he has noticed that while the park is quite large, it isn't utilized for organized sports. The Director of Parks stated that the Department had not received any requests for teams to play in that park but she would be happy to look into increasing its utilization. Councilor Kilby expressed concerns that many teams may be averse to playing there as the abutting property owners are often confrontational with people trying to use the park. Mr. Aitken stated that this is a public park and the public is certainly welcome to use the property and the Administration could work with the Parks Department to encourage use of the park. Councilor Raposo asked if there had been any studies done regarding the use of Davis Playground and Ms. Smith stated that there had not been. President Camara encouraged an investigation regarding how this park could be used in the future.

Councilor Shawn E. Cadime expressed concerns regarding funding as almost 50% of the Park Department budget is used for storm water fees. Councilor Cadime emphasized that focus needs to be directed to funding for long-term maintenance of these locations. The City Operations Director confirmed they are currently working to do so. Mr. Aitken explained that the Administration agrees and that a significant increase in funding could be expected in FY 2025 as there will be an opportunity to extend the Open Space Plan. Councilor Cadime stated that this Open Space Plan often would plan for funding new developments in parks but doesn't focus on maintaining current developments. Mr. Parayno stated that the Department is currently drafting a scope of work for an outside advisory group to assist them with recreation plans. The City Administrator expressed concern that oftentimes different departments get information from residents and teams that are looking to use the parks. He stated that some will call the Parks Department, others will call the Mayor's office or the City Council office. Mr. Aitken proposed that going forward, all offices will redirect those who are inquiring about park use to Ms. Smith so she can develop a better idea of the demand for use of the parks.

Councilor Leo O. Pelletier expressed concern regarding lack of public restrooms in many parks and locked public restrooms in the parks that do have them. Councilor Raposo agreed with Councilor Pelletier regarding the importance of restroom availability and stated he's had to pick up personal hygiene items in the parks. Ms. Smith explained that the parks that are used for games are usually those with restrooms and they need employees to work the restrooms as they cannot be left unattended. She expressed concern regarding the cost and unsightliness of port-a-johns in other parks, but stated that if they develop "Premier Fields" they can work on including restrooms on those properties. Councilor Raposo asked how many permits had been given out by the Park Board this year and Ms. Smith estimated about thirty permits were granted. President Camara asked how old the lighting was at Britland Park as they seem damaged. Ms. Smith stated there is currently a purchase order to repair those lights. Councilor Andrew J. Raposo stated that he'd like this conversation to continue in a few months with updates from the Park Department, Park Board and Administration.

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to table the resolution.

3. Transfers and appropriations
No discussion was held.

4. Discuss order appropriating \$55,000 from CPA Undesignated Funds for CPA Open Space/Outdoor Recreation
No discussion was held.

On a further motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adjourn at 7:21 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

Parks, Cemeteries and Open Spaces Capital Improvement presentation



Clerk of Committees

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, February 14, 2023 at 7:00 p.m.
Council Chamber, One Government Center

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

ABSENT: None

IN ATTENDANCE: None

President Joseph D. Camara called the meeting to order at 7:21 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor and request for extension to submit the Quarter 2 budget report to the City Council in February (objected to on 1-24-23)

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Linda M. Pereira, it was unanimously voted to lift item from the table and that the communication be accepted and placed on file.

On a further motion made by Councilor Pamela S. Laliberte and seconded by Councilor Leo O. Pelletier, it was unanimously voted to take item 19 out of order.

19. Mayor and order re: the City of Fall River Public Schools and Ameresco, Inc. for Energy Services Agreement

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order.

Approved, February 15, 2023

Paul E. Coogan, Mayor

On a further motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to take item 15 out of order.

15. Mayor requesting approvals as follows:

- a. Resolution – TIF Agreement for BankFive – 79 North Main Street
- b. Resolution – TIF Agreement for 37 Park Street, LLC – 37 Park Street
- c. Resolution – TIE Agreement for Hyde Development, LLC – 439 Pine Street (former Lincoln School)

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was voted to adopt the resolutions, with Councilor Michelle M. Dionne voting in the negative.

