



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, July 18, 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, Linda M. Pereira
Andrew J. Raposo, and Laura-Jean Washington

ABSENT: Councilor Leo O. Pelletier

IN ATTENDANCE: Kenneth C. Pacheco, Chief Operating Officer (COO),
Fall River School Department
Richard Reed, Mayoral Consultant, Electric Bus Project

President Camara called the meeting to order at 7:00 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor requesting confirmation of the appointment of Dennis F. Soares to the Cultural Council

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to confirm the appointment, with Councilor Pelletier absent and not voting.

2. Mayor requesting confirmation of the appointment of John LaPointe to the Traffic Commission

On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to confirm the appointment, with Councilor Pelletier absent and not voting.

3. Mayor and Bank Street Armory Proposal Review and Recommendation

Councilor Dionne expressed concern regarding the legal ownership of this property as it was her understanding that it was owned by the Redevelopment Agency, although there have been reports that it is owned by the City. Councilor Dionne was also concerned that the appraisal and the cost of maintaining the property was incongruent with the proposed sale amount. On a motion made by Councilor Kilby and seconded by Councilor Cadime, it was unanimously voted to refer the communication and proposal to the Committee on Finance, with Councilor Pelletier absent and not voting.

4. Mayor and proposal for Bristol County ARPA funding in the amount of \$450,000.00 for preliminary design efforts in Stafford Square

On a motion made by Councilor Kilby and seconded by Vice President Pereira, it was unanimously voted to refer the communication and proposal to the Committee on Finance, with Councilor Pelletier absent and not voting.

5. Mayor and proposal for Bristol County ARPA funding in the amount of \$3,000,000.00 for the City's participation in the Route 79 Project to upgrade the drainage system and other improvements in this area

Councilor Raposo requested clarification regarding this proposal as there was a line item in the Bristol County ARPA Funding list named "Unidentified Water Project" and Councilor Dionne confirmed that it was part of that line item. On a motion made by Councilor Kilby and seconded by Councilor Laliberte, it was unanimously voted to refer the communication and proposal to the Committee on Finance, with Councilor Pelletier absent and not voting.

6. Mayor and order requesting approval of a five year contract for school bus transportation with Whaling City Transit

The City Clerk stated that correspondence from the Administrative Assistant for School Committee Services was received confirming that the School Committee had voted favorably, 4 yeas, 2 nays, for this item at their July 17, 2023, meeting.

On a motion made by Councilor Dionne and seconded by Councilor Laliberte, it was unanimously voted to waive the rules to allow Kenneth C. Pacheco, COO, Fall River School Department, and Richard Reed, Consultant for Fall River School Department, to answer questions, with Councilor Pelletier absent and not voting.

Mr. Pacheco explained that the actual contract itself had been approved by the School Committee but the term of the contract requires the City Council's approval as it is a five year contract. Mr. Reed explained that in order for the City to qualify for the electric bus grant funding, this five year contract was required. Councilor Cadime asked if the two opposition votes from the School Committee members were in any way related to the duration of the contract. Mr. Pacheco stated that they were not related to the duration of the contract but that procedurally the contract was not presented to the School Committee prior to the need for the five year contract. On a motion made by Vice President Pereira and seconded by Councilor Washington, it was unanimously voted to accept the communication and place it on file and to adopt the order, with Councilor Pelletier absent and not voting.

7. Fiscal Year 2023 Quarter 4 Budget Report

On a motion made by Vice President Pereira and seconded by Councilor Dionne, it was unanimously voted to refer the report to the Committee on Finance, with Councilor Pelletier absent and not voting.

PRIORITY COMMUNICATIONS

8. Traffic Commission recommending amendments to traffic ordinances

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to refer the recommendations to the Committee on Ordinances and Legislation, with Councilor Pelletier absent and not voting.

9. Historical Commission requesting one (1) appointment by the City Council
On a motion made by Councilor Cadime and seconded by Vice President Pereira, it was unanimously voted to accept the communication and place it on file, with Councilor Pelletier absent and not voting.

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS – None

CITATIONS

10. Richard and Debbie Danner – Continued public service and civic engagement with the Fall River Public Library and community at large
Vice President Pereira made brief remarks commending the Danner family for their engagement and generosity regarding the City of Fall River and its residents. On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted to adopt the citation, with Councilor Pelletier absent and not voting.

11. Bobby Justin – The 48th Anniversary of “Bobby Justin Day”
On a motion made by Councilor Cadime and seconded by Vice President Pereira, it was unanimously voted to adopt the citation, with Councilor Pelletier absent and not voting.

ORDERS – HEARINGS

Curb Removals:

12. Peter Whalen, 101 Millers Drive, N. Dartmouth, MA 02747– Removal of 20 feet on 4 Judson Street
On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to adopt the order, with Councilor Pelletier absent and not voting.
Approved, July 19, 2023
Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS

13. Police Chief's report on licenses:

Taxicab Driver

Kailey A. Minor

Steven Moore

Samantha Paakinen

Livery Drivers

Muhammad Javed

Livery Vehicles

Muhammad Javed – One (1) Vehicle

On a motion made by Councilor Cadime and seconded by Councilor Raposo, it was unanimously voted to adopt the order, with Councilor Pelletier absent and not voting.

14. Revocation of permit for the storage of inflammables (no tanks installed):

Romanow Real Estate c/o Max Harrison Romanow, 323 William S. Canning Boulevard
Councilor Raposo asked the City Clerk to reach out to the Planning Division for more information regarding why the anticipated gas station project was no longer being pursued. On a motion made by Councilor Kilby and seconded by Councilor Dionne, it was unanimously voted to adopt the order, with Councilor Pelletier absent and not voting.

Approved, July 19, 2023

Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

15. Claims

On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to refer the claims to Corporation Counsel, with Councilor Pelletier absent and not voting.

16. Communication from Robert Schenck, 79 18th Street, re water drain repair reimbursement

The City Clerk stated that this communication was also included with one of the claims that had been referred to Corporation Counsel.

Vice President Pereira expressed concern regarding the property owner's financial responsibility of a failure of water lines as there is an American Rescue Plan Act (ARPA) funded project to replace lead pipes and stated that this correspondence should be referred to a committee for further discussion. Councilor Laliberte asked if the Administrator of Community Utilities had received a copy of this communication. The City Clerk stated that the Administrator of Community Utilities had received a copy of the letter along with a copy of the claim that was submitted. On a motion made by Vice President Pereira and seconded by Councilor Dionne, it was unanimously voted to refer the communication to the Committee on Public Works and Transportation, with Councilor Pelletier absent and not voting.

17. Drainlayer License – Mike Andrade Excavation, LLC

On a motion made by Councilor Cadime and seconded by Vice President Pereira, it was unanimously voted to approve the license, with Councilor Pelletier absent and not voting.

Approved, July 19, 2023

Paul E. Coogan, Mayor

18. Final Report – Acceptance of Small Street, extending from President Avenue to a dead end

On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to approve the final report, with Councilor Pelletier absent and not voting.

Approved, July 19, 2023

Paul E. Coogan, Mayor

19. Final Report – Acceptance of Courtney Street, extending from Highland Avenue to Fieldstone Lane

On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to approve the final report, with Councilor Pelletier absent and not voting.

Approved, July 19, 2023

Paul E. Coogan, Mayor

The City Clerk stated that there was a typographical error within the minutes of the Regular Meeting that marked Councilor Cadime as both present and absent and requested that the minutes be amended to correct that error. On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to take items 20 and 21 together, with Councilor Pelletier absent and not voting.

City Council Minutes:

20. Public Hearings – June 27, 2023

21. Committee on Finance – June 27, 2023

On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to approve the minutes, with Councilor Pelletier absent and not voting.

22. Regular Meeting – June 27, 2023

On a motion made by Councilor Dionne and seconded by Councilor Raposo, it was unanimously voted to approve the minutes, as amended, with Councilor Pelletier absent and not voting.

BULLETINS – NEWSLETTERS – NOTICES

23. Massachusetts Dept. of Public Utilities Notice of Filing, Public Hearing and Request for Comments re Mid-term Modification to 2022-2024 Three-Year Energy Efficiency Plan with a deadline of Tuesday, July 25, 2023

On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted that the notice be accepted and placed on file, with Councilor Pelletier absent and not voting.

A brief recess was held from 7:20 p.m. to 7:25 p.m. for the signing of final reports for Small Street and Courtney Street.

On a motion made by Vice President Pereira and seconded by President Camara, it was unanimously voted to adjourn at 7:25 p.m., with Councilor Pelletier absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting

Letter from School Committee Administrative Assistant re School Committee's favorable vote of the five year contract (item #6)

A true copy. Attest:

Alison M. Bouchard

City Clerk

In City Council, August 15, 2023

Approved.



ALISON M. BOUCHARD
CITY CLERK

City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2023 JUL 14 P 12:08

CITY CLERK
FALL RIVER, MA
INÊS LEITE
ASSISTANT CITY CLERK

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
TUESDAY, JULY 18, 2023
AGENDA

5:55 P.M. PUBLIC HEARINGS

Curb Removal

1. Peter Whalen, 101 Millers Drive, N. Dartmouth, MA 02747, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
4 Judson Street	18'	20'	0'	38'

The existing multi family dwelling is served by an 18' curb opening/driveway. The applicant proposes to extend the curb opening by an additional 20'. The total opening for the address will be 38'

Street Acceptances

2. The acceptance of Small Street, extending from President Avenue to a dead end
3. The acceptance of Courtney Street, extending from Highland Avenue to Fieldstone Lane

6:00 P.M. CITY COUNCIL COMMITTEE ON FINANCE MEETING (OR IMMEDIATELY FOLLOWING THE PUBLIC HEARINGS IF THEY RUN PAST 6:00 P.M.)

1. Citizen Input
2. *Discussion re: hiring and retaining of police officers (tabled 12-27-22)

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

PRIORITY MATTERS

1. *Mayor requesting confirmation of the appointment of Dennis F. Soares to the Cultural Council
2. *Mayor requesting confirmation of the appointment of John LaPointe to the Traffic Commission
3. *Mayor and Bank Street Armory Proposal Review and Recommendation
4. *Mayor and proposal for Bristol County ARPA funding in the amount of \$450,000.00 for preliminary design efforts in Stafford Square

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 proposal for Bristol County ARPA funding in the amount of \$3,000,000.00 for the City's participation in the Route 79 Project to upgrade the drainage system and other improvements in this area
6. *Mayor and order requesting approval of a five year contract for school bus transportation with Whaling City Transit
7. *Fiscal Year 2023 Quarter 4 Budget Report

PRIORITY COMMUNICATIONS

8. *Traffic Commission recommending amendments to traffic ordinances
9. *Historical Commission requesting one (1) appointment by the City Council

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS – None

CITATIONS

10. Richard and Debbie Danner – Continued public service and civic engagement with the Fall River Public Library and community at large
11. Bobby Justin – The 48th Anniversary of "Bobby Justin Day"

ORDERS – HEARINGS

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Livery Drivers

Muhammad Javed

Livery Vehicles

Muhammad Javed – One (1) Vehicle

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COMMUNICATIONS – INVITATIONS – PETITIONS

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

City Council Minutes:

- 20. *Public Hearings – June 27, 2023
- 21. *Committee on Finance – June 27, 2023
- 22. *Regular Meeting – June 27, 2023

BULLETINS – NEWSLETTERS – NOTICES

- 23. *Massachusetts Dept. of Public Utilities Notice of Filing, Public Hearing and Request for Comments re Mid-term Modification to 2022-2024 Three-Year Energy Efficiency Plan with a deadline of Tuesday, July 25, 2023

Alison M. Bouchard
City Clerk

City of Fall River, *In City Council*

FINANCE 2

(Councilor Linda M. Pereira)

WHEREAS, hiring and retaining police officers currently is a challenge due to the vilifying of the job, and

WHEREAS, police departments throughout Massachusetts are facing a shortage of new recruits to fill vacancies, and

WHEREAS, an increasing number of Fall River Police Officers are retiring or resigning, and

WHEREAS, this is causing officers to work overtime many days in a row to fill those vacant positions, now therefore

BE IT RESOLVED, that the Committee on Finance convene to discuss this matter which poses a broad public safety concern.

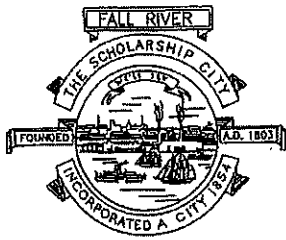
In City Council, December 13, 2022
Adopted.

A true copy. Attest:

Elison M. Bruchard

City Clerk

12-27-22 Tabled



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

PAUL E. COOGAN
Mayor

July 10, 2023

RECEIVED

2023 JUL 10 A 10:49

CITY CLERK _____
FALL RIVER, MA

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

Dear Council President and Members of the Honorable Council:

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

Name: Dennis F. Soares

Address: 1049 New Boston Road
Fall River, MA 02720

Position: Cultural Council

Effective: July 10, 2023

Expiration: July 10, 2026

Sincerely,

Paul E. Coogan
Paul E. Coogan
Mayor

PC/amos



PAUL E. COOGAN
Mayor

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

RECEIVED

2023 JUL 11 A 9:05

CITY CLERK _____
FALL RIVER, MA

July 10, 2023

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

Dear Council President and Members of the Honorable Council:

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

Name: John LaPointe

Address: 386 Freelove Street
Fall River, MA 02720

Position: Traffic Commission

Effective: July 10, 2023

Expiration: n/a

Sincerely,

Paul E. Coogan
Paul E. Coogan
Mayor

PC/amos



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2023 JUL 13 A 11:36

CITY CLERK _____
FALL RIVER, MA

July 13, 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 please find the Bank Street Armory Proposal Review and Recommendation for your information and consideration.

Thank you and as always I am available for any questions or concerns you may have regarding this matter.

Sincerely,

Paul E. Coogan
Paul E. Coogan
Mayor

PC/amos

City of Fall River, *In City Council*

ORDERED, that the Mayor is hereby authorized to execute a Purchase & Sales Agreement, in a form acceptable to the Corporation Counsel, for the sale of the Bank Street Armory, 72 Bank Street, Fall River, MA, shown as Fall River Assessors' Parcel # N10-0048, to Main Street Property, LLC for the sum of Two Hundred Thousand and 00/100 (\$200,000.00) Dollars, and further, upon satisfaction of any contingencies set forth in said Purchase & Sales Agreement, that the Mayor is hereby authorized to execute a Quitclaim Deed of said parcel to Main Street Property, LLC, and all closing documentation necessary to effectuate said conveyance.



CITY OF FALL RIVER, MASSACHUSETTS

RECEIVED

2023 JUL 13 A 11:37

CITY CLERK
FALL RIVER, MA

7/13/23

Honorable Paul E. Coogan
Office of the Mayor
City of Fall River

Re: RFP# 23-05, Bank Street Armory Proposal Review

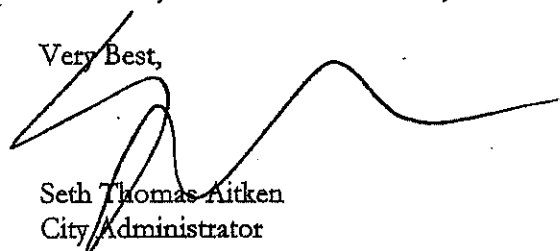
Mister Mayor:

As you know, in response to Request for Proposals (RFP) 23-05 regarding the Bank Street Armory, the City received one proposal from Main Street Projects, LLC. Pursuant to the terms of the RFP, the proposal was subject to a committee review to evaluate the strength of the proposal.

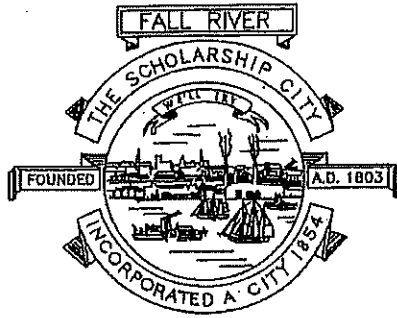
Attached, please find a summary of the proposal review as well as the Committee's recommendation based on eight (8) different criteria that the proposal is, "Advantageous" to the City.

I ask that you submit this summary and recommendation to the City Council for their consideration.

Very Best,



Seth Thomas Aitken
City Administrator

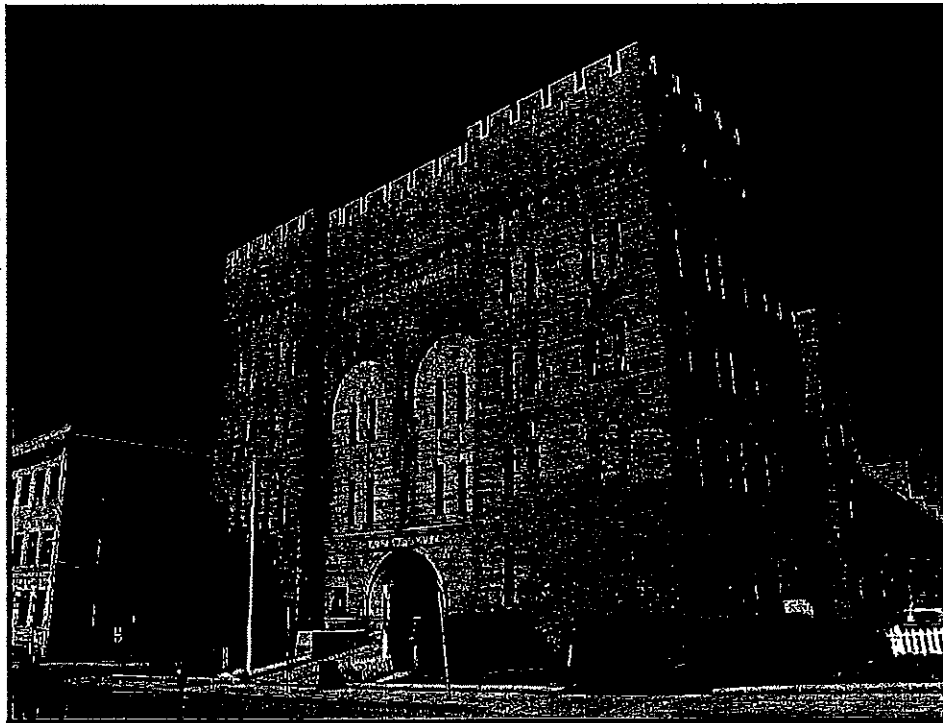


CITY OF FALL RIVER

REQUEST FOR PROPOSALS

SALE OF BANK STREET ARMORY

RFP# 23-05



MAIN STREET PROJECTS, LLC
PROPOSAL REVIEW & RECOMMENDATION

The City has previously issued RFP# 23-05 seeking proposals for the sale of the Bank Street Armory. One proposal was received in response to the RFP. The sole response was from Main Street Projects, LLC. The Proposal contained a Price Proposal and a Non-Price Proposal which contained the details of the proposed redevelopment. The Price Proposal was for \$200,000.00. The Main Street Projects, LLC Proposal satisfied all submission requirements and I issued a Completeness Review on May 30, 2023 finding that all the minimum requirements had been met and the Proposal could be evaluated by the Proposal Review Team. The proposal was then referred to the Proposal Review Team. Section 10 of the RFP# 23-05, as amended, provides:

10.0 SELECTION CRITERIA AND PROCESS

10.1 The Proposal Review Team - The Proposal Review Team shall consist of the City Administrator, the Assistant City Planner, the City Engineer, the Executive Director of the Fall River Community Development Agency, the Chairperson of the City of Fall River Historical Commission, the Chairperson of the City Council Real Estate Committee, and one (1) additional member of the City Council as selected by the City Council President.

