City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, September 12, 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 and Andrew J. Raposo

ABSENT: Councilors Leo O. Pelletier and Laura-Jean Washington

IN ATTENDANCE: None

President Camara called the meeting to order at 8:36 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 Ashley DaCunha to the Historical Commission

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

2. Mayor requesting confirmation of the following reappointments to the Historical Commission:
   a. Elizabeth A. De Block

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

   b. Richard R. Mancini

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

3. Mayor requesting confirmation of the appointment of Vania Marie Noverca-Viveiros to the Cultural Council

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

4. Mayor requesting confirmation of the reappointment of Christopher Antao to the Cultural Council

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

5. Mayor and order to accept the Massachusetts Office of Travel and Tourism (MOTT) Destination Development Capital (DDC) Grant Program in the amount of $50,000 to fund the purchase of a trolley bus.

On a motion made by Councilor Raposo and seconded by Councilor Kilby, it was unanimously voted to adopt the order, with Councilors Pelletier and Washington absent and not voting.
Approved, September 13, 2023
Paul E. Coogan, Mayor

6. Mayor and resolution to execute the CDA Section 108 Loan with the U.S. Department of Housing and Urban Development of $2,500,000 for replacement of fire apparatus and equipment

On a motion made by Councilor Dionne and seconded by Councilor Raposo, it was unanimously voted to adopt the resolution, with Councilors Pelletier and Washington absent and not voting.
Approved, September 13, 2023
Paul E. Coogan, Mayor

7. Mayor and loan order (with emergency preamble) re. Fall River School Department's proposal to Massachusetts School Building Authority for the Robert L. Medeiros Resiliency Preparatory Academy renovation project

Councilor Cadime asked if more information would be provided to the City Council and President Camara explained that this item would be referred to the Committee on Finance for a more detailed discussion. On a motion made by Councilor Kilby and seconded by Vice President Pereira, it was voted 7 yeas to adopt the emergency preamble, with Councilors Pelletier and Washington absent and not voting. On a further motion made by Councilor Kilby and seconded by Councilor Laliberte, it was unanimously voted that the loan order be authorized to be published and referred to the Committee on Finance, with Councilors Pelletier and Washington absent and not voting.

8. Mayor and proposed ordinance re panhandling restrictions

Councilor Dionne expressed concern that this type of legislation may violate the first amendment and stated that there have been court rulings regarding panhandling restrictions in other municipalities and Councilor Kilby agreed, citing legal precedence in past court challenges. Vice President Pereira acknowledged this concern and emphasized that this proposed ordinance was focused on restrictions rather than banning the activity entirely. Councilor Cadime proposed that other restrictions for drivers be considered as well to promote general public safety. On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to refer the proposed ordinance to the Committee on Ordinances and Legislation, with Councilors Pelletier and Washington absent and not voting.

PRIORITY COMMUNICATIONS

9. Traffic Commission recommending amendments to the traffic ordinances

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

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

10. Proposed Ordinance – Traffic, handicapped parking

Hamlet Street Middle Street Winter Street

On a motion made by Councilor Raposo and seconded by Councilor Dionne, it was voted 7 yeas to adopt the emergency preamble, with Councilors Pelletier and Washington absent and not voting. On a further motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to pass the proposed ordinance through first reading, second reading, passed to be enrolled and passed to be ordained, with Councilors Pelletier and Washington absent and not voting.

Approved, September 13, 2023

Paul E. Coogan, Mayor

First Reading:

11. Proposed Ordinance – Traffic, miscellaneous

Handicapped parking removals

Fifth Street Alden Street Barnaby Street Bradford Avenue Buffinton Street

Charles Street Division Street Globe Street Merchant Street

On a motion made by Councilor Raposo and seconded by President Camara, it was unanimously voted to pass the proposed ordinance through first reading, with Councilors Pelletier and Washington absent and not voting.

12. Proposed Ordinance - Amendments regarding registered and certified mail notification requirements

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to pass the proposed ordinance through first reading, with Councilors Pelletier and Washington absent and not voting.