Approved, February 15, 2023

Paul E. Coogan, Mayor

2. Fiscal Year 2023 Quarter 2 Budget Report

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

3. Mayor requesting confirmation of the appointment of Michelle Hamilton as Veteran's Agent

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

4. Mayor requesting confirmation of the appointment of Daniel R. Lane as Administrative Assistant to the Board of Assessors

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

5. Mayor requesting confirmation of the following appointments to the Council on Aging

- a. Joan Lord
- b. Mary E. Hargraves

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

6. Mayor requesting confirmation of the reappointments to the Commission on Disability

- a. Daniel Robillard
- b. Dennis Polselli

On a motion made by Councilor Michelle M. Dionne and seconded by Councilor Linda M. Pereira, it was unanimously voted to confirm the reappointments

7. Mayor requesting confirmation of the following reappointments to the Redevelopment Authority

- a. Anne Elizabeth Keane
- b. John R. Erickson

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Pamela S. Laliberte, it was unanimously voted to confirm the reappointments.

8. Mayor requesting confirmation of the appointment of Michael D. Farias to the Planning Board

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Pamela S. Laliberte, it was unanimously voted to confirm the appointment.

9. Mayor and order accepting gift of a framed picture of President Abraham Lincoln with President Lincoln's signature for the Fall River Public Library from Edward Mantez
Councilor Bradford L. Kilby asked that a letter of thanks be sent to Mr. Mantez regarding this gift.

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order.
Approved, February 15, 2023
Paul E. Coogan, Mayor

10. Mayor and orders to accept and expend the following grants:
 - a. \$539,865 – MA EOPSS – Fund overtime costs for police officers in the Uniform Division
 - b. \$802,500 – MA EOPSS – Fund overtime costs for firefighters to maintain optimal staffing levels in fire suppression units to be assigned as needed
 - c. \$60,500 – MOD – Complete projects to improve accessibility in the Veterans Center
 - d. \$29,276 – MA EOPSS – To purchase community support equipment
 - e. \$9,458 – MA EOPSS – To teach fire and life safety to children in schools and seniors at home

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the orders.
Approved, February 15, 2023
Paul E. Coogan, Mayor

11. Mayor and order transferring the sum of \$1,300,000.00 to the Stabilization Fund from FY22 Surplus Revenue
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order.

12. Mayor and order transferring the sum of \$366,069.80 to the OPEB Fund from FY22 Surplus Revenue
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the order.

13. Mayor and order transferring the sum of \$50,000 to the Health and Human Services Department Expenses from the Opioid Settlement Receipts Stabilization Fund
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the order.

14. Mayor and order appropriating \$55,000 from the CPA Undesignated Fund for CPA Open Space/Outdoor Recreation (Ball Park Lights @ Maplewood Park)
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Laura-Jean Washington, it was unanimously voted to adopt the order.
Approved, February 15, 2023
Paul E. Coogan, Mayor

16. Mayor and Five Year Financial Forecast

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted to refer the item to the Committee on Finance.

17. Mayor and notification from Massachusetts Department of Revenue of available funds of FY 2023 free cash certification

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the notification be accepted and placed on file.

18. Mayor and Councilor Andrew J. Raposo - proposal for Bristol County ARPA funding in the amount of \$173,000 for Fall River Artist Culture Coalition Artist Recovery Program

A motion was made by Councilor Andrew J. Raposo and seconded by Councilor Leo O. Pelletier to approve the proposal. Councilor Linda M. Pereira expressed concerns regarding this proposal as there have been two ARPA proposals for the Fall River Artist Culture Coalition already approved. Councilor Pereira asked that more information be provided regarding the funds they have already received.

On a further motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was voted 6 yeas, 3 nays to table the item, with Councilors Shawn E. Cadime, Pamela S. Laliberte and Andrew J. Raposo voting in the negative.