10.2 Comparative Evaluation Criteria - The following Comparative Evaluation Criteria shall be used:

1. Proposed Reuse of the Property;
2. Qualifications and experience of staff expected to work on the redevelopment of the Property;
3. Adequate resources and staffing to successfully redevelop the Property, including availability of pertinent technical disciplines;
4. Adequate funding to successfully redevelop the Property;
5. Knowledge of the City of Fall River;
6. Knowledge of requirements to successfully redevelop the Property and technical approach to the redevelopment project;
7. Price Proposal.

10.3 Comparative Evaluation Matrix - The Comparative Evaluation Matrix attached as Exhibit "A" shall be used for comparative evaluation of all proposals submitted.

10.4 Selection of Most Advantageous Proposal - Following the review of the Comparative Evaluation Criteria by the Proposal Review Team, the City Administrator shall prepare a report identifying the most advantageous Proposal from a responsive and responsible bidder, taking into consideration price and all other evaluation criteria set forth in this RFP, and will deliver the report to the Mayor and City Council for review and award. The selected bidder may not necessarily be the highest Price Proposal. The Property has a present assessed value of \$260,400.00. The City Administrator reserves the right to recommend

acceptance of a bid price below said assessed value in accordance with the provisions of M.G.L. c. 30B, § 16(g) and in accordance with the terms and conditions of this RFP. The City will award the bid within sixty (60) days of the submission deadline.

The Proposal Review Team has met and reviewed the proposal submitted by Main Street Projects, LLC.

The following Table sets forth each Reviewer's Score of the Proposal for each Criteria along with each Reviewer's Average Score and the Composite Score for the Proposal:

Criteria	Reviewer A	Reviewer B	Reviewer C	Reviewer D	Reviewer E	Reviewer F	Reviewer G	Avg. Score
Proposed Reuse of the Property	1.00	2.00	0.00	1.00	1.00	1.00	2.00	1.14
Qualifications and experience of staff expected to work on the redevelopment of the Property	3.00	3.00	3.00	3.00	3.00	3.00	2.00	2.86
Adequate resources and staffing to successfully redevelop the Property, including availability of pertinent technical disciplines	2.00	3.00	2.00	2.00	2.00	2.00	2.00	2.14
Adequate funding to successfully redevelop the Property	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00
Knowledge of the City of Fall River	3.00	3.00	3.00	3.00	2.00	3.00	2.00	2.71
Knowledge of requirements to successfully redevelop the Property and technical approach to the redevelopment project	3.00	3.00	3.00	3.00	3.00	3.00	2.00	2.86
Preservation Restriction	2.00	3.00	2.00	2.00	2.00	2.00	2.00	2.14
Price Proposal	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00
Composite Score								17.86

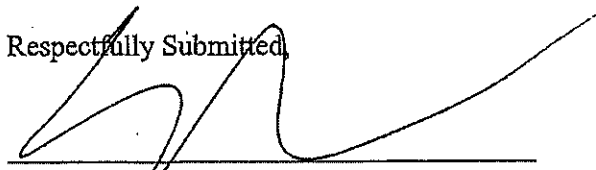
Based on the foregoing, the Proposal of Main Street Project, LLC achieved a score of 17.86 which is deemed "Advantageous".

CITY OF FALL RIVER
SALE OF BANK STREET ARMORY, FALL RIVER, MA

MAIN STREET PROJECTS LLC PROPOSAL REVIEW
RFP# 23-05

In light of the foregoing, I would recommend that the Proposal be forwarded to the City Council along with a request that the Council issue an Order authorizing the Mayor to a Purchase and Sale Agreement for the sale of the former Bank Street Armory to Man Street Projects, LLC in a form approved by the Corporation Counsel.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Seth T. Aitken', written over a horizontal line.

Seth T. Aitken
City Administrator

Dated: July 10, 2023

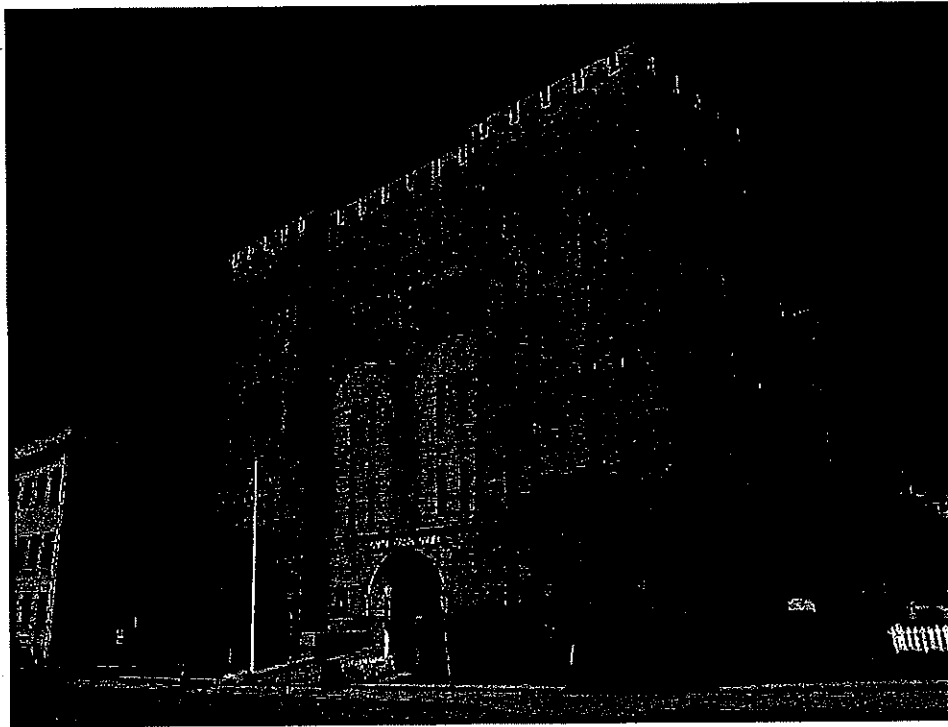


CITY OF FALL RIVER

REQUEST FOR PROPOSALS

SALE OF BANK STREET ARMORY

RFP# 23-05



PROPOSAL REVIEW TEAM MATERIALS

Thank you for participating in the review of the Proposal that was received in response to RFP# 23-05 for the Sale of the Bank Street Armory. This Packet contains the materials you will need to participate in the review process.

The Proposal Review Criteria and Process was set forth in the Section 10 of the RFP. Section 10, as amended, provides:

10.0 SELECTION CRITERIA AND PROCESS

10.1 The Proposal Review Team - The Proposal Review Team shall consist of the City Administrator, the Assistant City Planner, the City Engineer, the Executive Director of the Fall River Community Development Agency, the Chairperson of the City of Fall River Historical Commission, the Chairperson of the City Council Real Estate Committee, and one (1) additional member of the City Council as selected by the City Council President.

10.2 Comparative Evaluation Criteria - The following Comparative Evaluation Criteria shall be used:

1. Proposed Reuse of the Property;
2. Qualifications and experience of staff expected to work on the redevelopment of the Property;
3. Adequate resources and staffing to successfully redevelop the Property, including availability of pertinent technical disciplines;
4. Adequate funding to successfully redevelop the Property;
5. Knowledge of the City of Fall River;
6. Knowledge of requirements to successfully redevelop the Property and technical approach to the redevelopment project;
7. Price Proposal.

10.3 Comparative Evaluation Matrix - The Comparative Evaluation Matrix attached as Exhibit "A" shall be used for comparative evaluation of all proposals submitted.

10.4 Selection of Most Advantageous Proposal - Following the review of the Comparative Evaluation Criteria by the Proposal Review Team, the City Administrator shall prepare a report identifying the most advantageous Proposal from a responsive and responsible bidder, taking into consideration price and all other evaluation criteria set forth in this RFP, and will deliver the report to the Mayor and City Council for review and award. The selected bidder may not necessarily be the highest Price Proposal. The Property has a present assessed value of \$260,400.00. The City Administrator reserves the right to recommend acceptance of a bid price below said assessed value in accordance with the provisions of M.G.L. c. 30B, § 16(g) and in accordance with the terms and conditions of this RFP. The City will award the bid within sixty (60) days of the submission deadline.

10.5 Execution of a Purchase & Sales Agreement - Upon the selection of a successful bidder, the City Administrator will cause a Purchase and Sale Agreement to be prepared and presented to the selected bidder for execution. The Purchase and Sale Agreement shall be executed by an authorized official(s) of the selected bidder and by the Mayor of the City of Fall River.

All the information contained in this RFP, and the selected bidder's submitted proposal in response to this RFP, shall be incorporated by reference into the Purchase and Sale Agreement which is to be entered into between the selected bidder and the City.

The Purchase and Sale Agreement shall at a minimum require a deposit of 10% of the purchase price and shall require the selected bidder to complete all of its due diligence for the Property and close on the Property no later than December 30, 2023.

10.6 Non-Assignment of Rights - The selected bidder may not assign its rights under the selected Proposal or the Purchase and Sale Agreement without the prior written consent of the City of Fall River

10.7 Rejection of Proposals - The City of Fall River reserves the right to reject any and all proposals received in response to this RFP.

Section 11 of the RFP contained the Proposed Redevelopment Benchmarks. The Proposed Redevelopment Benchmarks set forth in the RFP will be adjusted to account for the delay in commencing the review process.

Section 11 of the RFP provided as follows:

11.0 PROPOSED REDEVELOPMENT BENCHMARKS

Redevelopment of the Property shall be subject to the following proposed Redevelopment Benchmarks:

June 16, 2023	A mutually agreeable Purchase and Sales Agreement for Conveyance of the Property must be executed by this date.
December 31, 2023	The conveyance of the Property must be completed by this date.
December 31, 2024	All environmental remediation must be completed by this date and all necessary permits and approvals for the proposed redevelopment of the Property must be submitted by this date. All Bank Financing must be secured and in place by this date.
June 1, 2025	Construction must begin by this date.

June 1, 2026

A Certificate of Occupancy for the Property must obtained by this date.

The foregoing Benchmarks may be subject to some negotiation based on the details and specifications of the redevelopment and reuse proposed by the successful bidder.

Performance of the finally negotiated Benchmark Schedule will be secured by a Performance Bond or Irrevocable Letter of Credit in the amount of \$75,000.00 in favor of the City of Fall River which shall be secured at the successful bidder's sole cost and expense prior to conveyance of the Property from the City of Fall River.

Please review the attached Non-Price Proposal and the Price Proposal in light of the Comparative Evaluation Matrix attached as Exhibit "A", as follows:

- If you believe the Response to the particular Evaluation Criteria satisfies the definition of "Highly Advantageous" please insert the number "3" in the left column.
- If you believe the Response to the particular Evaluation Criteria satisfies the definition of "Advantageous" please insert the number "2" in the left column.
- If you believe the Response to the particular Evaluation Criteria satisfies the definition of "Not Advantageous" please insert the number "1" in the left column.
- If you believe the Response to the particular Evaluation Criteria satisfies the definition of "Unacceptable" please insert the number "0" in the left column.

During the Proposal Review Team Meeting on Thursday, June 1, 2023 at 10:00 AM in the Conference Room in the Mayor's Office, members of the Team will be given the opportunity to explain why they assigned a particular number to Evaluation Factor.

The various Review Sheets will be tabulated and included in the Report of the City Administrator to the Mayor. Only one response to the RFP was received, but it is still important to review the Proposal to determine if it is advantageous to the City.

EXHIBIT "A" COMPARATIVE EVALUATION MATRIX

		HIGHLY ADVANTAGEOUS (3)	ADVANTAGEOUS (2)	NOT ADVANTAGEOUS (1)	UNACCEPTABLE (0)
1	Proposed Reuse of the Property	A redevelopment that includes a mix of commercial units/live performance or exhibition space and market rate housing units on the upper floors.	A redevelopment that includes commercial units or live performance/exhibition space, with market rate housing units on the upper floors.	A mixed redevelopment that does not include commercial space or live performance/exhibition space.	Not used
2.	Qualifications and experience of staff expected to work on the redevelopment of the Property	Has over ten years of experience with the redevelopment of urban historically significant properties.	Has between five and ten years of experience with the redevelopment of urban historically significant properties.	Has less than five years of experience with the redevelopment of urban historically significant properties.	No experience with the redevelopment of urban historically significant properties.
3.	Adequate resources and staffing to successfully redevelop the Property, including availability of pertinent technical disciplines	Clearly demonstrates the ability to meet the RFP's Benchmarks.	Presents, with some exceptions, the ability to meet the RFP's Benchmarks.	Does not clearly evidence the ability to meet the RFP's Benchmarks.	No evidence of ability to meet the RFP's Benchmarks.
4.	Adequate funding to successfully redevelop the Property	Clearly demonstrates the funding to meet the RFP's Benchmarks.	Presents, with some exceptions, the funding to meet the RFP's Benchmarks.	Does not clearly evidence the funding to meet the RFP's Benchmarks.	No evidence of the funding to meet the RFP's Benchmarks.
5.	Knowledge of the City of Fall River	Clearly demonstrates a strong understanding of the history, culture and demographics of the City of Fall River, and the role the Bank Street Armory has played in that history.	Presents, with some exceptions, a general understanding of the history, culture and demographics of the City of Fall River, and the role the Bank Street Armory has played in that history.	Does not clearly evidence an understanding of the history, culture and demographics of the City of Fall River, and the role the Bank Street Armory has played in that history.	No evidence of an understanding of the history, culture and demographics of the City of Fall River, and the role the Bank Street Armory has played in that history.

3

EXHIBIT "A"

COMPARATIVE EVALUATION MATRIX (CONTINUED)

		HIGHLY ADVANTAGEOUS	ADVANTAGEOUS	NOT ADVANTAGEOUS	UNACCEPTABLE
6.	Knowledge of requirements to successfully redevelop the Property and technical approach to the redevelopment project	Clearly demonstrates a strong understanding of project requirements and a thorough technical approach.	Presents, with some exceptions, a general understanding of project requirements and a strong technical approach.	Does not clearly evidence an understanding of project requirements or a reasonable technical approach.	No evidence of an understanding of project requirements or a reasonable technical approach.
7.	Preservation Restriction	Proposal provides a detailed discussion how the proposed adaptive reuse could be accomplished in a fashion that minimizes the impact on the historic integrity of the Property.	Proposal provides a general discussion how the proposed adaptive reuse could be accomplished in a fashion that minimizes the impact on the historic integrity of the Property.	Proposal does not provide a discussion how the proposed adaptive reuse could be accomplished in a fashion that minimizes the impact on the historic integrity of the Property.	No evidence of understanding that the proposed adaptive reuse must be accomplished in a fashion that minimizes the impact of the historic integrity of the Property.
8.	Price Proposal	Provides a Price Proposal that is higher than the suggested minimum bid.	Provides a Price Proposal that is less than or equal to \$20,000.00 less than the suggested minimum bid and provides a justification as to why the Price Proposal is less than the suggested minimum bid.	Provides a Price Proposal that is greater than \$20,000.00 less than the suggested minimum bid and provides a justification as to why the Price Proposal is less than the suggested minimum bid	Provides a Price Proposal that is less than suggested minimum bid and does not provide justification as to why the Price Proposal is less than the suggested minimum bid



3/17/23

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

Re: RFP# 23-05 Sale of the Bank Street Armory

For the City's consideration, please accept our proposal to purchase and rejuvenate the Armory.

We have invested significant time and money to return the Bradford Durfee Textile School to the City's tax roll and will begin redevelopment of the Post Office garage building. We would like to redevelop the Armory as it is adjacent to these properties offering an integrated live/work area for the City.

Our intent with the Post Office building was to change the use from commercial to residential as allowed in the Arts Overlay district. There were to be apartments on the top two floors with parking on the lower level. If granted the opportunity to re-develop the Armory our intention with the Post Office building will change. We would renew the exiting leases with the current commercial tenants, use the top two floors to supplement parking for the Armory and add apartments as a vertical addition.

In our opinion, the City's preferred use of the Armory as an arts and entertainment venue would be prohibitive financially and also impact the economics of other venues nearby, specifically the Narrows and the black box theater underway at the Creative Class. We would be excited if the City could develop a regional arts and entertainment center at the Armory, but we would need to reassess the viability of a black box theater across the street.

We plan to redevelop the Armory into thirty-seven market rate apartments, but would be open to a mixed rate project with twenty percent of the units being designated affordable. The drill hall would accommodate seventeen one-bedroom townhouses and the headhouse would accommodate eighteen one-bedroom residences on the first three floors and a pair of large two-bedroom units on the fourth floor. The property would be marketed as an expansion of the Creative Class campus and be managed by the same on-site staff currently in place.



Main Street Projects
Re-imagining Historical Properties

3

The property presents a unique challenge, as any modification will need to be approved by the Massachusetts Historical Commission. We're familiar with these restrictions as we have had three successful redevelopment projects with MHC to date.

As we work with MHC to insure our plan is consistent with the Preservation Restriction, we are concerned the water infiltration caused by failing gutters, coping, roof ridge and the south headhouse roof could make redevelopment impractical if left to continue. Addressing these issues sooner rather than later is imperative.

Please address communications regarding our proposal to Alan Macomber via the contact information in the footer section below.

Very Truly Yours,

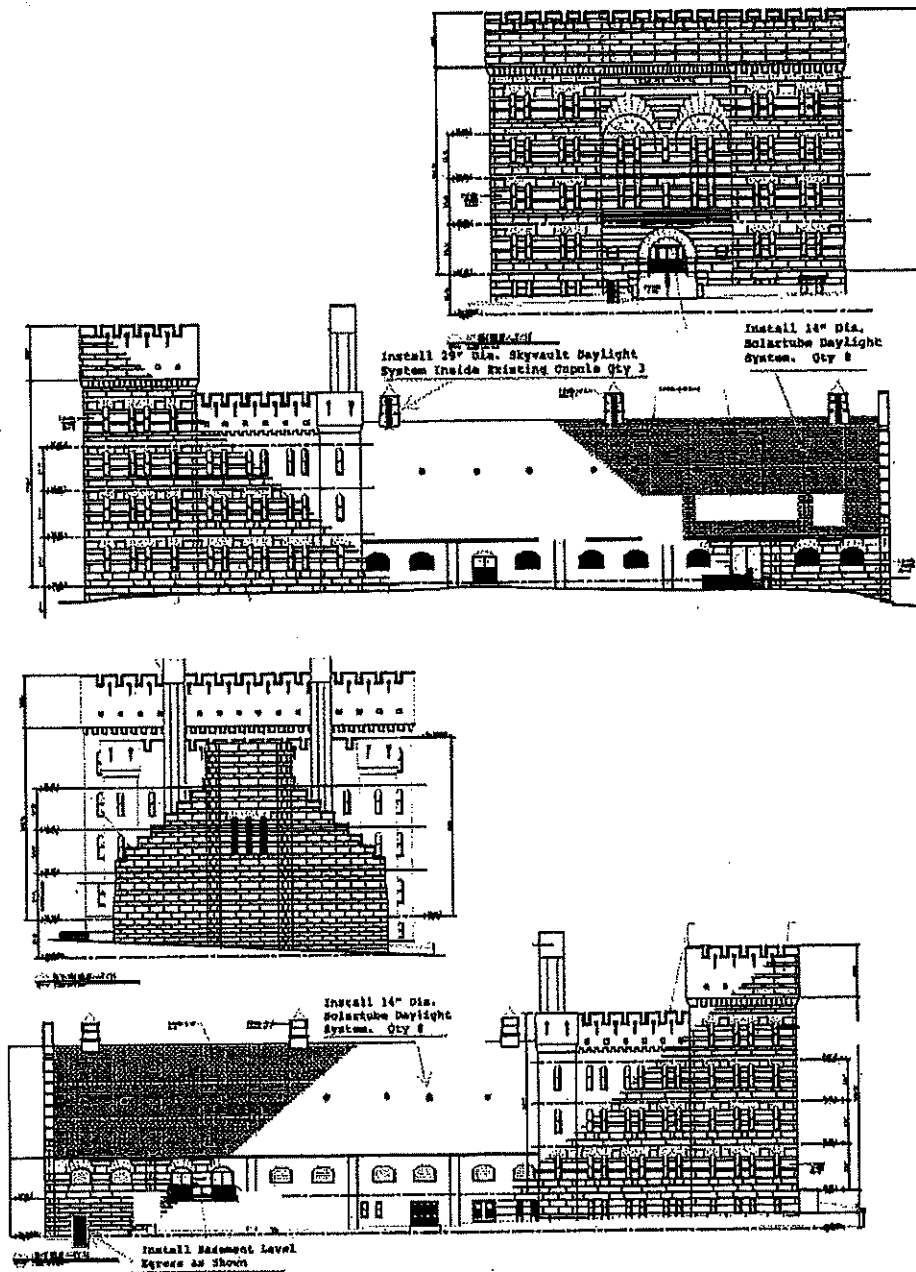
Alan F. Macomber

508-989-3386
Alan@MSP.LLC



Our proposed re-development will have minimal impact to the historic exterior elevations. There will be nine small penetrations on west drill house roof and eight on the east side to accommodate a daylighting system (shown below). In addition the basement level will include a single door egress on the northeast of the drill house.