13. Proposed Ordinance – Thin-Film Plastic Bags

Councilor Raposo stated that upon further research and review of current state legislation, he would be voting against this ordinance. Councilor Dionne expressed concern that other plastic products will still be used if the shopping bags are banned and President Camara emphasized that this would be a small step toward reducing plastic products. Vice President Pereira stated she had received phone calls from residents regarding the inconvenience of paper bags and also questioned how the City would enforce this type of ban. Councilor Cadime explained that Corporation Counsel had recommended not specifying who would inspect businesses for compliance to allow the Administration to choose the appropriate department. Councilor Laliberte provided information regarding the 180 day period before enforcement of this regulation to allow businesses to discontinue plastic bag use. President Camara stated that this ordinance would encourage people to use re-usable shopping bags and reduce waste. On a motion made by Councilor Kilby and seconded by Councilor Cadime, it was voted to pass the proposed ordinance through first reading, with Councilor Raposo opposed and with Councilors Pelletier and Washington absent and not voting.

Adoption

14. Order accepting the provisions of M.G.L. Chapter 59, Section 5N, allowing the City to establish a program to reduce a veteran's or veteran's spouse's property tax obligation in exchange for volunteer services

Councilor Dionne explained that the program was optional for veterans and their families to apply and stated she spoke with the resident who had sent a letter regarding this item to clarify the goals of the program. Vice President Pereira expressed concern regarding the income limits for the M.G.L. Ch. 115 program, which provides benefits to veterans and their families, and stated that if their income increases with the Tax Work-Off Program, it may affect their eligibility. Councilor Cadime reiterated that this program was optional, not required, for veterans and their families. On a motion made by Councilor Cadime and seconded by Councilor Dionne, it was unanimously voted to adopt the order, with Councilors Pelletier and Washington absent and not voting.

Approved, September 13, 2023
Paul E. Coogan, Mayor

ORDINANCES

Second Reading and Enrollment:

15. Proposed Ordinance – Traffic, miscellaneous

Section 1.

One way streets:

Thompson Street – Southerly from Brownell Street to President Avenue

Section 2.

Parking prohibited:

Thompson Street, west side, starting at a point 73 feet south of Brownell Street, for a distance of 25 feet southerly

Thompson Street, west side, starting at a point 107 feet north of President Avenue, for a distance of 36 feet northerly

Section 3.

Fifteen minute parking:

Eastern Avenue, west side, starting at a point 73 feet north of County Street, for a distance of 40 feet northerly - 7:00 a.m.–11:00 p.m., all days

Section 4.

Handicapped parking removals:

Second Street	Alden Street	Bradford Avenue	Broadway	Brownell Street
Buffinton Street	Cash Street	Eastern Avenue	Lewis Street	North Main Street
South Main Street	Whipple Street			

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

Approved, September 13, 2023
Paul E. Coogan, Mayor

16. Proposed Ordinance - Community Medicine Scheduling Coordinator

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to pass the proposed ordinance through second reading and enrollment, with Councilors Pelletier and Washington absent and not voting. On a further motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted that the proposed ordinance be passed through ordination, with Councilors Pelletier and Washington absent and not voting.
Approved, September 13, 2023
Paul E. Coogan, Mayor

17. Proposed Ordinance – Renaming of standing committee to "Committee on Human Services, Housing, Elder and Veterans' Affairs"

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to pass the proposed ordinance through second reading and enrollment, with Councilors Pelletier and Washington absent and not voting. On a further motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted that the proposed ordinance be passed through ordination, with Councilors Pelletier and Washington absent and not voting.
Approved, September 13, 2023
Paul E. Coogan, Mayor

RESOLUTIONS

18. The Committee on Finance reconvene with a representative from the Massachusetts Department of Transportation, the City Administrator and the City Engineer for an update on the progress of the Route 79/Davol Street Corridor Improvements Project.

On a motion made by Councilor Dionne and seconded by Councilor Raposo, it was unanimously voted to adopt the resolution, with Councilors Pelletier and Washington absent and not voting.

19. The Committee on Economic Development and Tourism convene with the Administration, Director of Traffic and representatives from community organizations to discuss improved signage within the City to direct visitors to attractions and events.

Vice President Pereira made brief remarks regarding the need for new signage within the City to assist visitors in finding attractions. On a motion made by Councilor Kilby and seconded by President Camara, it was unanimously voted to adopt the resolution, with Councilors Pelletier and Washington absent and not voting.