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

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

Beattie Street	Campbell Street	East Main Street
East Main Street	Fountain Street	Lebanon Street
Mulberry Street	Pokross Street	Slade Street
Wamsutta Street		

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Laura-Jean Washington, it was voted, 9 yeas, to adopt the emergency preamble.

On a further motion made by Councilor Bradford L. Kilby 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.

Approved, February 15, 2023

Paul E. Coogan, Mayor

First reading, as amended:

21. Proposed Ordinance – Traffic, miscellaneous

Section 1

Loading Zone Only:

Nashua Street (South side) 56 feet west of Lawrence Street
for a distance of 35 feet westerly.

Section 2

Handicapped Parking removals:

Second Street	Third Street	Albion Street
---------------	--------------	---------------

Barnaby Street	Bowen Street	Dover Street
Eastern Avenue	Flint Street	Forest Street
French Street	Grove Street	Hall Street
Jencks Street	Locust Street	Norfolk Street
Plymouth Avenue	Pokross Street	Ridge Street
Shove Street	Sprague Street	Tecumseh Street
Tower Street	Washington Street	Webster Street
Wooley Street		

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Michelle M. Dionne, it was unanimously voted to pass the proposed ordinance through first reading.

ORDINANCES – None

RESOLUTIONS – None

CITATIONS – None

ORDERS – HEARINGS

Pole Location:

22. Massachusetts Electric Company – five (5) new poles on Star Street and Eclipse Street
On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.

Pole Location and Underground Conduit:

23. Massachusetts Electric Company – one (1) new pole and 85 feet of underground conduit on High Street

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.

24. Massachusetts Electric Company – one (1) new pole and 105 feet of underground conduit on Belmont Street

On a motion made by Councilor Andrew J. Raposo and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.

ORDERS – MISCELLANEOUS

25. **Auto Repair Shop License Renewals:**

Michael Carvalho d/b/a County St. Collision and Customizing,
 located at 946 County Street

Robert Luongo d/b/a Bob's Auto Sales,
 located at 643 Brayton Avenue

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to adopt the order.

26. Police Chief's report on licenses:

Taxicab Drivers

Laura Ferreira

Livery Drivers

Ferhat Ozakcaoglu

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the order.

COMMUNICATIONS – INVITATIONS – PETITIONS

27. Claims

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted to refer the claims to Corporation Counsel.

28. Thank you card from Colleen A. Taylor

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Andrew J. Raposo, it was unanimously voted that the card be accepted and placed on file.

29. Letter from Austin Feng re: creation of zoning ordinance for "Short Term Rentals"

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Laura-Jean Washington, it was unanimously voted to refer the letter to the Planning Board.

30. Assistant Corporation Counsel Response to Open Meeting Law complaint filed by Patrick Higgins re: January 3, 2023 alleged violation by City Council

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

31. Assistant Corporation Counsel Response to Open Meeting Law complaint filed by Patrick Higgins re: January 10, 2023 alleged violation by City Council

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Bradford L. Kilby, it was unanimously voted that the response be accepted and placed on file.

32. 2022 Year-End Report from the Commissioners of the Southeastern Regional Planning and Economic Development District (SRPEDD)

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Laura-Jean Washington, it was unanimously voted that the report be accepted and placed on file.

33. Drainlayer Licenses:

a. ATW Line Painting & Construction LLC

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to approve the license.

34. Zoning Board of Appeals Minutes – December 15, 2022

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

On a further motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to take items 35 through 38 together.

City Council Minutes

- 35. Public Hearing – January 24, 2023
- 36. Committee on Finance – January 24, 2023
- 37. City Council – January 24, 2023
- 38. City Council Special Meeting – January 31, 2023

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Andrew J. Raposo, it was unanimously voted to approve the minutes.

BULLETINS – NEWSLETTERS – NOTICES - None

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Linda M. Pereira, it was unanimously voted to adjourn at 7:43 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)
DVD of meeting

A true copy. Attest:

Alison M Bouchard

City Clerk