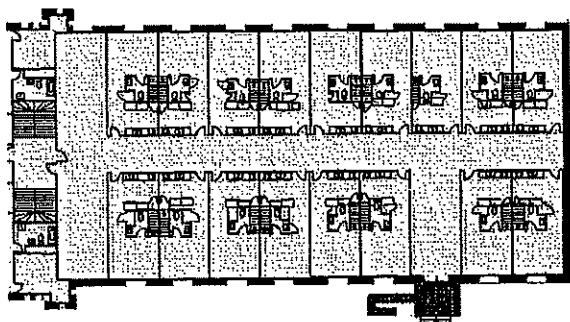
Minimal Impact to Historic Façade



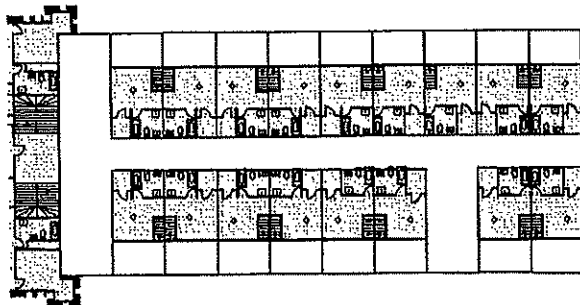


The drill house will have seventeen townhouse apartments in a double loaded corridor set-up.

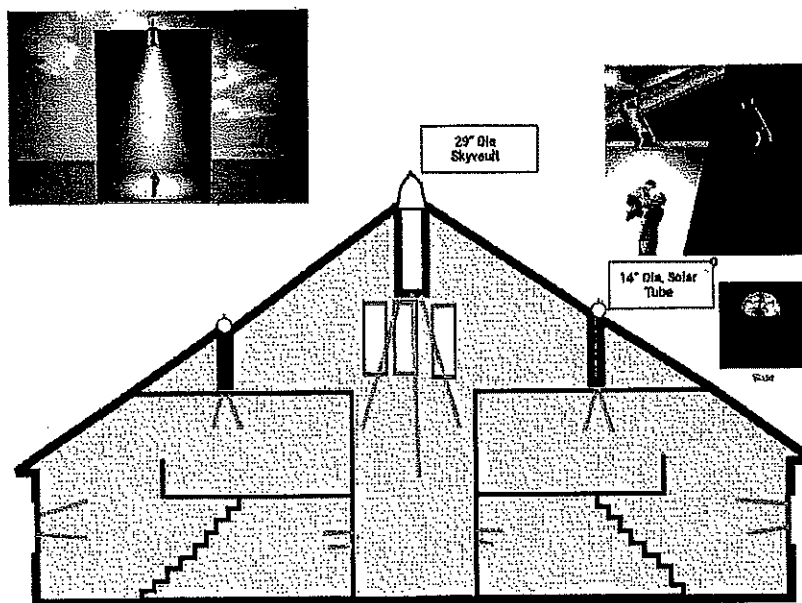
Level 1



Level 2



Daylight will be added through a unique application of an existing technology.

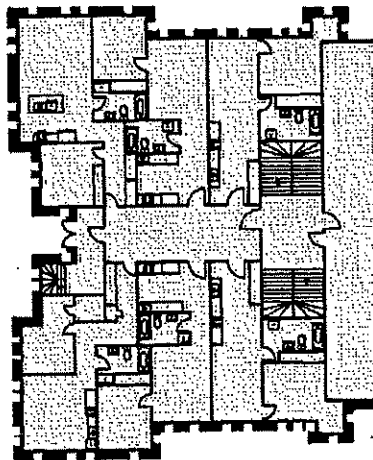


We have refined our concept to have minimal impact on the Armory's character defining features. The exterior architecture remains as is, including the main entrance, retaining the drill hall gallery and exposed drill hall roof structure. In addition, wood wall paneling, baseboards, main staircase and wood components, and the sequence of spaces will generally remain intact. The pressed tin and ornamented plaster ceilings will be impacted when a new fire suppression system code compliant MEP systems are installed.

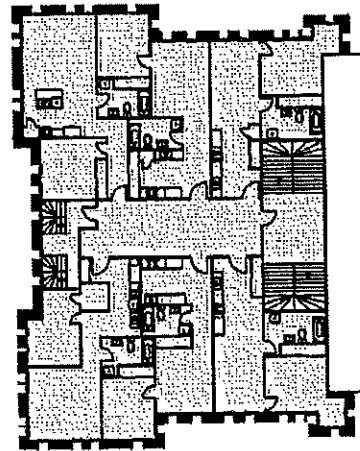


The head house will accommodate twenty apartments spanning four floors. The historic central corridor on each floor remains unchanged, and each apartment's floor plan incorporates the historic wainscoting, fireplaces, wood flooring and expansive rooms.

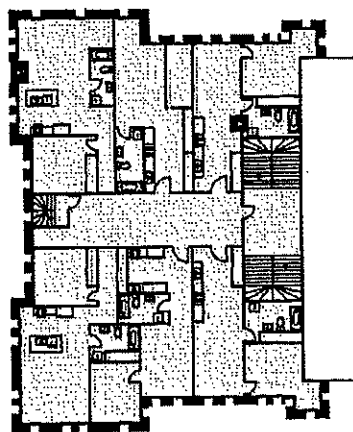
▼ 1st Floor



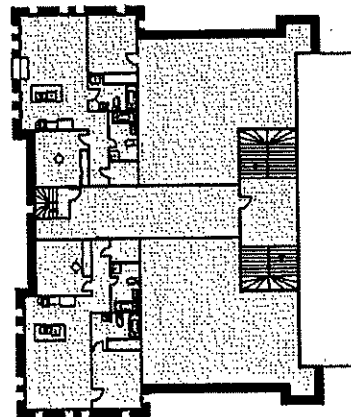
▼ 2nd Floor



▼ 3rd Floor



▼ 4th Floor





Developer's Qualifications



2010 – 2017 Commonwealth Landing. A 200,000 square foot historic textile mill overlooking Mount Hope Bay in Fall River. Redeveloped into restaurants, retail, office, and market rate apartments. Total development cost \$33M.



2017 -2022 The Creative Class. Transformed a 100,000 square foot historic college campus overlooking Mount Hope Bay in Fall River's downtown. Redeveloped into a mix of office, retail, art and, market rate and affordable apartments. Total development cost \$21M.

Alan Macomber the Principal of Main Street Projects LLC is a graduate of Worcester Polytechnic University and the University of Connecticut. He has been active in the community serving as a board member with FROED, Bristol County WIB, Greater Fall River Development Corporation, South Coast Hospital President's Council, the Fall River Children's Museum and Child and Family Services.

Development Benchmarks

The proposed benchmarks are acceptable but will require adjustment based on required actions defined in the Preservation Restriction.

In accordance with the Preservation Restriction, the Massachusetts Historical Commission (MHC) must approve the proposed project to insure ***“the characteristics which contribute to the architectural and historical integrity are preserved according to the Secretary of the Interior's Standards for the Treatment of Historic Properties for Preserving, Rehabilitating, Restoring and Reconstruction Historic Buildings.”***



Based on discussions with Heritage Preservation Consultants, it is our opinion that the redevelopment concept will meet the standards set forth in the preservation restriction.

If selected, we will submit plans and specifications *"in sufficient detail to permit the MHC to make an informed judgement as to the project's consistency with the purposes of the Preservation Restriction."*

Note, the italicized phrases above are taken from the deed recorded Preservation Restriction between the Commonwealth and the City of Fall River recorded in Book 9296 Page 1.

We will work diligently to secure MHC approval of the development plan and will be prepared for conveyance of the property sixty days thereafter.

Development Sources and Uses

The total development cost of our proposal will be approximately \$13.6M. The project will support hard debt of \$5.1M in addition to developer equity. We anticipate using the programs identified in the RFP solicitation twinned with other complementary sources as shown below.

Anticipated Sources	
Bank Debt	\$ 5,100,000
Developer Equity	\$ 750,000
HDIP TC	\$ 1,800,000
Federal HTC	\$ 1,800,000
State HTC	\$ 1,700,000
HOME Partnership	\$ 1,350,000
TBD	\$ 400,000
HSF/AHTF	\$ 700,000
	<u>\$ 13,600,000</u>



Organizational Structure

Main Street Projects LLC will be the developer of the Armory Project. The real estate will be purchased through a single purpose LLC. This is the same structure we used in the re-development of Mechanics Mill and the Bradford Durfee Textile School. Alan Macomber is the sole member of Main Street Projects LLC.

Brownfield Development Experience

The developer has re-developed brownfield sites totaling ten acres and 300,000 SF of repurposed space.

Regulatory Actions and Litigation

None.



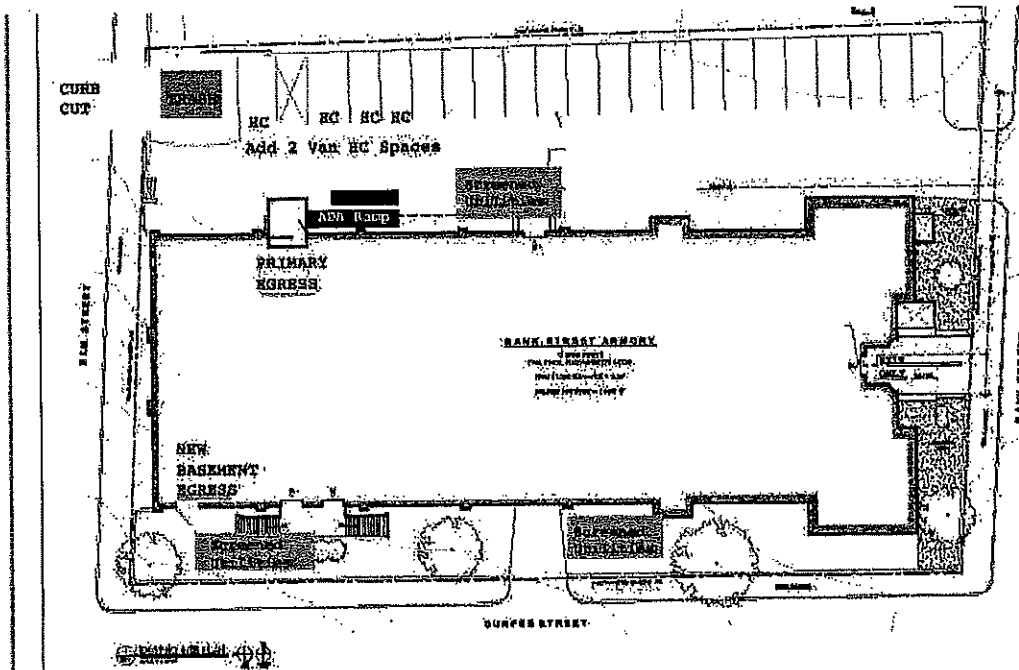
Main Street Projects
Re-imagining Historical Properties

3

Appendices



Proposed Site Plan



- Primary accessible entrance moved to existing northeast egress. Front entrance to become exit only in order to forego changes impacting historic character.
- Basement level egress added to northwest corner.
- Curb cut added to Elm Street.
- Drill Hall will not facilitate roof top units. Heat pump compressors to be hidden with a screened fencing.
- On-site parking space count 22. Additional parking can be provided at 10 Durfee Street in order to meet zoning ordinance parking load requirements.

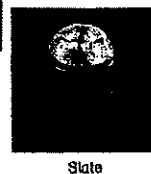
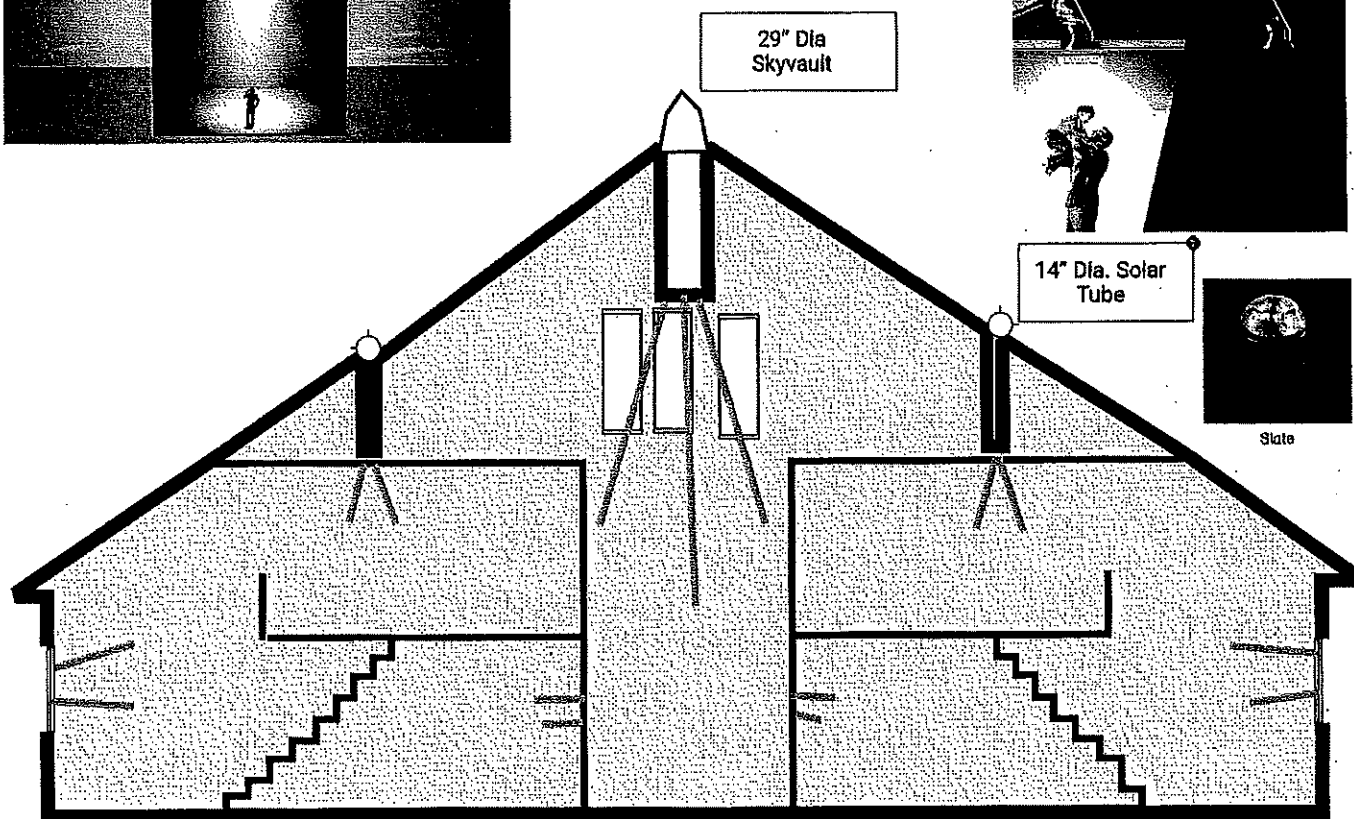
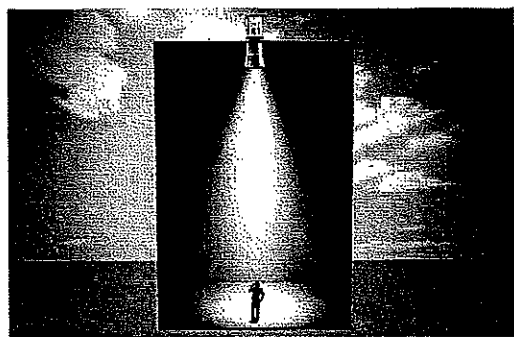
Drill Hall Concept