20. The Committee on Health and Environmental Affairs convene with interested parties to discuss development of Davis Park and related funding.

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

CITATIONS

21. Lewis Latimer Fellowship Program – honoring of the pivotal legacy of Lewis H. Latimer, "The Renaissance Man"

Vice President Pereira made brief remarks regarding Lewis Latimer and the dedication ceremony of a headstone for his grave at Oak Grove Cemetery scheduled for September 23, 2023. On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted to adopt the citation, with Councilors Pelletier and Washington absent and not voting.

ORDERS – HEARINGS

Curb removals:

22. Derek Sousa, 50 Hayfield Lane – removal of 8 feet at 50 Hayfield Lane

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

Approved, September 13, 2023

Paul E. Coogan, Mayor

23. Seafox Holdings LLC, 515 Sanford Road, Westport, MA 02790 – removal of 85.6 feet at 1375 Airport Road

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

Approved, September 13, 2023

Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS

24. Police Chief's report on licenses:

Taxicab Drivers

Zafar M. Baig Joseph Medo Tarsha Merie Sousa

Private Livery Drivers

Teofilo Braga Ubirajara Czaikoloski Wayne Delisle

Josue Michel Joseph Ozak

Taxicab Vehicles

Peter Transportation, Inc. – one (1) vehicle

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

25. Auto Body Shop License Renewals

Richard Duclos d/b/a Richard's Autobody and Paint – 44 6th Street

Paulo A. Carvalho d/b/a Carvalho's Tire and Auto Center, Inc. – 410 Second Street

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

Approved, September 13, 2023

Paul E. Coogan, Mayor

26. Auto Body Shop License Transfers:

a. Auto Body Shop License No. 40 located at 400 Second Street from Carlos C. Sousa d/b/a Carlos Auto Body to Paulo A. Carvalho d/b/a Carvalho's Tire and Auto Center, Inc.

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to adopt the order, with Councilors Pelletier and Washington absent and not voting.
Approved, September 13, 2023
Paul E. Coogan, Mayor

b. Auto Body Shop License No. 151 located at 751 Eastern Avenue from Khoury Enterprises, LLC. d/b/a Deschenes Body Repair to David Del Rosario d/b/a Deschenes Body Repair

On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to adopt the order, with Councilors Pelletier and Washington absent and not voting.
Approved, September 13, 2023
Paul E. Coogan, Mayor

27. Auto Repair Shop License Renewals

Robert P. Fortier d/b/a Fortier's Auto Sales and Service, Inc . – 605 Globe Street
Paulo A. Carvalho d/b/a Carvalho's Tire and Auto Center, Inc. – 410 Second Street
Jason Ventura d/b/a AA Auto Repair and Sales, LLC – 401 Bedford Street

On a motion made by Councilor Cadime and seconded by Councilor Laliberte, it was unanimously voted to adopt the order, with Councilors Pelletier and Washington absent and not voting.
Approved, September 13, 2023
Paul E. Coogan, Mayor

28. Auto Repair Shop License Transfer

Auto Repair Shop License No. 168 located at 697 Pleasant Street from Jose Pinheiro d/b/a Pinheiro Automotive and Repair Center, Inc. to Wilson Frank Elias d/b/a One Stop Auto Center, Inc.

On a motion made by Councilor Raposo and seconded by Councilor Dionne, it was unanimously voted to adopt the order, with Councilors Pelletier and Washington absent and not voting.
Approved, September 13, 2023
Paul E. Coogan, Mayor

29. City Engineer prepare plans for the acceptance of the following streets:

a. Gatehouse Drive from Maple Street to Prospect Street

On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to refer the order to the Planning Board, with Councilors Pelletier and Washington absent and not voting.

b. Mohawk Drive from Indian Town Road to Mohawk Drive

On a motion made by Councilor Raposo and seconded by President Camara, it was unanimously voted to refer the order to the Planning Board, with Councilors Pelletier and Washington absent and not voting.