72 Bank St, 02720 Fall River, MA, United States
FLOORS: 1



▼ 1st Floor

Drill Hall Daylighting System



Slate

0' 4' 8' 12' 16' 20' 1:127
Page 1/1

3

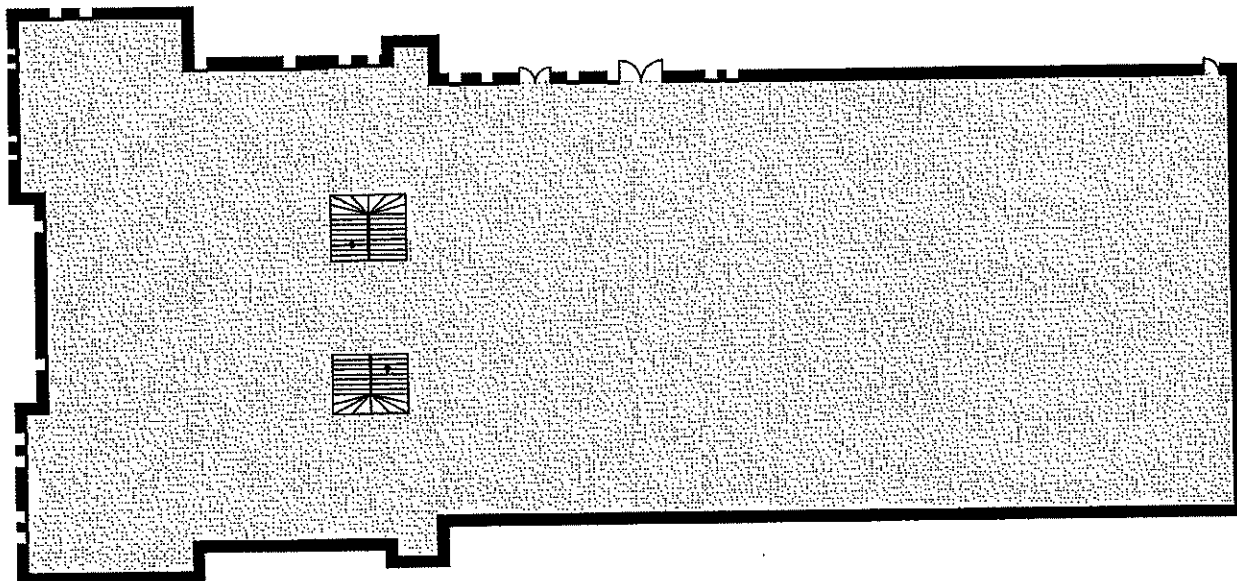
Bank Street Armory

72 Bank St, 02720 Fall River, MA, United States
FLOORS: 5

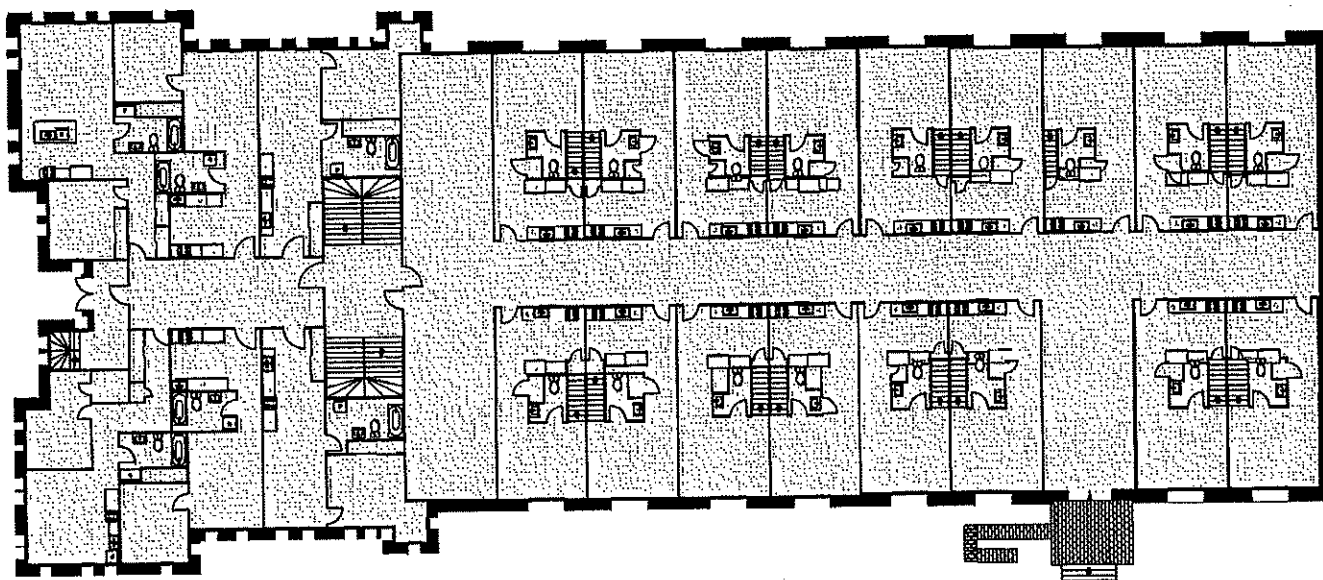


SUBMITTED BY Main Street Projects
alanmacomber@gmail.com

▼ Ground Floor



▼ 1st Floor



0' 16' 32' 48' 1:352
Page 1/3

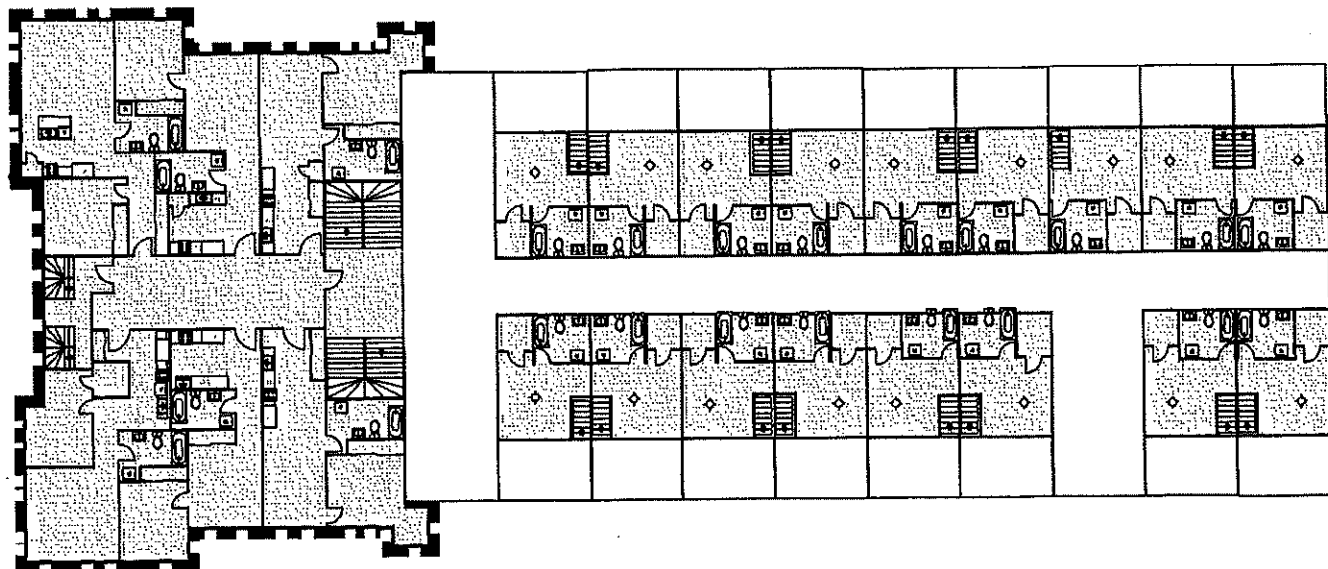
Bank Street Armory

72 Bank St, 02720 Fall River, MA, United States
FLOORS: 5

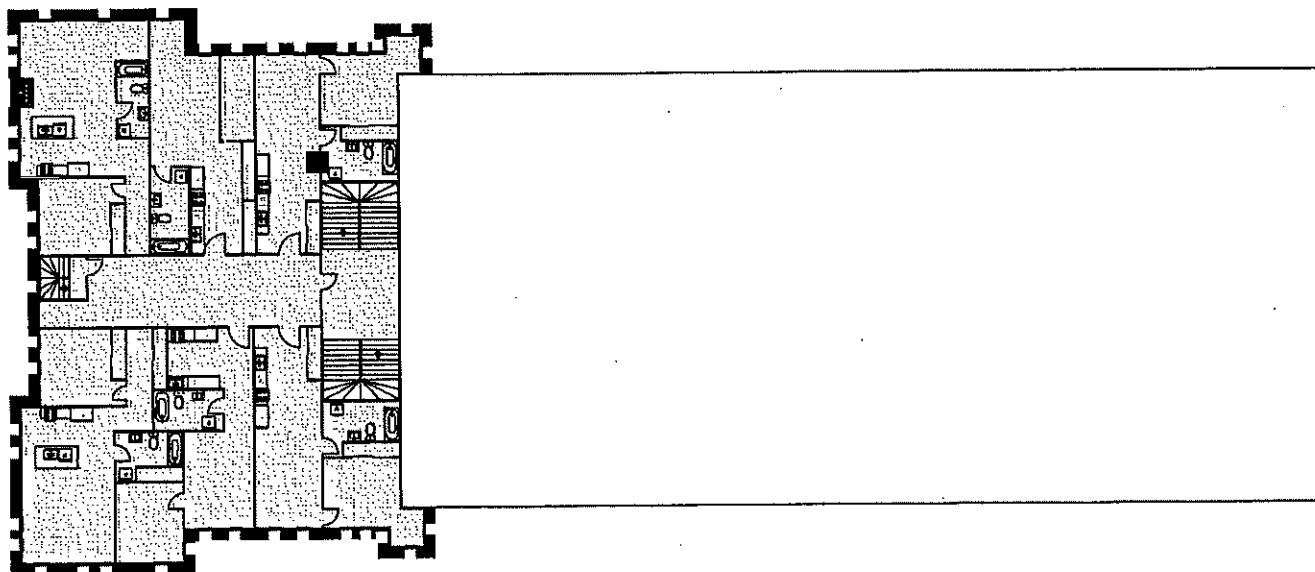


SUBMITTED BY Main Street Projects
alanmacomber@gmail.com

▼ 2nd Floor



▼ 3rd Floor



0' 16' 32' 48'

1:352

Page 2/3

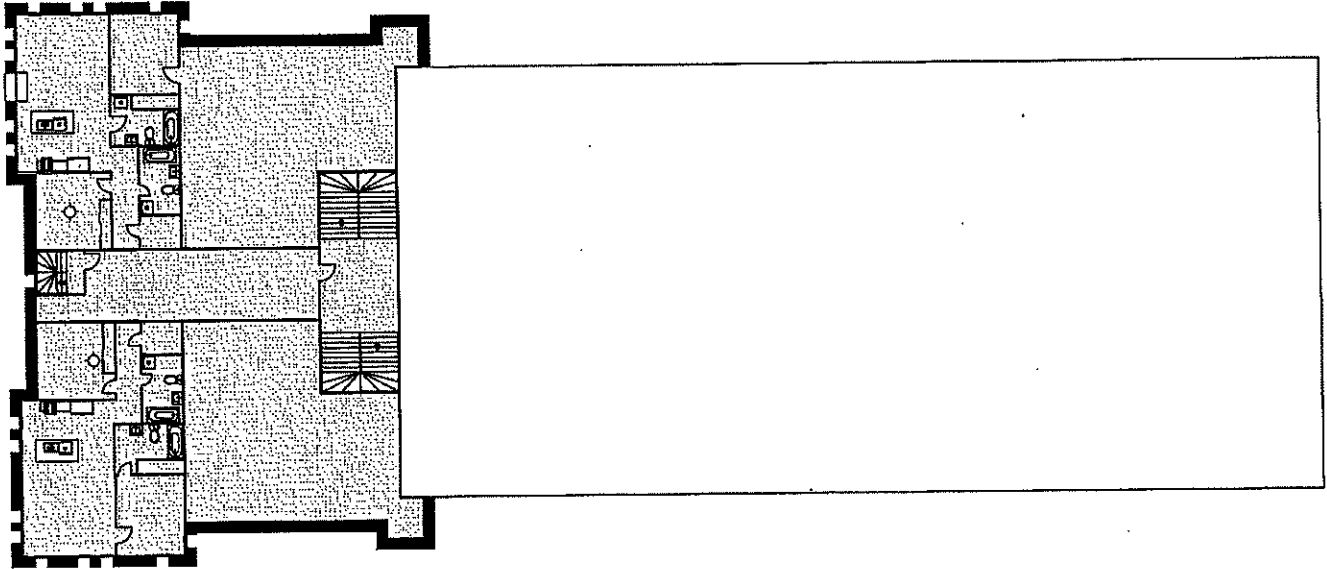
Bank Street Armory

.72 Bank St, 02720 Fall River, MA, United States
FLOORS: 5



SUBMITTED BY Main Street Projects
alanmacomber@gmail.com

▼ 4th Floor



0' 16' 32' 48' 1:352

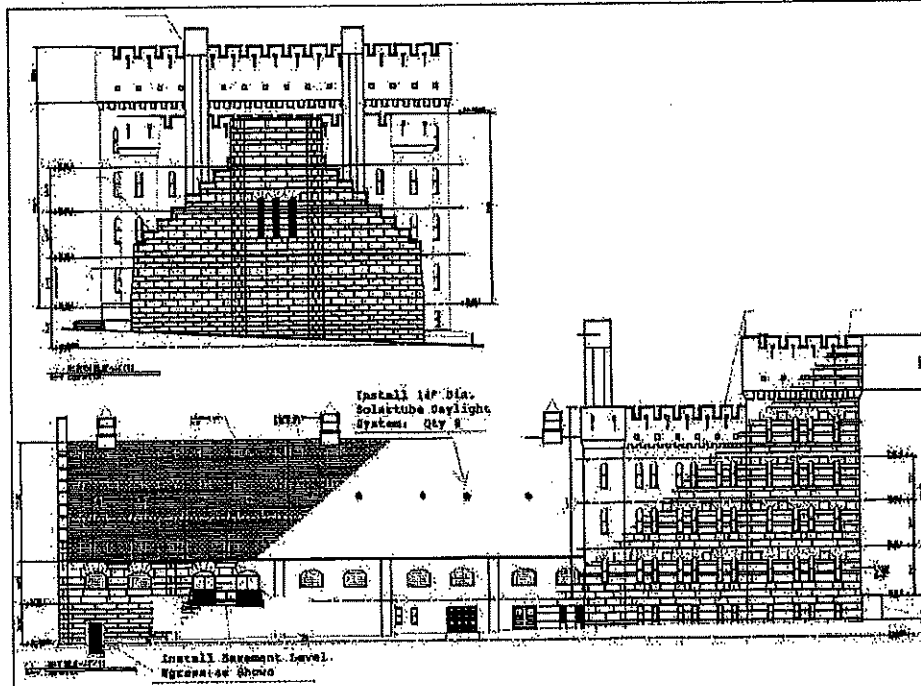
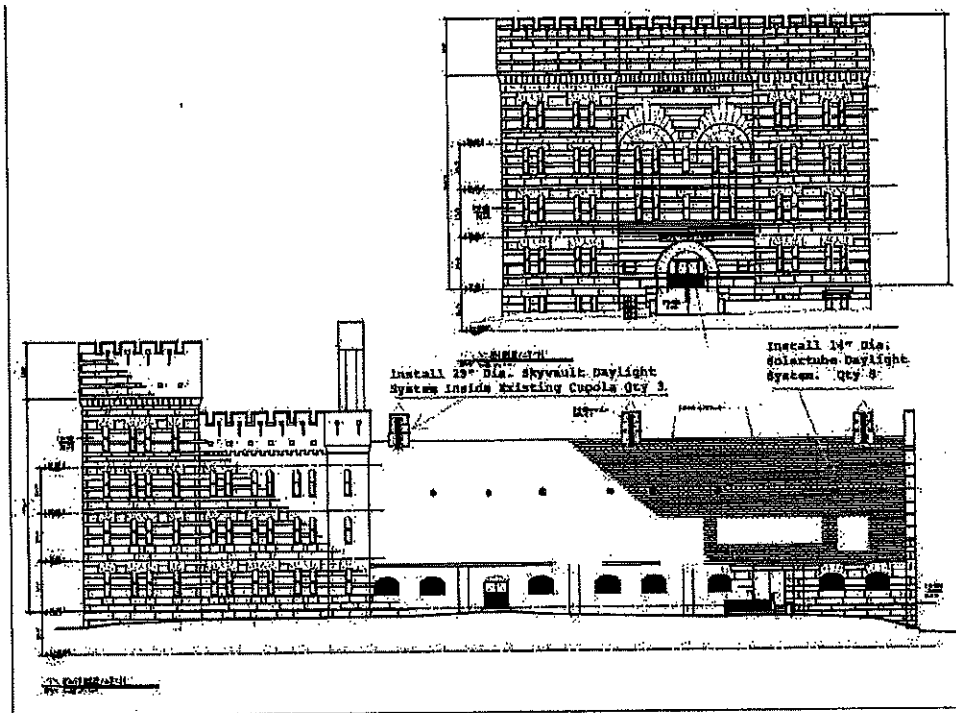
Page 3/3



Main Street Projects
Re-imagining Historical Properties

Two Bank Street
Fall River, MA 02720

Minimal Impact to Historic Façade





Main Street Projects
Re-imagining Historical Properties

Two Bank Street
Fall River, MA 02720

3

Main Street Projects

3/17/2023

Multifamily

Bank Street Armory

Surface Area Sq. Ft.

Ground Floor	16,227
1st Floor	17,538
2nd Floor	12,446
3rd Floor	5,834
4th Floor	5,859
	<u>57,905</u>

Living Area Sq. Ft.

Ground Floor	7
1st Floor	16,224
2nd Floor	10,412
3rd Floor	5,139
4th Floor	3,067
	<u>34,842</u>

Wall Area sq ft 145,137

Electric Supply AMP 1500

Floors	5
Rooms	287
Bedrooms	39
Bathrooms	54
Dishwasher	37
Electric Stove	37
Two-door Refrigerator	37
Stacked Washer and Dry	37
Bypass Door	27
Double Hinged Door	4
Hinged Door Interior	146
Hinged Door Apartment	37
Solar Tubes	19
Skyvault	3
Electric Water Heater	37
150 AMP Metered Load	37
300 AMP Metered Load	1
3 Ton Heat Pump System	37
12 Ton Heat Pump System	1
Electric Hot Water Heater	37
Vanity Sink	39
Rectangular Sink	17
Back-to-wall Bath	39
Double Sink	37
Toilet	56
12/12 Window	20
1/1 Window	168
Fixed Window	17

3

Attachment "A"

RFP # 23-05

Sale of Bank Street Armory
72 Bank Street, Fall River, Massachusetts
Parcel ID# N10-0048

PRICE PROPOSAL

<u>Property</u>	<u>Suggested Minimum Bid Price</u>	<u>Proposed Purchase Price</u>
72 Bank Street Fall River, MA N10-0048	\$ 200,000.00	\$ 200,000.00

If the Proposed Purchase Price is less than the Suggested Minimum Bid Price of \$ 200,000.00 then this Price Proposal must be accompanied by a written detailed explanation by the bidder as to how the current condition of the Property adversely affects the minimum suggested bid and why the amount proposed by the bidder is reasonable in light of said conditions. Unless accompanied by such written explanation, a Price Proposal containing a Proposed Purchase Price of less than \$ 200,000.00 will be deemed non-responsive.

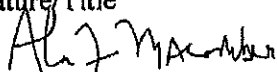
Name: Main Street Projects, LLC

Address: Two Bank Street, Suite 10
Fall River, MA 02720

e-mail: alanmacomber@gmail.com

Tel#: 508-989-3386

By: Alan F. Macomber, Managing Member
Signature/Title



Date _____

Attachment "D"
**COMMONWEALTH OF MASSACHUSETTS CORPORATE
OR OTHER LEGAL ENTITY CERTIFICATE OF TAX COMPLIANCE**

Pursuant to the requirements of G.L. c. 62C, s. 49A, the undersigned does hereby state the following:

I, Alan F. Macomber, as the Managing Member of Main Street Projects LLC, whose principal place of business is located at Two Bank Street, Suite 10, Fall River, MA 02720 do hereby certify under the penalties of perjury that, to the best of my knowledge and belief, the above named corporation/firm is in compliance with all laws of the Commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting child support.

Federal Identification
Number:

85-0547102

Company Name: Main Street Projects LLC

Address: Two Bank Street, Suite 10
Fall River, MA 02720

BY: Alan F. Macomber
Name of Company Officer (printed)

Alan F. Macomber
Signature

3/16/23
Date

Attachment "F"
CERTIFICATE OF NON-COLLUSION

The undersigned certifies under penalties of perjury that this Proposal has been made and submitted in good faith and without collusion or fraud with any other person. As used in this certification, the word "person" shall mean any natural person, business, partnership, corporation, union, committee, club or other organization, entity or group of individuals.