30. City Engineer prepare plans for the discontinuance of the following streets:
a. Ash Street from Ash Street to Globe Street

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

b. Center Street from South Beacon Street to Ash Street

On a motion made by Councilor Raposo and seconded by Councilor Dionne, it was unanimously voted to refer the order to the Planning Board, with Councilors Pelletier and Washington absent and not voting.

c. Vine Street from South Beacon Street to Ash Street

On a motion made by Councilor Raposo and seconded by President Camara, it was unanimously voted to refer the order to the Planning Board, with Councilors Pelletier and Washington absent and not voting.

31. City Council appointment of Jonathan Lima to the Fall River Historical Commission

Councilor Raposo asked for more details regarding this appointment. Vice President Pereira explained that she had spoken with Mr. Lima regarding the appointment and he was eager to serve the City. Councilor Laliberte and Vice President Pereira held a brief discussion regarding Mr. Lima's involvement with the development of historical properties. Councilor Dionne stated that there may be others interested in the vacancy. President Camara and Councilor Kilby explained that the other nominee that had been recommended had declined the position. On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to adopt the order, with Councilors Pelletier and Washington absent and not voting.

COMMUNICATIONS – INVITATIONS – PETITIONS

32. 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 Councilors Pelletier and Washington absent and not voting.

33. Anonymous communication regarding Tax Work-Off Program for Veterans

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

34. Anonymous communication regarding alleged ADA non-compliance at 920 Plymouth Avenue

Councilor Kilby expressed concern regarding anonymous communications, as it made it more challenging to contact residents to help rectify issues. Councilor Dionne stated that she spoke with the resident who had submitted item 33 and he provided his name so she would be able to assist him. On a motion made by Vice President Pereira and seconded by Councilor Cadime, it was unanimously voted that the communication be accepted and placed on file and a copy be forwarded to Corporation Counsel, with Councilors Pelletier and Washington absent and not voting.

35. Open Meeting Law Complaint filed by Patrick Higgins re: August 15, 2023 alleged violation by City Council

On a motion made by Vice Presidnet Pereira and seconded by President Camara, it was unanimously voted to refer the complaint to Corporation Counsel, with Councilors Pelletier and Washington absent and not voting.

36. Fall River Public Library Annual Report

On a motion made by Councilor Dionne and seconded by President Camara, it was unanimously voted that the communication be accepted and placed on file, with Councilors Pelletier and Washington absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Raposo, it was unanimously voted to take items 37 through 39 together, with Councilors Pelletier and Washington absent and not voting.

City Council Minutes:

37. Public Hearings – August 15, 2023
38. Committee on Finance – August 15, 2023
39. Regular Meeting – August 15, 2023

On a motion made by Councilor Cadime and seconded by Councilor Raposo, it was unanimously voted that the minutes be approved, with Councilors Pelletier and Washington absent and not voting.

BULLETINS – NEWSLETTERS – NOTICES – None

ITEMS FILED AFTER THE AGENDA DEADLINE
CITY COUNCIL MEETING DATE: SEPTEMBER 12, 2023

RESOLUTIONS

20a. The Committee on Public Works and Transportation convene with the respective City representatives and affected property owners to discuss construction on President Avenue and complaints regarding property damage, overnight work and excessive noise.

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

A brief recess was taken from 9:12 p.m. to 9:14 p.m. for purposes of signing the Traffic, miscellaneous, Community Medicine Scheduling Coordinator and Renaming of standing committee to "Committee on Human Services, Housing, Youth, Elder and Veterans' Affairs" ordinances.

President Camara made a statement prior to adjournment regarding the preliminary election for the Mayor and City Council occurring on Tuesday, September 19, 2023, and encouraged residents to vote.

On a motion made by Councilor Raposo and seconded by Councilor Kilby, it was unanimously voted to adjourn at 9:15 p.m., with Councilor Pelletier and Washington 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

In City Council, September 26, 2023
Approved.

City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2023 SEP 12 A 9:48

CITY CLERK
FALL RIVER, MA

Alison M. Bouchard
City Clerk

Inês Leite
Assistant City Clerk

ORIGINAL POSTING: SEPTEMBER 8, 2023 AT 11:19 A.M.

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
TUESDAY, SEPTEMBER 12, 2023
REVISED AGENDA

5:15 P.M. COMMITTEE ON PUBLIC SAFETY

5:55 P.M. PUBLIC HEARING (OR IMMEDIATELY FOLLOWING THE COMMITTEE ON PUBLIC SAFETY MEETING IF IT RUNS PAST 5:55 P.M.)

Curb Removals

1. Derek Sousa, 50 Hayfield Lane, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
50 Hayfield Lane	16'	8	0'	24'

The applicant proposes to extend the existing 16' curb opening by an additional 4' on each side. The total opening for the location will be 24'.

2. Seafox Holdings LLC, 515 Sanford Road, Westport, MA, 02790, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
1375 Airport Road	0'	85.6'	0'	85.6'

The applicant proposes to construct a driveway entrance to serve a newly constructed warehouse/processing building in the Industrial Park. A total curb opening of 85.6' is required to accommodate the turning requirements of delivery vehicles. The total opening at the site will be 85.6'. This work has been completed.

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. *Fiscal Year 2023 Quarter 4 Budget Report (referred 7-15-23)
3. *Discussion with Administration and representatives from the Department of Emergency Medical Services, Community Development Agency and the Homeless and Substance Use Disorder Outreach Services re funding and contracting of a Mental Health Clinician. (adopted 8-15-23)
4. *Discussion with Administration re strategies to decrease the number of homeless encampments within the City. (adopted 8-15-23)

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

PRIORITY MATTERS

1. *Mayor requesting confirmation of the appointment of Ashley DaCunha to the Historical Commission
2. *Mayor requesting confirmation of the following reappointments to the Historical Commission:
   a. Elizabeth A. De Block
   b. Richard R. Mancini
3. *Mayor requesting confirmation of the appointment of Vania Marie Noverca-Viveiros to the Cultural Council
4. *Mayor requesting confirmation of the reappointment of Christopher Antao to the Cultural Council
5. *Mayor and order to accept the Massachusetts Office of Travel and Tourism (MOTT) Destination Development Capital (DDC) Grant Program in the amount of $50,000 to fund the purchase of a trolley bus.
6. *Mayor and resolution to execute the CDA Section 108 Loan with the U.S. Department of Housing and Urban Development of $2,500,000 for replacement of fire apparatus and equipment
7. *Mayor and loan order (with emergency preamble) re. Fall River School Department's proposal to Massachusetts School Building Authority for the Robert L. Medeiros Resiliency Preparatory Academy renovation project
8. *Mayor and proposed ordinance re panhandling restrictions

PRIORITY COMMUNICATIONS

9. *Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

10. *Proposed Ordinance – Traffic, handicapped parking
    Hamlet Street Middle Street Winter Street

First Reading:

11. *Proposed Ordinance – Traffic, miscellaneous
    Handicapped parking removals
    Fifth Street Alden Street Barnaby Street Bradford Avenue Buffinton Street
    Charles Street Division Street Globe Street Merchant Street

12. *Proposed Ordinance - Amendments regarding registered and certified mail notification requirements

13. *Proposed Ordinance – Thin-Film Plastic Bags

Adoption

14. *Order accepting the provisions of M.G.L. Chapter 59, Section 5N, allowing the City to establish a program to reduce a veteran's or veteran's spouse's property tax obligation in exchange for volunteer services

ORDINANCES

Second Reading and Enrollment:

15. *Proposed Ordinance – Traffic, miscellaneous

Section 1.

One way streets:

Thompson Street – Southerly from Brownell Street to President Avenue

Section 2.

Parking prohibited:

Thompson Street, west side, starting at a point 73 feet south of Brownell Street, for a distance of 25 feet southerly

Thompson Street, west side, starting at a point 107 feet north of President Avenue, for a distance of 36 feet northerly

Section 3.

Fifteen minute parking:

Eastern Avenue, west side, starting at a point 73 feet north of County Street, for a distance of 40 feet northerly - 7:00 a.m.–11:00 p.m., all days

Section 4.

Handicapped parking removals:

Second Street	Alden Street	Bradford Avenue	Broadway	Brownell Street
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16. *Proposed Ordinance - Community Medicine Scheduling Coordinator

17. *Proposed Ordinance – Renaming of standing committee to "Committee on Human Services, Housing, Elder and Veterans' Affairs"

RESOLUTIONS

18. *The Committee on Finance reconvene with a representative from the Massachusetts Department of Transportation, the City Administrator and the City Engineer for an update on the progress of the Route 79/Davol Street Corridor Improvements Project.