Alan F. Macomber

Signature of individual submitting bid



Main Street Projects LLC

Name of business/organization

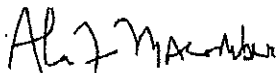
3/16/23

Date

Attachment "H"
ACKNOWLEDGEMENT OF SOLICITATION REQUIREMENTS

As evidenced by the signature of the Proposer's authorized signatory below, the Proposer certifies that it has read and understands the Request for Proposal 23-05 - Bank Street Armory, Fall River and understands the requirements of the solicitation.

The Proposer expressly acknowledges RFP Addendum #: none and further expressly acknowledges that said Addendums have been read and that Proposer's Response has been made in light of the information contained in said Addendums.



Proposer's Authorized Signatory

Main Street Projects LLC
Printed Name

3/16/23

Date

Managing Member
Title

3

Attachment "I"
TAX STATUS AND HISTORY DISCLOSURE*

The undersigned states that the Proposer, Main Street Projects LLC, is not delinquent in the payment of taxes on any property in the City of Fall River or is current in a pre-existing repayment agreement with the City of Fall River Treasurer's Office. The undersigned further states that the City of Fall River has never foreclosed on property owned by the Proposer.

If Proposer is Corporation, LLC or Trust:

Company Name: Main Street Projects LLC

BY: Alan F. Macomber
Name of Company Officer (printed)

Alan F. Macomber
Signature

3/16/23
Date

If Proposer is an Individual or Partnership:

Signature

Proposer's Name (printed)

Date

* If Proposer is delinquent in the payment of taxes on any property in the City of Fall River, or is not current in a pre-existing repayment agreement with the City of Fall River Treasurer's Office, or the City of Fall River has foreclosed on property owned by the Proposer, state the circumstances of same below. (Attach additional sheets, if necessary.)

3

Attachment "J"
HEALTH AND BUILDING CODES VIOLATIONS DISCLOSURE*

The undersigned states that the Proposer, Main Street Projects LLC, has never been cited by the City of Fall River, and has never owned any property in the City of Fall River that has been cited, for a violation of the Health Code or Building Code. I further state that the Proposer does not currently own any property in the City of Fall River on which there are outstanding Health or Building Code violations.

If Proposer is Corporation, LLC or Trust:

Company Name: Alan F. Macomber
BY:

Name of Company Officer (printed)

Alan F. Macomber
Signature

3/16/23
Date

If Proposer is an Individual or Partnership:

Signature

Proposer's Name (printed)

Date

*If Proposer has been cited by the City of Fall River, or has owned any property in the City of Fall River that has been cited, for a violation of the Health Code or Building Code, or currently owns any property in the City of Fall River on which there are outstanding Health or Building Code violations, state the circumstances of same below. (Attach additional sheets, if necessary.)



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2023 JUL 13 P 12:33

CITY CLERK _____
FALL RIVER, MA

July 13, 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 consideration please find a request for Bristol County ARPA funding in the amount of \$450,000.00 to be used for the preliminary design efforts in Stafford Square.

Thank you for your consideration and as always I am available for any questions or concerns you may have regarding this matter.

Sincerely,

Paul E. Coogan
Mayor

PC/amos



PAUL E. COOGAN
Mayor

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



PAUL J. FERLAND
Administrator

July 12, 2023

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

RE: Proposed spending of the American Rescue Plan Act of 2021 – County Allocation
Stafford Square Preliminary Design

Dear Mayor Coogan:

The request for ARPA funding for the Stafford Square design will allow the city to continue with preliminary design efforts in this long troubled area. We began with a feasibility study in this area under the current ACO with EPA. This study was completed and ARPA funding will allow us to take the next steps needed.

We have additional grant applications pending with MassWorks for work that will take this preliminary design to full design and a grant application with FEMA through the BRIC Program for construction. There has not been any approval of these applications but without this funding we will not be able to take those next steps should the grants be approved.

The requested funding is in the amount of \$450,000.00 for the attached scope of work.

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

Sincerely

Paul J. Ferland, EIT
Adm. of Community Utilities

PJF/omc
Attachment

AMENDMENT NO. 3
TO
AGREEMENT BETWEEN
CITY OF FALL RIVER, MASSACHUSETTS
AND
WRIGHT-PIERCE
FOR
THE PLANNING/ DESIGN/ CONSTRUCTION MANAGEMENT OF VARIOUS
WASTEWATER AND STORMWATER INFRASTRUCTURE PROJECTS

This AMENDMENT made the _____ day of _____, 2023 by and between City of Fall River, Massachusetts, (hereinafter called CLIENT), and WRIGHT-PIERCE (hereinafter called ENGINEER).

WHEREAS, an Agreement was entered on October 4, 2017 between the CLIENT and ENGINEER, which Agreement is entitled THE PLANNING/ DESIGN/ CONSTRUCTION MANAGEMENT OF VARIOUS WASTEWATER AND STORMWATER INFRASTRUCTURE PROJECTS (hereinafter referred to as AGREEMENT).

WHEREAS,

NOW, THEREFORE, in consideration of said AGREEMENT and other good and valuable considerations, it is hereby agreed and acknowledged by and between CLIENT and ENGINEER to amend the AGREEMENT as follows:

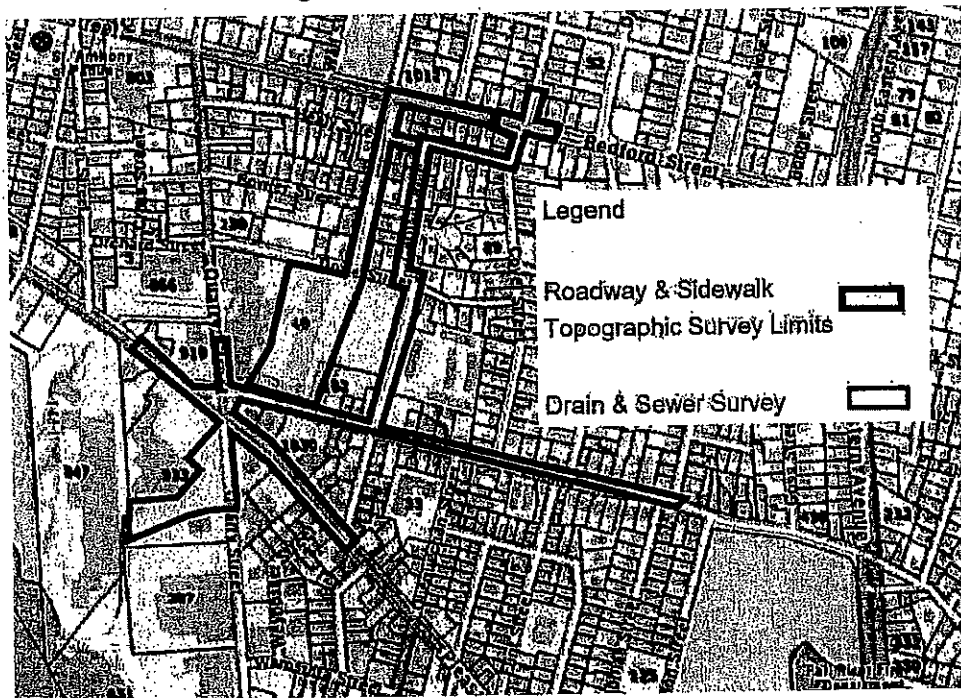
1. The AGREEMENT shall be amended to include this AMENDMENT, a copy of which shall be attached thereto and made a part thereof.
2. The scope shall be as described and shall include services required to support the Federal Emergency Management Agency (FEMA) Building Resilient Infrastructure and Communities (BRIC) and Hazard Mitigation Grant Program (HMGP) grant applications that were submitted to the Massachusetts Emergency Management Agency (MEMA) in December 2022. Services described below include the following:
 - A. Funding Assistance
 1. MEMA and FEMA grant applications
 - a) Complete BRIC and HMGP application packages including the following:
 - i. Benefit Cost Analysis revisions and preparation of final supporting documents package including methodology report.
 - ii. Completion of final Environmental Compliance Package and applicable sections including historic, archeological, endangered species, floodplain, hazardous materials and environmental justice sections.
 - iii. Preparation of technical feasibility memorandum in BRIC format

- iv. Cost study
- v. Schedule
- vi. Revised preliminary design report to match current construction program
- vii. Technical and Qualitative Criteria Memorandum
- viii. HMGP Scope of Work Package
- b) Prepare and participate in meetings with the CLIENT, MEMA and MEMA's consultants to obtain comments and clarifications on applications.
- c) Revise applications to address MEMA and CLIENT comments.
- 2. One Stop For Growth
 - a) Assist the CLIENT with the request for design phase funding through the MassWorks program.
 - b) Prepare a detailed design and permitting scope and cost estimate for the 25 percent and Final Design Phases.
 - c) Assist the CLIENT with preparing an Expression of Interest for (march 17, 2023 deadline)
 - d) Assist the CLIENT with preparing the Full Application
- B. Economic Analysis
 - 1. Subconsultant FXM Associates will conduct a market overview and economic and fiscal impact assessment of mitigating chronic flooding in Stafford. The task will include:
 - a) Research and review of available planning documents.
 - b) Perform housing demand modeling and retail gap analysis.
 - c) Estimate of the potential SF absorption of residential rental units and retail uses.
 - d) Estimate positive impacts on job creation, wages, business sales and city property taxes.
 - e) Prepare report with findings.
 - 2. ENGINEER will compile existing property and valuation data for FXM's use and coordinate FXM's services.
- C. Wetlands Assessment: Subcontract with a wetlands scientist to conduct wetlands identification and resource mapping for the proposed work in the White Brook channel and within the wetlands protection buffers. ENGINEER will meet wetlands scientist onsite and coordinate wetland scientist's services.
- D. Topographic survey within Public Right of Ways

ENGINEER will provide surveyor with all applicable sewer, water and drainage record drawings and record cards.

Subconsultant, Samiotes Consultants, will perform professional land surveying services as defined below and as shown in the graphic below.

1. Roadway and Sidewalk Limited Topographic Survey & Plan: Conduct a limited topographic survey including topography, and utility research and compilation for the roadways and sidewalks, limited as shown on the survey limits sketch, unless listed otherwise in the Survey Schedule. Existing underground utilities will be shown at a Quality Level C of the Standard Guidelines for the Collection and Depiction of Existing Subsurface Utility Data (38-02) by the American Society of Civil Engineers. Site Control Worksheet: Surveyor will return to the site to recover and establish control points. Surveyor will prepare a site control worksheet displaying control point coordinates (Northing, Easting, Elevation) and benchmarks. This scope assumes four (4) control points and two (2) benchmarks. Boundary retracement survey and/or the setting of markers at lot corners are not considered a part of this service.
2. Drainage and Sewer Survey: Samiotes will conduct a limited utility survey including the rim location and invert measurements of accessible sewer and drain manholes in the White Brook drainage corridor as shown on the survey limits sketch.



E. Initial Property Owner Coordination

1. Prepare materials for and participate in an informational meeting with owners of properties that will require easements for new drainage infrastructure including 933, 1001 and 1030 Pleasant Street. The purpose of the meeting will be the following:
 - a) Present the conceptual design and the benefits from the flood mitigation improvements.

- b) Discuss the plans for street improvements, traffic signals, crosswalks and utility replacement.
- c) Discuss the temporary and permanent requirements for the culvert corridor.
- d) Determine if the easements required for the conceptual route of the large box culvert crossing these properties will be granted and any considerations that should be applied to the design.
- e) Request available property plan information such as boundary plans, survey plans and plans for future improvements.
- f) Discuss the schedule and next steps in the process:
 - i. Completing street and utility survey for the entire project
 - ii. Preliminary traffic analysis
 - iii. Developing first iteration of engineering plans with approximate box culvert routing in the three properties
 - iv. Performing topographic survey of the three properties
 - v. Prepare drawings with draft easement limits for property owner review
 - vi. Meet in person to discuss the project and easement updates

F. Preliminary Design

1. Private utility research
 - a) Obtain existing information from NGRID, Liberty Utilities, Comcast, Verizon, etc.
2. Upon receipt of the survey drawing, perform the following tasks:
 - a) Field check survey
 - b) Check the interpretation of public and private utilities in the survey and redline items that require revisions or additional investigation utilizing subsurface utility engineering (SUE) that will be performed in a later phase of design.
3. Conceptual Utility Plans
 - a) Develop preliminary drainage, sewer and utility layout plans, drawn at 20-scale
 - b) Assess vertical and horizontal utility conflicts and revise drawings to address conflicts
4. SWMM model updates – finalize the hydrologic model of Stafford Square stormwater and combined sewerage systems.
5. Prepare closed drainage calculations, including inlet capacity and gutter spread analysis.
6. Prepare sewer hydraulic calculations.
7. Develop preliminary profiles for the drainage and sewers mains at a scale of 1"=20' Horizontal and 1" = 5' vertically.

8. Prepare approximate drainage easement limits on 933, 1001 and 1030 Pleasant Street for discussion with property owners.
9. Conceptual Roadway Improvement Plans
 - a) Develop preliminary roadway and sidewalk improvement plans at a scale of 1" = 20' including curb cuts, street trees and tree box filters
10. Prepare updated opinion of probable construction costs.

G. Property Owner Coordination and Follow-up Meeting

1. Prepare materials for and participate follow-up informational meeting with owners of properties that will require easements for new drainage infrastructure including 933, 1001 and 1030 Pleasant Street. The purpose of the meeting will be the following:
 - a) Present the first iteration of engineering plans with preferred box culvert routing and easement limits in the three private properties.
 - b) Discuss the temporary and permanent requirements for the culvert corridor.
 - c) Request right to perform property topography and utility surveys and boundary surveys and preparation of easement drawings suitable for recording at the registry of deeds.

H. Preliminary traffic design

1. Preliminary traffic design shall be performed by Bryant Associates and shall include the following subtasks:
2. Traffic Turning Movement Counts: Counts will be undertaken on a weekday from 6:00 A.M. to 6:00 P.M. at the five-legged intersection of Pleasant Street, County Street, and Quarry Street. If it is determined that additional days or intersections/locations will require traffic turning movement counts (or traffic speed/volumes using road tubes), it will be accomplished by supplemental agreement.
3. Data Collection and Review: Plans for the proposed project, as well as for the existing roadways and intersections in the area, will be acquired and reviewed. Bryant will coordinate with the City to obtain record plans for the existing traffic signal. Traffic crash data for a three-year period in the vicinity of the intersection will be acquired from the Fall River Police Department.
4. Field Review: Information, including roadway widths and geometry, existing traffic control devices and signal equipment, utility locations, existing sight distances, traffic operations, and other pertinent data, will be obtained from a field review at the five-legged intersection of Pleasant Street, County Street, and Quarry Street.
5. Analysis: Crash data will be reviewed to determine the existence of any unsafe conditions that could be addressed by intersection improvements. Capacity analysis of the signal will be calculated under existing conditions. Bryant will investigate potential improvements for the signal and intersection including signal retiming and updated pedestrian accommodations. Capacity analysis of the signal will also be calculated under proposed conditions.

6. Report: A report will be prepared describing the data collection, analysis, and conclusions and recommendations resulting from the analysis.
7. Feasibility Sketch: Bryant will develop a feasibility sketch to depict the implementation of the signalization/intersection improvements.
8. Prepare planning level cost estimate for the intersection improvements.
9. Prepare powerpoint slides that will be used to discuss the intersection improvements for inclusion in a public presentation on the project.
10. Participate in 1 in-person night meeting to present intersection improvements concept along with the overall project (presented by others).
11. Participate in 4 one-hour Teams conference calls.

I. Private Parcel Topographic and Boundary Survey and Easement Plan Preparation

1. Surveyor will perform the following tasks for 933 Pleasant Street (Plaza), 1001 Pleasant Street (vacant bank) and 1030 Pleasant Street (U-Haul):
2. Topographic Survey & Plan: Surveyor will conduct a topographic survey including topography, utility research and compilation for this property. Existing underground utilities will be shown at a Quality Level C of the Standard Guidelines for the Collection and Depiction of Existing Subsurface Utility Data (38-02) by the American Society of Civil Engineers. Please note that a boundary retracement survey and/or the setting of markers at lot corners are not considered a part of this service.
3. Boundary & Easement Plan: Surveyor will perform a boundary retracement survey to determine the existing perimeter boundary line of the subject property. Surveyor will prepare an Easement plan suitable for recording with the Bristol County Registry of Deeds. This plan will be prepared on a Mylar and will be certified and signed by a Registered Professional Land Surveyor. A Mylar original and paper copies will be delivered to the CLIENT. Recording the original will be by CLIENT.

J. Meetings and calls with the CLIENT and FEMA

1. Participate in 4 meeting and calls with CLIENT and project team including preparing meeting materials and minutes.

K. Public outreach assistance

1. In addition to the property owner coordination meetings, participate in 2 public outreach meetings including preparation of graphic boards, powerpoint presentations and handouts for the participants.

3. Scheduling

- A. Services within this amendment shall be performed within 8 months after the date of CLIENT authorization.

4. The fee shall be increased from \$500,000 to \$950,000 for the services described herein in accordance with following approximate breakdown.

Task	Labor	Expenses	Sub-consultants	Proposed Fee
Funding Assistance (1)	\$49,000	\$1,000	\$0	\$50,000
Economic Analysis	\$2,000	\$0	\$17,000	\$19,000
Wetlands Assessment	\$1,000	\$0	\$8,000	\$9,000
Topographic survey within Public Right of Ways	\$5,000	\$1,000	\$37,000	\$43,000
Roadway and Sidewalk Limited Topographic Survey	\$3,000	\$1,000	\$9,000	\$13,000
Initial Property Owner Coordination	\$8,000	\$0	\$0	\$8,000
Preliminary Design	\$184,000	\$3,000	\$0	\$187,000
Property Owner Coordination Follow-up Meeting	\$8,000	\$1,000	\$0	\$9,000
Preliminary Traffic	\$2,000	\$0	\$28,000	\$30,000
Private Parcel Topographic and Boundary Surveys and Easement Plan Preparation	\$5,000	\$0	\$44,000	\$49,000
Meetings	\$12,000	\$1,000	\$0	\$13,000
Public Outreach Meetings and Preparation	\$19,000	\$1,000	\$0	\$20,000
TOTAL	\$298,000	\$9,000	\$143,000	\$450,000

Note: The fee for funding included \$37,000 for unbilled services related to preparation of FEMA funding applications.

Assumptions:

1. Police Details, if required, will be paid for by the CLIENT.

IN WITNESS WHEREOF, the parties hereto have made and executed this AMENDMENT to said AGREEMENT as of the day and year first above written.

CLIENT:

WRIGHT-PIERCE:

By,

By,

Paul F.
Birkel

Digitally signed by Paul F. Birkel
DN: cn=Paul F. Birkel, o=Wright-
Pierce, email=paul.birkel@wright-
pierce.com
Reason: Fall River, MA - Sanford
Square Amendment
Date: 2023.07.10 10:12:50 -0400

Name: Paul E. Coogan

Name: Paul F. Birkel, P.E.