19. *The Committee on Economic Development and Tourism convene with the Administration, Director of Traffic and representatives from community organizations to discuss improved signage within the City to direct visitors to attractions and events.

20. *The Committee on Health and Environmental Affairs convene with interested parties to discuss development of Davis Park and related funding.

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

CITATIONS

21. Lewis Latimer Fellowship Program – honoring of the pivotal legacy of Lewis H. Latimer, "The Renaissance Man"

ORDERS – HEARINGS

Curb removals:

22. Derek Sousa, 50 Hayfield Lane – removal of 8 feet at 50 Hayfield Lane
23. Seafox Holdings LLC, 515 Sanford Road, Westport, MA 02790 – removal of 85.6 feet at 1375 Airport Road

ORDERS – MISCELLANEOUS

24. Police Chief's report on licenses:

Taxicab Drivers

Zafar M. Baig Joseph Medo Tarsha Merie Sousa

Private Livery Drivers

Teofilo Braga Ubirajara Czaikoloski Wayne Delisle
Josue Michel Joseph Ozak

Taxicab Vehicles

Peter Transportation, Inc. – one (1) vehicle

25. Auto Body Shop License Renewals

Richard Duclos d/b/a Richard's Autobody and Paint – 44 6th Street
Paulo A. Carvalho d/b/a Carvalho's Tire and Auto Center, Inc. – 410 Second Street

26. Auto Body Shop License Transfers:

a. Auto Body Shop License No. 40 located at 400 Second Street from Carlos C. Sousa d/b/a Carlos Auto Body to Paulo A. Carvalho d/b/a Carvalho's Tire and Auto Center, Inc.
b. Auto Body Shop License No. 151 located at 751 Eastern Avenue from Khoury Enterprises, LLC. d/b/a Deschenes Body Repair to David Del Rosario d/b/a Deschenes Body Repair

27. Auto Repair Shop License Renewals

Robert P. Fortier d/b/a Fortier's Auto Sales and Service, Inc . – 605 Globe Street
Paulo A. Carvalho d/b/a Carvalho's Tire and Auto Center, Inc. – 410 Second Street
Jason Ventura d/b/a AA Auto Repair and Sales, LLC – 401 Bedford Street

28. Auto Repair Shop License Transfer

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a. Gatehouse Drive from Maple Street to Prospect Street
b. Mohawk Drive from Indian Town Road to Mohawk Drive

30. City Engineer prepare plans for the discontinuance of the following streets:
    a. Ash Street from Ash Street to Globe Street
    b. Center Street from South Beacon Street to Ash Street
    c. Vine Street from South Beacon Street to Ash Street

31. *City Council appointment of Jonathan Lima to the Fall River Historical Commission

COMMUNICATIONS – INVITATIONS – PETITIONS

32. *Claims
33. *Anonymous communication regarding Tax Work-Off Program for Veterans
34. *Anonymous communication regarding alleged ADA non-compliance at 920 Plymouth Avenue
35. *Open Meeting Law Complaint filed by Patrick Higgins re: August 15, 2023 alleged violation by City Council
36. *Fall River Public Library Annual Report

City Council Minutes:

37. *Public Hearings – August 15, 2023
38. *Committee on Finance – August 15, 2023
39. *Regular Meeting – August 15, 2023

BULLETINS – NEWSLETTERS – NOTICES – None

Alison M. Bouchard
City Clerk

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

7

City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED
2023 SEP -7 P 4:00
CITY CLERK
FALL RIVER, MA

September 7, 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 the Fall River School Department's proposal to the Massachusetts School Building Authority for the Robert L. Medeiros Resiliency Preparatory Academy project.

Thank you 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*

EMERGENCY PREAMBLE

WHEREAS, the attached loan order was not filed prior to 4:00 P.M. on Thursday, September 7, 2023, in accordance with Section 2-125 of the Code of the City of Fall River, Massachusetts, 2018, and

WHEREAS, it is important for the good of the city that the financial order be considered by the City Council, now therefore

BE IT RESOLVED, that said financial order be accepted for reading before the City Council.