Title: Mayor of the City of Fall River

Title: President

Date: _____

Date: _____

Approved as to Form and Manner of Execution Only:

Corporation Counsel

Administratively Reviewed and Approved:

Adm. of Community Utilities

City Administrator

City Auditor

Director of Purchasing

GL # _____ Req# _____

Date: _____

Address for
giving notices:

City of Fall River
One Government Center
Fall River, MA 02733

Wright-Pierce
10 Dorrance Street, Suite 840
Providence, Rhode Island 02903

Standard City of Fall River Signing Form, 1-16-19

5



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

PAUL E. COOGAN
Mayor

RECEIVED

2023 JUL 13 P 12:33

CITY CLERK _____
FALL RIVER, MA

July 13, 2023

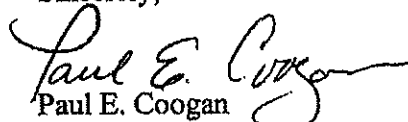
City Council President
Member of the Honorable Council
City of Fall River
One Government Center
Fall River, MA 02722

Dear Councilor President and Members of the Honorable Council:

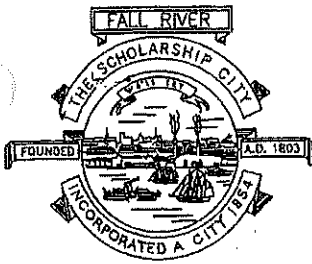
Attached for your consideration please find a request for Bristol County ARPA funding in the amount of \$3,000,000.00 to be used for the city's participation in the Route 79 project to upgrade the drainage system and other improvement in this area.

Thank you for your consideration and as always I am available for any questions or concerns you may have regarding this matter.

Sincerely,


Paul E. Coogan
Mayor

PC/amos



PAUL E. COOGAN
Mayor

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



PAUL J. FERLAND
Administrator

July 12, 2023

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

RE: Proposed spending of the American Rescue Plan Act of 2021 – County Allocation
Route 79 Project

Dear Mayor Coogan:


ARPA funding for the city participation of the Route 79 project is hereby requested. As part of the Route 79 corridor improvements the city is upgrading the drainage system and other improvements to better improve the area.

The requested amount of \$3,000,000.00 would be the additional funding that the City Council allocated for water and sewer projects from Bristol County funding.

Please see the attached Route 79 funding Plan.

Please contact me with any questions you may have in relation to the project.

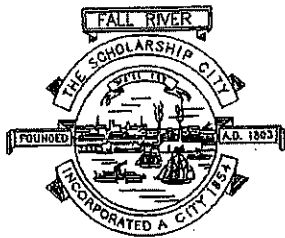
Sincerely,


Paul J. Ferland, EIT
Adm. Community Utilities

PJF/omc

Item Number	Function	Totals
Special MH and Box Culvert sections	Future Sewer separation	\$5,327,609.76
City CSO Work	Davol Street CSO chambers	\$3,280,000.00
CCTV Sewer Line	Sewer Line Inspection	\$267,300.00
Landscaping	Upgrades to landscaping	\$1,282,359.80
Highway Lighting	Upgrade to matching period lighting	\$983,670.24
Underground Storage Chambers	For Parking in the president ave Area	\$742,559.40
Total		\$11,883,499.20
Function	Requested	Funded
CSO Federal Ear Mark	Awarded	\$3,452,972.00
MassWorks	Accepted By City Council	\$2,000,000.00
BCC ARPA	Approved by City Council (Sport Program Swap)	\$2,000,000.00
BCC ARPA	To be submitted to City Council Sewer	\$0.00
City ARPA	Approved By ARPA Committee	\$1,430,527.20
Total	\$11,883,499.20	\$3,000,000.00
	Balance Left to Fund	

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

RECEIVED

2023 JUL 13 P 3:26

PAUL E. COOGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

July 13, 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 please find a brief explanation of the Bus Electrification Project, along with a 5 year School Transportation Agreement with Whaling City Transit which is the partner for the first round of the grant award that the City has received to date. This request will be before the Fall River School Committee for consideration on Monday, July 17, 2023.

Thank you for your consideration and as always I am available for any questions or concerns you may have regarding this matter.

Sincerely,


Paul E. Coogan
Mayor

PC/amos

City of Fall River, *In City Council*

ORDERED, under the provisions of M.G.L. c. 30B § 12(b), that the School Committee be and is hereby authorized to enter into a five-year contract for transportation services with Whaling City Transit.



ALLIANCE EDUCATION ASSOCIATES, LLC

P.O. Box 60548
Longmeadow, MA 01116

July 12, 2023

FALL RIVER SCHOOL BUS ELECTRIFICATION PROJECT

BACKGROUND

The City of Fall River is currently considered a high priority city by both the Environmental Protection Agency (EPA) and the Massachusetts Clean Energy Center (MassCEC) for both water and air quality improvement. Current asthma and other respiratory ailments among children in Fall River are currently more than twice the State average. As would be expected children with handicapping conditions are the most vulnerable.

The City of Fall River has made a commitment to reducing emissions and reducing its reliance on fossil fuel, while improving the overall health and welfare of its citizens.

The City/School Department currently contract for the following number of school buses and vans:

CONTRACTOR	SERVICE	NO.	TYPE
		BUSES	
WHALING CITY TRANSIT	ID SNT	29	49 PASS
	ID SNT	14	49 PASS
	ID SNT	2	20 PASS
AMARAL TRANSPORTATION	ID RNT	12	71 PASS
	ID RNT	8	71 PASS
		VANS	
TROMBLY TRANSPORTATION	OD SNT	13	7D VAN
	OD SNT	14	7D VAN
	HMV	10	7D VAN
FISHER TRANSPORTATION	ATH	5	71 PASS

GRANT HISTORY

As part of the EPA Clean School Bus Rebate Program application, the City was required to identify and describe the diesel buses which would be replaced by the electric buses for which funding was being requested. Vehicle Identification Numbers (VIN) of those buses being replaced were required to be submitted with the application. Since the City contracts all of its associated school transportation services, a public-private partnership was required in order to proceed. The following factors led to the selection of Whaling City Transit buses for replacement:

- Reducing the number of diesel buses operating within the inner City was most desirable.
- Reducing diesel emissions for students with handicapping conditions was most desirable.
- 53 passenger buses were selected, as they are the largest bus capable of navigating City streets (especially during the winter) in order to provide the required door-to-door special education transportation.
- Because it is regular transportation, the Amaral contract could not legally be extended in order to meet the grant 5-year service commitment. MGL 30B restricts bidding a service contract until the last year of the contract (July 2024).
- Given the length and amount of time required for out of district special education and homeless transportation, compared to the current battery life for 7D vans, extending the Trombly out of district special education transportation contract was not feasible at this time.
- Whaling City Transit has provided high quality in district special education transportation services, at a reasonable cost to the City for over 10 years.
- BOTH the City and the participating Contractor are required to commit for the operation of the provided electric buses for a minimum of 5 years.
- The current contract for those in district special education transportation services expires in 2 years.
- The City will lease the electric buses to the participating Contractor for \$ 25.00 per bus per day: the equivalent per day capital cost of a diesel bus. (\$ 225,000 over the 5 years).
- The regular transportation contract is NOT exempt from bidding and must be rebid in 2024 (it is expected that the replacement of diesel buses will be integrated into the next bid specifications and future contract for regular transportation).
- Since special education transportation is exempt from bidding under MGL Ch. 30B, the City could negotiate for the extension of the current in district special education transportation contract.

Based upon the preceding, the City chose to partner with the Contractor providing the In District Special Education Transportation (Whaling City Transit) for Phase I of the School Bus Electrification Program and presumably thereafter should funding continue.

In **August of 2022**, the City applied for EPA rebate program funds for the replacement of 11 old diesel buses with electric buses. Consistent with the highest priority (inner City and serving students with handicapping conditions), the buses selected for replacement were/are providing in district special education transportation.

In **November 2022**, the City was awarded an EPA rebate grant of \$ 3,675,000, under the Clean School Bus Rebate Program, for the replacement of 11 old large and small diesel buses with

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electric buses. The rebate program provides \$ 375,000 per bus plus an additional \$ 20,000 per bus for technical assistance and infrastructure (chargers, etc.).

In addition to the EPA rebate, the City also applied and received an additional \$ 2,000,000 from the MassCEC to support ongoing technical assistance and the necessary infrastructure improvement to support electric school bus deployment and complement the EPA's Clean School Bus Rebate Program.

Subsequent to the award, the rebate application was revised to include 10 large school buses. This revision was approved in April by both the EPA and CEC.

REVISED PROJECT BUDGET

NO. BUSSES	REBATE AMT.
10	\$ 3,660,000
Infrastructure	\$ 200,000
EPA Rebate Total:	\$ 3,860,000
MassCEC Grant	\$ 2,000,000
TOTAL BUDGET:	\$ 5,860,000

NOTE: By accepting both the EPA rebate and the MassCEC grant, both the City and the selected Contractor agree to operate the replacement electric buses for a minimum of 5 years from their date of initial service.

Phase II of the EPA Rebate Program has been issued with a deadline for submission of August 27th. Under Phase II, the City, as a priority, the city is eligible for a minimum of 15 additional electric buses at a rebate amount of \$ 395,000 per bus (\$ 5,925,000). In addition, MassCEC expects to continue to provide funds to support additional infrastructure development.

IMPLEMENTATION

Subsequent to the EPA and MassCEC awards, the City Purchasing Office developed bid specification for the purchase of 10 electric school buses and the requisite chargers and operational software. Because the buses currently perform midday routes, it was necessary to specify Level III high speed chargers. The buses need to be quickly charged prior to their mid-day routes and again before their afternoon routes.

Subsequent to the award of both the EPA Rebate and MassCEC grant, City Purchasing issued Ch. 30B compliant bid specifications (February 2023) for the requisite electric buses and necessary chargers and operational software. Bids were opened on March 9th with an award by the City Council on April 11th. DeVivo Bus Sales was the lowest responsive and responsible bidder at the following prices:

10 -53 Passenger Buses	\$	362,860	\$	3,628,600
5-Level III Dual Chargers/Software	\$	79,159	\$	395,795
TOTAL:			\$	4,024,395

Subsequent to the award for the purchase of the buses and chargers, a current City Contractor (Ameresco) was selected to manage the necessary infrastructure improvements to the Whaling City parking lot, where the selected special education buses are being housed (See Attached).

The current cost of the charger and installation and infrastructure is estimated at approximately \$ 782,145, exclusive of the power service requirement (480 Volt service) to be provided by National Grid. We have applied to National Grid for approval of this cost under their Electrification Rebate Program and we are optimistic that their Rebate Program will support most, if not the total cost of the new service.

Based upon the preceding, the following describes the current costs associated with this project:

Total Amount Budgeted	\$	5,660,000
10 Electric 53 Passenger Buses	\$	3,628,600
5 Level III Dual Chargers/Software	\$	395,795
Technical Assistance (To Date)	\$	50,000
Charger Installation/Infrastructure	\$	782,145
SUB TOTAL:	\$	4,856,540
Current Budget Balance:	\$	803,460

NOTE: The full cost of Phase I of the School Bus Electrification Project is fully funded by the EPA Rebate and the MassCEC grants.

FUTURE WORK PLAN

One of the requirements under the EPA and MassCEC programs is the development of a long-range plan for the eventual electrification of most, if not all of the various transportation fleets. The following is our suggested long-range plan:

WORK PLAN SCHEDULE				
PHASE 1: EV Bus Replacement				
CONTRACTOR	SERVICE	DATES	NO. BUSES	BUS TYPE
WHALING CITY TRANSIT	ID SNT	2022-24	10	CLASS 8
Extend Contract 5+ years	ID SNT	Jul-23	ALL	CLASS 8 (42)
				CLASS 6 (2)
PHASE 2: EV Bus Replacement				
CONTRACTOR	SERVICE	DATES	NO. BUSES	BUS TYPE
WHALING CITY TRANSIT	ID SNT	2024-25	15	CLASS 8
Extend Contract 5+ years	ID SNT	Jul-23	ALL	CLASS 8 (42)

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PHASE 3: EV Bus Replacement				
CONTRACTOR	SERVICE	DATES	NO. BUSES	BUS TYPE
AMARAL	ID RNT	2025-27	20	CLASS 8
(OR Current Contractor)				
Re Bid Contact	ID RNT	Oct-24	ALL	CLASS 8
PHASE 4 :EV Bus Replacement				
CONTRACTOR	SERVICE	DATES	NO. BUSES	BUS TYPE
WHALING CITY TRANSIT	ID SNT	2027-28	20	CLASS 8
Extend Contract 5+ years	ID SNT	Jul-23	ALL	CLASS 8 (42) CLASS 6 (2)
PHASE 4: EV Van Replacement				
CONTRACTOR	SERVICE	DATES	NO. VANS	VAN TYPE
TROMBLY	OD SNT	2027-29	15	7D
TRANSPORTATION	OD			
Extend Contract 5+ years	SNT/HMV	Oct-23	ALL	
PHASE 5: EV Van Replacement				
CONTRACTOR	SERVICE	DATES	NO. VANS	VAN TYPE
TROMBLY	OD SNT	2029-30	15	7D
TRANSPORTATION	OD			
Extend Contract 5+ years	SNT/HMV	Oct-23	ALL	
PHASE: 6 : EV Van Replacement				
CONTRACTOR	SERVICE	DATES	NO. VANS	VAN TYPE
TROMBLY	OD SNT	2030-32	7	7D
TRANSPORTATION	OD			
Extend Contract 5+ years	SNT/HMV	Oct-23	ALL	

NOTE: Because of various factors, such as route lengths, current battery technology, charger availability outside of the City, not all buses are projected to be converted to electric.

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Should the EPA and MassCEC accept the preceding Future Work Plan, it would certainly enhance the City's future funding opportunities for additional electric buses and the requisite infrastructure to support them.

In order to accommodate the preceding long-range plan, the regular school transportation contract, and McKinney Vento (homeless) contracts, as they are not exempt from bidding, must be rebid in 2024. The Whaling City contract, as special education transportation is exempt from bidding and can be extended by mutual agreement. Our recommended extension for the extension of the current Whaling City Contract for special education transportation is attached.

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06/28/2023

SCHOOL TRANSPORTATION AGREEMENT

Recognizing the need to amortize those costs associated with the electrification of the District school bus fleet, the parties hereby agree to extend the current contract according to the following terms and conditions:

Agreement made this ____ day of _____, 2023, by and between Whaling City Transit, Inc., of Westport, MA., hereinafter referred to as the "CONTRACTOR", party of the first part, and the Fall River School Committee, hereinafter referred to as the "COMMITTEE", party of the second part.

WITNESSETH

That the CONTRACTOR agrees to continue to transport school children under the jurisdiction of the COMMITTEE, in full accordance with the "Specifications- Special Education School Bus Transportation (IFB: 20-35), dated May 27, 2020 and subsequent Addendum 1, dated June 5, 2020, made a part hereof, and in full compliance with the terms of said specifications, the bid submitted by Whaling City Transit, Inc. on June 13, 2020, the Contract dated September 16, 2020, and as subsequently negotiated, as follows:

1. The Contractor agrees to work cooperatively with the School District/City to implement the electrification of those school buses utilized within Fall River and work cooperatively with the District in meeting the terms and conditions of any grants received for this purpose.
2. The Contractor agrees to work cooperatively with the School District/City in the installation of the required infrastructure to support the electric buses; such infrastructure to be located on the Contractor's property.
3. In the event of the termination of this Agreement or the discontinuance of the School District/City electrification program, the District agrees to remove any infrastructure installed on the Contractor's property and to return the property to its original condition.
4. This Agreement shall become effective upon execution by both parties and shall extend through June 30, 2028 (5 Years) and shall replace years 2023-24 and 2024-2025 of the current contract.
5. This Agreement may be extended for an additional 5 years (July 1, 2028 – June 30, 2033) by written agreement of the Parties.
6. The annual contract cost increase shall be no less than 5% or COLA, whichever is greater for each year of the contract. Should the State Prevailing Wage Rate for bus drivers or the Minimum Wage for Bus Monitors exceed 2.5% of the cost per day per bus in effect at that time, the District and Contractor agree to negotiate in good faith, the cost impact of such increases.

- 6
7. The School District agrees to, in addition to the acquisition of the electric buses and infrastructure, to both register and provide both vehicle and liability insurance for each electric bus acquired and placed in operation under this Agreement.
 8. The District shall provide electric bus repair and maintenance training for the Contractor's school bus mechanics.
 9. The Contractor shall be responsible for both the inspections, maintenance and repairs for those electric buses provided.
 10. The City/District is self-insured for all of its vehicles (See Attached). The Contractor agrees to continue to provide any additional insurance up to those limits specified in the Contract.
 11. In return for the District acquisition of electric buses, the Contractor agrees to lease the electric buses at an annual lease cost of \$ 25.00 per day per bus provided by the City/District.
 12. This Agreement shall also include the provision and cost for District mid-day routes at an initial cost (2022-23) of \$ 161.35 per bus per day.
 13. The Agreement is further amended, as the District can acquire electric buses, by substituting 53 passenger electric buses for 47 and/or 29 passenger diesel buses currently being utilized.
 14. Recognizing the order lead time to acquire new school buses, the District agrees to extend the maximum age of school buses for one year for each transition year to electric buses.
 15. All electric buses supplied and utilized for early childhood, preschool and kindergarten transportation shall have integrated car seats in the second, third and fourth rows.
 16. Each electric bus supplied shall have a minimum of a three (3) camera system (REI preferred).
 17. All electric buses supplied shall have factory installed lap type seat belts.
 18. All electric buses supplied shall have a GPS system (Zonar or equivalent) with AVL (automatic vehicle location system) included.
 19. All buses shall have a Child Check System.
 20. All buses shall have crossing gates.
 21. In the event that the power cost to operate the electric buses and chargers exceeds the comparable cost of diesel/gasoline fuel. The Contractor and District agree to negotiate in good faith the resultant cost impact.
 22. In the event that any of the electric buses remain out of service for more than 30 days, the Contractor shall provide a spare bus and shall be relieved of the lease payment for that bus(es).
 23. In the event that the school bus electrification program is discontinued by the State/Federal government and the cost of the continuation of the program is not financially feasible, the Contractor and District agree to renegotiate this agreement in good faith.
 24. Both the Contractor and the School District agree to negotiate in good faith the impact of any unforeseen issues or problems associated with the electrification program.
- All other terms and conditions of the Contract and Addendums to remain as specified.

In consideration of the transportation over the routes described and all other obligations to which the CONTRACTOR is committed under the term of said specifications and addendums, and as negotiated, the COMMITTEE agrees to pay the CONTRACTOR the amounts, as negotiated throughout the term and any subsequent extension of this Agreement. This Agreement, including any subsequent extensions,

the payment and performance obligations of the School Committee/School District are subject to the annual appropriation and availability of funds.

IN WHITNESS THEREOF, the parties hereto have hereunto set their respective hand on the day and year first above written.

In the presence of:

Whaling City Transit, Inc.

Fall River School Committee

DATE: _____

Fall River School Committee

Fall River School Committee

Fall River School Committee

Fall River School Committee

Date: _____

Approved As to Form:

Attorney for School Committee

Date: _____



FY 2023

QUARTER 4

BUDGET REPORT

RECEIVED

2023 JUL 13 P 3:26

CITY CLERK _____
FALL RIVER, MA



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

July 5, 2023

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

RECEIVED
2023 JUL - 7 A 8:32
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 21, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

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

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

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Cambridge Street	South	Starting at a point 262 feet west of Mott Street For a distance of 20 feet west.

Very truly yours,


Laura Ferreira
Director of Traffic & Parking

8



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

July 5, 2023

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

RECEIVED
2023 JUL -7 A 8:33
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 21, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

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

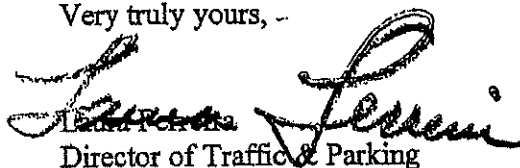
Article: 70
Section: 387 **Handicapped Parking**

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Eddy Street	West	Starting at a point 267 feet south of Locust Street For a distance of 20 feet south.

Very truly yours, -


Laura Ferreira
Director of Traffic & Parking





**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

July 5, 2023

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

RECEIVED
2023 JUL -7 A 8:33
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

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

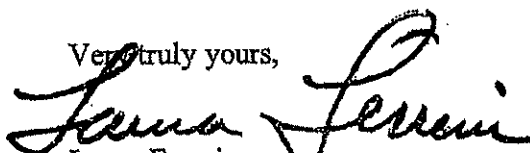
Article: 70
Section: 387 **Handicapped Parking**

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Hunter Street	East	Starting at a point 127 feet south of Hope Street For a distance of 20 feet south.

Very truly yours,


Laura Ferreira
Director of Traffic & Parking



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

July 5, 2023

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

RECEIVED
2023 JUL -7 A 8:33
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

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

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

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Osborn Street	North	Starting at a point 156 feet east of Arpin Street For a distance of 20 feet east.

Very truly yours,

Laura Ferreira
Laura Ferreira
Director of Traffic & Parking



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

July 5, 2023

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

RECEIVED
2023 JUL - 7 A 8:33
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 21, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

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

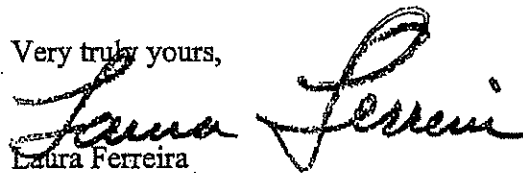
Article: 70
Section: 387 **Handicapped Parking**

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
South Beach Street	West	Starting at a point 237 feet south of Middle Street For a distance of 20 feet south.

Very truly yours,


Laura Ferreira
Director of Traffic & Parking

8



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

July 5, 2023

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

RECEIVED
2023 JUL -7 A 8:33
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

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

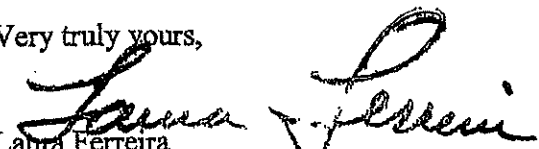
Article: 70
Section: 387 **Handicapped Parking**

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Summerfield Street	South	Starting at a point 177 feet west of Robeson Street For a distance of 20 feet west.

Very truly yours,


Laura Ferreira
Director of Traffic & Parking



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

July 5, 2023

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

RECEIVED
2023 JUL -7 A 8:33
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 21, 2023 the following request met all the guidelines, requirements and was approved by the Traffic Commission Board.

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

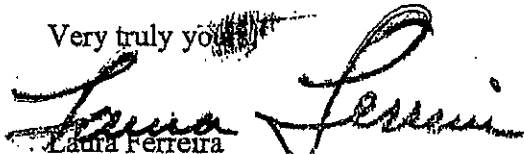
Article: 70
Section: 387 **Handicapped Parking**

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Woodstock Street	West	Starting at a point 63 feet north of Dwelly Street For a distance of 20 feet north.

Very truly yours,


Laura Ferreira
Director of Traffic & Parking



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

June 26, 2023

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

RECEIVED
2023 JUN 29 A 9:46
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, May 17, 2023 the following request was heard and approved by the Traffic Commission.

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

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

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
Bradford Ave	North	Starting at a point 149 feet east of Broadway For distance of 20 feet east

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

8



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

June 26, 2023

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, May 17, 2023 the following request was heard and approved by the Traffic Commission.

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

Article: 70
Section: 387

Handicapped Parking

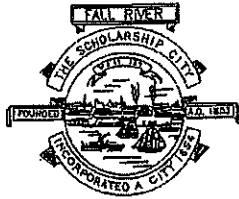
By striking out in proper alphabetical order the following.

Name of Street	Side	Location
Brownell Street	North	Starting at a point 135 feet west of North Court For distance of 20 feet west.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

RECEIVED
2023 JUN 29 A 9 46
CITY CLERK
FALL RIVER, MA



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

June 26, 2023

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, May 17, 2023 the following request was heard and approved by the Traffic Commission.

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

Article: 70

Section: 387

Handicapped Parking

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
Cash Street	West	Starting at a point 111 feet north of Alden Street For distance of 20 feet north.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

RECEIVED
2023 JUN 29 A 9:44
CITY CLERK
FALL RIVER, MA

8

21

8



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

June 26, 2023

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

RECEIVED
2023 JUN 29 A 9 46
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

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

Article: 70
Section: 387 Handicapped Parking

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
Eastern Ave	West	Starting at a point 363 feet north of Edgemond Street For distance of 20 feet north.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

June 26, 2023

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

Honorable Council Members:

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

Article: 70
Section: 387

Handicapped Parking

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
North Main Street	West	Starting at a point 215 feet south of Weaver Street For distance of 20 feet south.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

RECEIVED
2023 JUN 29 A 9 46
CITY CLERK
FALL RIVER, MA



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

June 26, 2023

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

RECEIVED
 2023 JUN 29 A 9:46
 CITY CLERK
 FALL RIVER, MA

Honorable Council Members:

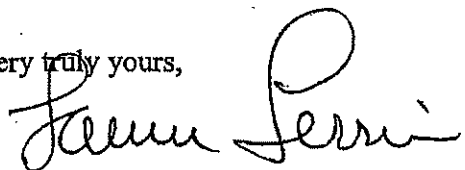
At a meeting of the Traffic Board Commission held on Wednesday, May 17, 2023 the following request was heard and approved by the Traffic Commission.

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

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

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
South Main Street	West	Starting at a point 373 feet north of Mt Hope Ave For distance of 20 feet north.

Very truly yours,

 Laura Ferreira
 Director of Traffic & Parking

JS

8



**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

June 26, 2023

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

RECEIVED
2023 JUN 29 A 9 46
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, May 17, 2023 the following request was heard and approved by the Traffic Commission.

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

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

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
Whipple Street	East	Starting at a point 20 feet south of Manton Street For distance of 20 feet south.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

City Council

From: Jason Bouchard-Nawrocki <jason.r.bouchard@gmail.com>
Sent: Thursday, July 6, 2023 5:50 PM
To: Mayor; City Council
Subject: [EXTERNAL] Historical Commission Vacancies

CAUTION: This email originated from a sender outside of the City of Fall River mail system. Do not click on links or open attachments unless you recognize the sender and know the content is safe. If you are unsure of the validity of the email, please contact IT.

Good Evening,

I am writing in regards to two open seats on the Fall River Historical Commission. The two open seats consist of one seat each appointed by the Mayor and the City Council respectively. Would either parties have recommendations for candidates to serve on the Historical Commission?

Our board recently published the city's first set of Design Guidelines, a document that will assist property owners in the MGL Chapter 40c Highlands Local Historic District to care and maintain their historic properties. The guidelines also streamline our approval process when reviewing changes to the architectural character of a property within that protected district.

Looking to the future, our board will be reviewing additional projects that aim to rehabilitate long-vacant structures, the creation of additional historic districts, and to consider applying for the Certified Local Government program through the Massachusetts Historical Commission. Our board has incredible ambitions that will improve and strengthen the historic fabric in Fall River, and that work will require a full board working together.

Candidates should have an interest in architecture, local history, and preservation. Ideally, candidates should have a background in building technologies, architecture and/or engineering, architectural history, local government policies, and community outreach experience.

Please feel free to contact me with any questions that you may have. I look forward to your reply.
Best,

Jason Bouchard-Nawrocki, *Chair*
Fall River Historical Commission

City of Fall River, In City Council

ORDERED, that the following license for the storage of inflammables be revoked at the request of the owner (storage tanks not installed):

License No. 797

Granted: August 16, 2022

Romanow Real Estate c/o Max Harrison Romanow, 1010 Memorial Drive 5F, Cambridge, MA 02138, to store 34,000 gallons of gasoline and 6,000 gallons of diesel fuel, for a total of 40,000 gallons underground on lot C-06-0033, Assessors Plan.



City of Fall River
Notice of Claim

RECEIVED

2023 JUN 23 A 9:40

1. Claimant's name: Catherine Noversa #2240
2. Claimant's complete address: 713 New Boston Road Apt 2 Fall River, MA 02720
3. Telephone number: Home: 508-509-1284 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
damage to my auto from ambulance exhaust
5. Date and time of accident: June 1, 2023 Amount of damages claimed: \$ 1038.18
6. Exact location of the incident: (include as much detail as possible):
Acacia St (ambulance called to 693 New Boston Rd)
7. Circumstances of the incident: (attach additional pages if necessary):
A Fall River Fire Dept Ambulance responded to a call at 693 New Boston Rd. The ambulance backed into Acacia St from New Boston Road. The ambulance seemed very close to my vehicle. The ambulance was parked with the motor running for a long period of time (close to an hour or so). I found the damage that next morning (See attached)
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: 6/22/2023

Claimant's signature: _____

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

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

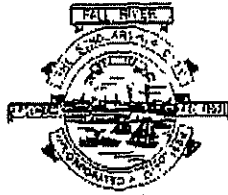
You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:

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

☒ FILED

Date: 6/23/23



15

RECEIVED

2023 JUN 26 A 8:21

City of Fall River
Notice of Claim

1. Claimant's name: ADOLPH BRIANDT CITY CLERK * 2341
FALL RIVER, MA
2. Claimant's complete address: 161 CANTON STREET, PROVIDENCE R.I 02908
3. Telephone number: Home: 401-954-8582 Work: 508-316-2474 ext. 1145
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
AUTO DAMAGE
5. Date and time of accident: JUNE 3, 2023. 1:50am - 2:00am Amount of damages claimed: \$ 15,000.00
6. Exact location of the incident: (include as much detail as possible):
PRESIDENT AVE, FALL RIVER, M.A. BEFORE BOOMER STREET. GLOBE LIQUORS BRIDGE
7. Circumstances of the incident: (attach additional pages if necessary):
I was driving home from 451 North Belmont St. As I drove under the Globe Liquors Bridge on President Ave. I heard chippings of stone rained down on my vehicle which caused so many damages to my vehicle and Wind Screen. Due to Construction work going on.
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: 6/23/2023

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.

✓ City Clerk ✓ Law ✓ City Council ✓ DCM ✓ 6/26/23

RECEIVED

2023 JUL -6 A 9:32

CITY CLERK: #23-42
FALL RIVER, MA



City of Fall River
Notice of Claim

1. Claimant's name: Joseph R Cabral
2. Claimant's complete address: 139 Liberty St
3. Telephone number: Home: 508-678-2210 Work: 774-930-1431
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: 6/9/2023 Amount of damages claimed: \$ 5,900.00
6. Exact location of the incident: (include as much detail as possible):
middle of street 139 Liberty St
7. Circumstances of the incident: (attach additional pages if necessary):
Sewer pipe collapsed in the middle of the Street due to water leak causing dirt to washout from bottom of sewer pipe and causing it to collapse
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: 7/6/2023

Claimant's signature: Joseph R. Cabral

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 ☒ Sewer Date: 7/6/23



RECEIVED

City of Fall River
Notice of Claim

2023 JUL 10 A 8:18

1. Claimant's name: MARK & Celeste Gouvy CLERK 23-43
2. Claimant's complete address: 4 ACACIA ST. FALL RIVER MA 02720
3. Telephone number: Home: 508-672-8533 Work: 508-837-7951
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: 6/28/23 7:00 AM Amount of damages claimed: \$ 2,000.00
6. Exact location of the incident: (Include as much detail as possible):
BACK YARD & BASEMENT
7. Circumstances of the incident: (attach additional pages if necessary):
See Attached Document
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: 7-5-2023

Claimant's signature: Mark Gouvy

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 90 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

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

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

For official use only:

Copies forwarded to: ☒ City Clerk ☐ Law ☐ City Council ☐ City Administrator ☐ Public Counsel Date: 7/10/23

RECEIVED

2023 JUL 10 P 12:07

CITY CLERK #23-44
FALL RIVER, MACity of Fall River
Notice of ClaimMailing Address
73 18TH ST.

1. Claimant's name: Robert R. Schenck
2. Claimant's complete address: 79 18TH ST. FALL RIVER MA. 02723
3. Telephone number: CELL 774-201-1478 Home: 508-673-6755 Work: 508-673-6755
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
"Lead Service Replacement" leaked prior to work being
5. Date and time of accident: 6/16 9pm. Amount of damages claimed: \$ Refer to: Completed.
6. Exact location of the incident: (include as much detail as possible):
Basement flooding from underground lead pipe Coastal Water Sewer & Etc..
7. Circumstances of the incident: (attach additional pages if necessary):
Tenants called & texted; "Basement Flooding" Upon
inspection found water bubbling out of combi
floor around lead pipe that attaches to water
meter. from city.
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: 7/4/23

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 ☐ Water Div. Date: 7/10/23



RECEIVED

2023 JUL 11 A 9:47

City of Fall River
Notice of Claim

- CITY CLERK**
FALL RIVER, MA
- # 23-45
1. Claimant's name: Araujo Construction Inc. (Gilberta Araujo)
 2. Claimant's complete address: 1162 Brayton Ave. Somerset, MA 02725
 3. Telephone number: Home: 774-644-5909 Work: _____
 4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Collided with manhole cover that came out of it's place
 5. Date and time of accident: 6/28/23 7:10am Amount of damages claimed: \$ _____
 6. Exact location of the incident: (include as much detail as possible):
Langley St. Fall River, MA at corner of N. Main St.
 7. Circumstances of the incident: (attach additional pages if necessary):

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

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

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

Date: 6/30/23 Claimant's signature: Gilberta Araujo

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

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

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

For official use only:	
Copies forwarded to: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input checked="" type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DCM	Date: <u>7.11.23</u>

Attention: City Council

RECEIVED

2023 JUL -5 A 9:14

RE: Lead Service Replacement at 79 18th St Fall River
Consent Form was signed by me, Robert Schenck and emailed to
water@fallriverma.org on 6/5/23.

CITY CLERK
FALL RIVER, MA

On 6/16/23 at approximately 9:00pm, I received a call that the basement was flooding at my property on 79 18th Street. Upon inspection, water was flowing from underground (around the lead pipe). I called the water department and left a message with the answering service. A city water department employee arrived within 30 minutes and proceeded to shut off the main water valve at the street. He handed me a list of licensed drain layers for the city of Fall River. I immediately called (as instructed) Coastal Water & Sewer Excavating. The owner Mike Aubry answered and scheduled an appointment for the next morning at 8:00 am to do the repair. The work was done in an extremely professional and proficient manner, the entire job took less than 2 hours. The lead service removed had 3 large lead patches denoting the compromised integrity of the line.

I have been informed that they are having trouble identifying enough homes to do the lead replacement (?) which leads me to believe that since the beginning of this project any property owner with issues should be part of the program. Most disturbing to me is the statement that I "might be" responsible for the cost of replacing the line. In the consent notice it states that the city is receiving funds from the EPA, WIIN Grant, MassDEP and The American Rescue Plan Act (ARPA), to resolve these lead issues with "no burden" on residents. I feel the city should be responsible for this "lead service line replacement" especially when the city acknowledges an issue and sends consent forms to property owners which I signed before the replacement was needed. Coastal should be paid by The City of Fall River.

Please add this to the next city council agenda

Robert Schenck 774.201.1478

CITY COUNCIL PUBLIC HEARINGS

MEETING: Tuesday, June 27, 2023 at 5:55 p.m.
Council Chamber, One Government Center

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

ABSENT: Councilors Shawn E. Cadime and Michelle M. Dionne

IN ATTENDANCE: Fidel Estrella, 53 California Street
Peter Saulino, Esq., 550 Locust Street

The President called the meeting to order at 5:58 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:

5:55 P.M. PUBLIC HEARINGS

On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to open the hearings, with Councilors Cadime, Dionne and Laliberte absent and not voting.

Prior to the public hearings, Vice President Pereira presented a citation to the Robert Karam and James Karam, owners of the WSAR radio station. Vice President Pereira gave brief remarks regarding WSAR's 100th Anniversary and complimented the owners and staff of the radio station. Robert Karam made a brief statement thanking the City Council for their recognition.

Councilor Laliberte arrived at 6:02 p.m.

1. Fidel Estrella, 53 California Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
53 California Street	22'	25'	22'	25'

The applicant proposes to close an existing 22' curb opening and construct a new 25' curb opening and driveway. The total opening for the address will be 25'. Site Plan review for the proposed work has already been completed.

The President asked if there were any proponents to be heard and Peter Saulino, Esq., 550 Locust Street and Fidel Estrella, 53 California Street, came forward. Mr. Saulino stated that he was representing Mr. Estrella and that the site plan review had been completed for the curb removal prior to the hearing. Councilor Pelletier requested clarification that construction had not yet begun and what the project would entail. Mr. Saulino confirmed that no construction had begun and that Mr. Estrella would be building a new detached garage.

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

2. Scott and April Cabral, 402 Courtney Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
402 Courtney Street	16'	13'	0'	29'

The existing single family dwelling is served by a 16' curb opening/driveway. The applicant proposes to extend the curb opening by an additional 13'. The total opening for the address will be 29'.

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

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

3. Richard Aguiar, 1500 President Avenue, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
1500 President Ave.	16'	8'	0'	24'

The existing single family dwelling is served by a 16' curb opening/driveway. The applicant proposes to extend the curb opening by an additional 8'. The total opening for the address will be 24'.

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

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

On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to close the hearings at 6:08 p.m., with Councilors Cadime and Dionne absent and not voting

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, June 27, 2023 at 6:00 p.m.
Council Chamber, One Government Center

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

ABSENT: Councilors Shawn E. Cadime and Michelle M. Dionne

IN ATTENDANCE: Seth Thomas Aitken, City Administrator
Bridget Almon, Director of Financial Services
Collin Dias, 560 Ray Street
Deolinda C. Camara, 5 Wayland Street

The chair called the meeting to order at 6:08 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:
Collin Dias, 560 Ray Street – Third Street renaming

2. Discussion with representatives from the Administration re the Bank Street Armory
(Municipal Veterans Memorial)

Seth Thomas Aitken, City Administrator stated that the Armory was recently offered a proposal to become an apartment complex and explained in detail a study from 2015 regarding the repairs that would be needed. Mr. Aitken stated that presently in 2023 these repairs are estimated to a total cost of 10-12 million dollars. Mr. Aitken acknowledged the history and beauty of the building, but stated the cost of renovation and repair would not be feasible for the city. Vice President Pereira explained in detail other funding options that could possibly be applied towards this issue and expressed concern in regards to many historic buildings within the City being lost over the previous years. Vice President Pereira also gave a brief explanation of alternative options the building could be utilized for and bring in income for the City, such as such as citizens renting it for various events, a tourism office being put in the building, etc. Vice President Pereira emphasized she was supportive of the contractor's proposal but is against selling the building. Councilor Kilby clarified the sale of public property will be referred to the Committee on Real Estate for discussion and recommendation.

3. Transfers and appropriations

Councilor Raposo requested clarification in regards to the funding increase for Bristol County Agricultural High School. Bridget Almon, Director of Financial Services, explained the increase was due to the debt assessment being higher than anticipated. Vice President Pereira asked if the assessment being higher was due to the new addition on the school, and Ms. Almon confirmed the addition was a contributing factor in the assessment being higher.

4. Citizens' Input Time – After Discussion of Financial Matters:

Deolinda C. Camara, 5 Wayland Street – Memorial Bridge

On a motion made by Councilor Kilby and seconded by Councilor Raposo it was unanimously voted to adjourn at 6:24 p.m. with Councilors Shawn E. Cadime and Michelle M. Dionne absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

DVD of meeting


Clerk of Committees

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, June 27, 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: Councilor Shawn E. Cadime

IN ATTENDANCE: Seth Thomas Aitken, City Administrator
Nicholas Macolini, Director of Human Resources

President Camara called the meeting to order at 7:00 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor requesting confirmation of the following appointments to the Commission on Disability:

- a. Joseph A. Rioux

On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted to confirm the appointment, with Councilor Cadime absent and not voting.

- b. Maiza Silva, Esq.

On a motion made by Councilor Raposo and seconded by Councilor Pereira, it was unanimously voted to confirm the appointment, with Councilor Cadime absent and not voting.

2. Mayor and orders to accept the following grants:

- a. \$99,650 from MA EOEEA – Greening the Gateway Cities Implementation Grant Program

Councilor Dionne inquired as to whether or not matching funds were available with this grant and Vice President Pereira stated that she had spoken with Mayor Coogan regarding this matter and was told matching funds were available. On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted that the communication be accepted and placed on file and that the order be adopted, with Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

b. \$147,727.27 from FEMA – Assistance to Firefighters Grant Program

On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted that the communication be accepted and placed on file and that the order be adopted, with Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

3. Mayor and order to accept donation from former Mayor William Flanagan of used furniture from the former Salter School

Vice President Pereira requested that the City Clerk send a letter of thanks to former Mayor William Flanagan for the donation of furniture, a copy of which is attached hereto and made part of these minutes. On a motion made by Councilor Kilby and seconded by Councilor Washington, it was unanimously voted that the communication be accepted and placed on file and that the order be adopted, with Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

4. Mayor and request to approve the creation of a Community Medicine Scheduling Coordinator position within the Emergency Medical Services Department

On a motion made by Councilor Kilby and seconded by Vice President Pereira, it was unanimously voted that the communication be accepted and placed on file and that the request be referred to the Committee on Ordinances and Legislation, with Councilor Cadime absent and not voting.

5. Mayor and order transferring the sum of \$1,906,110.20 to the Stabilization Fund from the Fiscal Year 2022 Surplus Revenue

On a motion made by Councilor Kilby and seconded by Vice President Pereira, it was unanimously voted that the communication be accepted and placed on file and that the order be adopted, with Councilor Cadime absent and not voting.

6. Mayor and order transferring the sum of \$23,726.06 to Intergovernmental (Bristol County Agricultural School) from the Reserve Fund

On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted that the communication be accepted and placed on file and that the order be adopted, with Councilor Cadime absent and not voting.

7. Mayor and order re: a Deed in Lieu of Foreclosure for 78 Thomas Street from David Gagnon (Parcel ID# K14-0061)

On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was voted that the communication be accepted and placed on file and that the order be adopted, with Councilor Laliberte abstaining and Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

On a further motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to take items 8a and 8b together, with Councilor Cadime absent and not voting.

On a further motion made by Councilor Dionne and seconded by Councilor Laliberte, it was unanimously voted to waive the rules to allow the City Administrator and Director of Human Resources to answer questions, with Councilor Cadime absent and not voting.

8. Mayor and Memorandums of Agreement between the City of Fall River and the following:

- a. The Fall River Environmental Police, Local 491
- b. The Fall River Police Superior Officer's Association, Local 1844

Councilor Dionne inquired as to how many positions are currently budgeted within the Environmental Police Memorandum of Agreement as there is only one Environmental Police officer currently employed. Seth Thomas Aitken, City Administrator, stated that there is another officer with ten years of experience that is in the queue to join the Fall River Environmental Police within the next few months and that hire was anticipated in the budget proposal. Councilor Dionne also asked if any transfers or appropriations were anticipated to occur within the next year and Mr. Aitken stated that he is confident the Memorandum of Agreement will be covered entirely with the planned budget. Councilor Dionne and Mr. Aitken discussed the staffing shortage within the Fall River Environmental Police and Mr. Aitken stated that the Police Chief is working to increase staffing but must prioritize employment of Patrol Officers due to the importance of public safety. On a motion made by Councilor Kilby and seconded by Councilor Washington, it was unanimously voted that the communication be accepted and placed on file and that the orders be adopted, with Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

PRIORITY COMMUNICATIONS

9. Traffic Commission recommending amendments to traffic ordinances
On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted to refer the recommendations to the Committee on Ordinances and Legislation, with Councilor Cadime absent and not voting.

10. Planning Board recommendation **not to approve the acceptance of Marier Street** extending from North Main Street westerly to its current terminus
On a motion made by Councilor Kilby and seconded by Councilor Washington, it was unanimously voted that the Planning Board recommendation be accepted and that the acceptance of Marier Street be granted leave to withdraw, with Councilor Cadime absent and not voting.

11. Planning Board recommendation to **approve the acceptance of Small Street**, extending from President Avenue northerly to its current terminus. Also recommended **not to approve Stanley Street** extending from Small Street to Damon Street.
On a motion made by Councilor Kilby and seconded by Councilor Washington, it was unanimously voted that the Planning Board recommendation be accepted, with Councilor Cadime absent and not voting.

COMMITTEE REPORTS – None

ORDINANCES**Second reading and enrollment:**

12. Proposed Ordinance – Traffic, miscellaneous
Handicapped Parking removals:

Barnaby Street	Bogle Street (east side)	Bogle Street (west side)
Bradford Avenue	Haffards Street	Kilburn Street
Quequechan Street	South Main Street	William Street

Section 2**Stop Intersections Designated**

Almond Street (Northbound) at the intersection of Ferry Street

On a motion made Vice President Pereira and seconded by President Camara, it was unanimously voted to pass the proposed ordinance through second reading and enrollment, with Councilor Cadime absent and not voting. On a further motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted that the proposed ordinance be passed through ordination, with Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

13. Proposed Ordinance – Zoning Board of Appeals and Planning Board fee schedule amendments

On a motion made Councilor Laliberte and seconded by Councilor Raposo, it was unanimously voted to pass the proposed ordinance through second reading and enrollment, with Councilor Cadime absent and not voting. On a further motion made by Councilor Raposo and seconded by Councilor Dionne, it was unanimously voted that the proposed ordinance be passed through ordination, with Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

RESOLUTIONS – None**CITATIONS**

14. James and Robert Karam – WSAR Celebration of 100th Year Anniversary (1923-2023)

On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to adopt the citation, with Councilor Cadime absent and not voting.

On a further motion made by Vice President Pereira and seconded by Councilor Pelletier, it was unanimously voted to take items 15 through 17 together, with Councilor Cadime absent and not voting.

ORDERS – HEARINGS**Curb Removals:**

15. Fidel Estrella, 53 California Street – Removal of 25 feet at 53 California Street
16. Scott and April Cabral, 402 Courtney Street – Removal of 13 feet at 402 Courtney Street
17. Richard Aguiar, 1500 President Avenue – Removal of 8 feet at 1500 President Avenue

On a motion made by Vice President Pereira and seconded by Councilor Washington, it was unanimously voted to adopt the orders, with Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

Street Acceptances – Hearings to be Scheduled for July 18, 2023:

18. Courtney Street extending from Highland Avenue to Fieldstone Lane
On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to adopt the order, with Councilor Cadime absent and not voting.
19. Small Street extending from President Avenue to terminus
On a motion made by Vice President Pereira and seconded by Councilor Washington, it was unanimously voted to adopt the order, with Councilor Cadime absent and not voting.

ORDERS – MISCELLANEOUS

20. Auto Body Shop License Renewal:
 Penacho Associates Ltd d/b/a Mike's Auto Body – 535 Bay Street
On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to adopt the order, with Councilor Cadime absent and not voting.
 Approved, June 29, 2023
 Paul E. Coogan, Mayor
21. Auto Repair Shop License Renewals:
 Penacho Associates Ltd d/b/a Complete Auto Tech Center – 535 Bay Street
 John Glass d/b/a JG Auto – 84 14th Street
On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to adopt the order, with Councilor Cadime absent and not voting.
 Approved, June 29, 2023
 Paul E. Coogan, Mayor
22. Police Chief's report on licenses:
Private Livery Drivers
 Otis Aliemeke Sheroze Asif Ateeb Asif Melanie A. Nadeau
 Luis G. Rosario Rivera
- Private Livery Vehicles
 Ateeb Asif – Two (2) Vehicles
On a motion made by Vice President Pereira and seconded by Councilor Washington, it was unanimously voted to adopt the order, with Councilor Cadime absent and not voting.
23. Light Order – Barclay Street
On a motion made by Vice President Pereira and seconded by Councilor Pelletier, it was unanimously voted to adopt the order, with Councilor Cadime absent and not voting.
 Approved, June 29, 2023
 Paul E. Coogan, Mayor

24. Applications for Taxicab Licenses – Muhammad Shabbir d/b/a Shab in a Cab
(2 vehicles)

Councilor Pelletier expressed concerns regarding the economic challenges that taxicab companies have experienced following the COVID-19 pandemic and the competition with ride share companies, such as Uber and Lyft, and stated that adding more competition to this market would impact those existing businesses financially. President Camara stated that this order is to allow an application to be submitted and is not the application to approve medallions. Councilor Pelletier requested a roll call vote be taken. On a motion made by Councilor Raposo and seconded by Councilor Washington, it was voted 5 yeas, 3 nays to adopt the order, with Councilors Dionne, Pelletier and President Camara voting in the negative and with Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

25. Claims

On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to refer the claims to Corporation Counsel, with Councilor Cadime absent and not voting.

26. Structure on or over a public way applications for St. Anthony of the Desert Church for banners at the following locations:

- Bedford and Troy Streets near the Fire Station
- South Main Street near the Cultural Center
- Pleasant Street near the Police Station

On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to approve the application, with President Camara abstaining and Councilor Cadime absent and not voting.

27. Petition submitted by Collin Dias to rename Third Street (between Bedford Street and Borden Street) to Jean Baptiste LePage Street

Councilor Laliberte stated that if the Planning Board recommended against renaming Third Street, there should be a discussion held to choose another area to replace the original memorial and President Camara encouraged Councilor Laliberte to attend the Planning Board meeting to discuss that possibility. On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted that the petition be referred to the Planning Board, with Councilor Cadime absent and not voting. On a further motion made by Councilor Dionne and seconded by Vice President Pereira, it was unanimously voted to send a letter to the Planning Board asking that they recommend another area for a memorial if the proposed area in the petition is not suitable, a copy of which is attached hereto and made part of these minutes.

28. Drainlayer License for ELJ, Inc.

On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to approve the license, with Councilor Cadime absent and not voting.

Approved, June 29, 2023

Paul E. Coogan, Mayor

On a further motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to take items 29 through 32 together, with Councilor Cadime absent and not voting.

City Council Minutes:

- 29. Public Hearing – June 1, 2023
- 30. Committee on Finance – June 1, 2023
- 31. Committee on Finance – June 6, 2023
- 32. Regular Meeting – June 6, 2023

On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted to approve the minutes, with Councilor Cadime absent and not voting.

BULLETINS – NEWSLETTERS – NOTICES – None

A brief recess was held from 7:23 p.m. to 7:25 p.m. for purposes of signing the Traffic, Miscellaneous and Zoning Board of Appeals and Planning Board Fee Schedule Amendments ordinances.

President Camara made a statement prior to adjournment that the City Council meetings for the summer months would be held once a month and provided the meeting dates of Tuesday, July 18, 2023 and Tuesday, August 15, 2023.

On a motion made by Councilor Raposo and seconded by President Camara, it was unanimously voted to adjourn at 7:26 p.m., with Councilor Cadime absent and not voting.

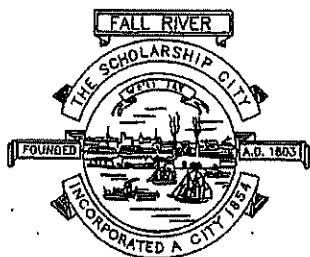
List of documents and other exhibits used during the meeting:

Agenda packet (attached)
DVD of meeting

A true copy. Attest:

Alison M. Bouchard

City Clerk



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

June 30, 2023

William Flanagan
c/o Cosmopolitan Dispensary
82 Hartwell Street
Fall River, MA 02721

Dear Mr. Flanagan,

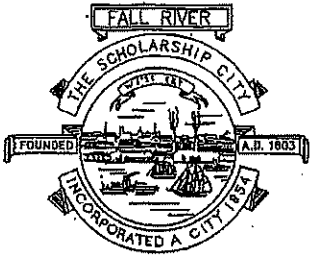
At a meeting of the City Council held on Tuesday, June 27, 2023, a request was made to forward a letter of thanks to you. Your donation of used furniture from the former Salter School is greatly appreciated.

This donation provides an excellent representation of your continued generosity to the City of Fall River. On behalf of the Fall River City Council, please accept our sincerest gratitude.

Sincerely,

Alison M. Bouchard
City Clerk

/lv



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

June 30, 2023

Planning Board
One Government Center
Fall River, MA 02722

Dear Honorable Board Members,

At a meeting of the Fall River City Council held on Tuesday, June 27, 2023 members voted unanimously to refer the enclosed petition to rename a portion of Third Street, between Bedford Street and Borden Street, as "Jean Baptiste LePage Street" to the Planning Board.

On a further motion, it was voted unanimously to send a communication requesting that if the Planning Board does not recommend the renaming of this portion of Third Street, an alternative area be recommended to honor this World War I veteran, who was killed in action, as his previous memorial was removed due to the Route 79/Davol Street project demolition.

If there are any additional questions in this regard, feel free to contact this office.

Sincerely,

Alison M. Bouchard
City Clerk

encl.
/lv

RECEIVED

2023 JUN 27 A 8:15

23



CITY CLERK
FALL RIVER

The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

NOTICE OF FILING, PUBLIC HEARING AND REQUEST FOR COMMENTS

D.P.U. 23-54

June 23, 2023

Petition of Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid, for approval of a mid-term modification to its 2022-2024 Three-Year Energy Efficiency Plan.

On May 26, 2023, Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid (together, "Company") filed a petition with the Department of Public Utilities ("Department") seeking a mid-term modification to its 2022 2024 Three-Year Energy Efficiency Plan ("Three-Year Plan") approved by the Department in 2022-2024 Three-Year Energy Efficiency Plans, D.P.U. 21-120 through D.P.U. 21-129 (2022). The Department docketed this matter as D.P.U. 23-54.

The Company proposes to modify its Three-Year Plan to add a refrigerant management demonstration project for the commercial and industrial ("C&I") sector. Through the demonstration project, the Company proposes to identify specific ways in which energy efficiency programs can be leveraged to reduce both energy use and greenhouse gas emissions from refrigerant leaks in grocery stores. In particular, the Company proposes to evaluate two measures: (1) the detection, measurement, and repair of leaks in refrigeration systems using a high global warming potential ("GWP") refrigerant; and (2) the retrofit of existing refrigeration systems using a high GWP refrigerant with a lower-GWP refrigerant.

The Company requests approval of a total proposed budget of \$950,000 for the demonstration project. The Company proposes to transfer \$950,000 from its existing Department-approved C&I sector budget for the current Three-Year Plan term to fund the demonstration project. If the Department approves the mid-term modification as proposed, including the Company's request to use \$950,000 from its existing C&I sector budget to fund the demonstration project, the Company states that customers will not experience any additional bill impacts related to the mid-term modification.

The Department will conduct a virtual public hearing to receive comments on the Company's filing. The Department will conduct the hearing using Zoom videoconferencing on **Thursday, July 20, 2023**, beginning at 2:00 p.m. Attendees can join by entering the link, <https://us06web.zoom.us/j/88394071729>, from a computer, smartphone, or tablet. No prior software download is required. For audio-only access to the hearing, attendees can dial in at (646) 931-3860 or 301 715 8592 (not toll free) and then enter the Meeting ID# 883 9407 1729. If you anticipate providing comments via Zoom during the public hearing, please send an email

by **Monday, July 17, 2023**, to elyssa.klein@mass.gov with your name, email address or telephone number, and mailing address.

Pursuant to Investigation by the Department of Public Utilities on its own Motion into Updating its Energy Efficiency Guidelines, D.P.U. 20-150-A at § 3.8.2.1 (2021), the Energy Efficiency Advisory Council has 60 days from the filing date to file any opposition to the demonstration project with the Department.

Any person interested in commenting on this matter may submit written comments to the Department no later than the close of business (5:00 p.m.) on **Tuesday, July 25, 2023**. Written comments from the public may be sent by email to dpu.efiling@mass.gov, elyssa.klein@mass.gov, and the Company's attorney, Christopher Tuomala, Esq., at christopher.tuomala@nationalgrid.com. Please note that in the interest of transparency any comments will be posted to our website as received and without redacting personal information, such as addresses, telephone numbers, or email addresses. As such, consider the extent of information you wish to share when submitting comments. The Department strongly encourages public comments to be submitted by email. If, however, a member of the public is unable to send written comments by email, a paper copy may be sent to Mark D. Marini, Secretary, Department of Public Utilities, One South Station, Boston, Massachusetts, 02110.

Any person who desires to participate otherwise in the evidentiary phase of this proceeding shall file a petition for leave to intervene no later than 5:00 p.m. on **Friday, July 7, 2023**. A petition for leave to intervene must satisfy the timing and substantive requirements of 220 CMR 1.03. Receipt by the Department constitutes filing and determines whether a petition has been timely filed. A petition filed late may be disallowed as untimely, unless good cause is shown for waiver under 220 CMR 1.01(4). To be allowed, a petition under 220 CMR 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10. All responses to petitions to intervene must be filed by the close of business (5:00 p.m.) on the second business day after the petition to intervene was filed.

All documents must be submitted to the Department in **.pdf format** by e-mail attachment to dpu.efiling@mass.gov and elyssa.klein@mass.gov. The text of the e-mail must specify: (1) the docket number of the proceeding (D.P.U. 23-54); (2) the name of the person or company submitting the filing; and (3) a brief descriptive title of the document. The electronic file name should identify the document but should not exceed 50 characters in length. Importantly, all large files submitted must be broken down into electronic files that do not exceed 20 MB. All documents submitted in electronic format will be posted on the Department's website through our online File Room as soon as practicable (enter "23-54") at: <https://eeaonline.eea.state.ma.us/DPU/Flerom/dockets/bynumber>. In addition, one copy of all written comments and petitions to intervene should be emailed to the Company's attorney, Christopher Tuomala, Esq., at christopher.tuomala@nationalgrid.com.

The filing and all subsequent related documents submitted to the Department or issued by the Department will be available on the Department's website as referenced above as soon as is practicable. To the extent a person or entity wishes to submit comments or intervene in accordance with this Notice, electronic submission, as detailed above, is sufficient. To request

materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), contact the Department's ADA coordinator at Gabriella.Knight@mass.gov.

For further information regarding the Company's filing, please contact the Company's attorney, Christopher Tuomala, Esq., at christopher.tuomala@nationalgrid.com or (351) 666-7799. For further information regarding this Notice, please contact Elyssa Klein, Hearing Officer, Department of Public Utilities, at elyssa.klein@mass.gov.