City of Fall River, *In City Council*

Loan Order
Robert L. Medeiros Resiliency Preparatory Academy Renovation Project

ORDERED, that the City appropriates eight million one hundred one thousand six hundred thirty six dollars ($8,101,636) to pay costs of a door and window replacement project at Robert L. Medeiros Resiliency Preparatory Academy, 290 Rock Street, Fall River. The project consists of the replacement of exterior doors and windows and the addition of an accessible bathroom, which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the City may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of School Department. To meet this appropriation the City Treasurer, with the approval of the Mayor, is authorized to borrow said amount under G.L. Chapter 44, or pursuant to any other enabling authority. The City acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the City incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City; provided further that any grant that the City may receive from the MSBA for the Project shall not exceed the lesser of (1) eighty percent (80%) of eligible, approved project costs, as determined by the MSBA, and (2) the total maximum grant amount determined by the MSBA, and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the City and the MSBA.

FALL RIVER PUBLIC SCHOOLS

Facilities & Operations

Maria Pontes
Superintendent of Schools

Kenneth C. Pacheco
Chief Operations Officer

MEMORANDUM

TO: Mayor Paul Coogan

FROM: Kenneth Pacheco, Chief Operating Officer

DATE: Tuesday, September 12, 2023

RE: RLMRPA Design Development & Construction Phase

I am attaching herewith, for your consideration and vote to approve a total project budget proposal which will be presented to the Massachusetts School Building Authority on August 30, 2023. The project submission is for windows, doors and associated work at Robert L. Medeiros Resiliency Preparatory Academy, which is located on 290 Rock Street. This request was submitted as Statement of Interest on March 25, 2022 to the Accelerated Repair Program and was then moved to Feasibility Phase which was just completed. I have attached the total project budget along with the reimbursement schedule. Thank you in advance for your consideration to this matter.

417 Rock Street, Fall River, MA 02720 (t): 508 675-8420 (f): 508 675-8462

Existing Building Information Checklist
MSBA Accelerated Repair Program

District: Fall River, MA

School: Resiliency Preparatory Academy

Scope: Window and Door Replacement

Project ID: 202200950325

Existing Building Information Deliverables:

OPM	District	
		Building was reassessed on 6/21/2023 (see attached). Acknowledged: OPM 6/26/2023 Superintendent of Schools
☒	☒	Assessed value of the building: ~~$ 20,596,400~~ $28,067,800 Districts and their consultants are responsible for determining the applicability of 521 CMR, which is designed to make public buildings and facilities accessible to, functional for, and safe for use by persons with disabilities. Projects will not be recommended for Project Funding Agreement approval unless the scope, budget, and schedule in the Schematic Design submission include all ADA accessibility upgrades as required by CMR 521. If the District wishes to pursue a variance from the Massachusetts Architectural Access Board, a copy of the approved variance and the ADA upgrades required by the variance must be included in the Schematic Design submission.
☒	☒	Age of Invited Building System(s) • Age is the difference between the year of Statement of Interest submission and the first year of system use. • First year of system use for a system original to the school building is the first year of building occupancy. Roof: _____ or N/A Windows: 38 years (1984) or N/A Boilers: _____ or N/A *Use N/A where building system is not applicable based on Invitation to Accelerated Repair Program Board Action Letter. If during the Schematic Design Study phase, it is determined that the potential project does not meet the qualifying criteria of the Board of Directors' invitation, the District will be required to remove its Statement of Interest and will not be authorized for a Project Funding Agreement. The qualifying criteria is outlined in the Invitation to Accelerated Repair Program Board Action Letter.

I certify, as evidenced by the boxes set forth under the heading, "Existing Building Information Deliverables", which I have checked above, that I have done the following with the district and the designer:

a) determined the assessed value of the building;
b) reviewed existing information and confirmed the ages of the invited system(s);
c) reviewed the minimum qualifying age requirements of the invited system(s) in the Invitation to Accelerated Repair Program Board Action Letter;
d) and acknowledged that, if additional information is discovered during the Schematic Design Study phase that determines the potential project does not meet the qualifying criteria of the Board of Directors' invitation, the District will be required to remove its Statement of Interest and will not be authorized for a Project Funding Agreement for the project.

I understand that if a conflict is created between this form and the Statement of Interest, this document is the controlling document. I further recognize that the purpose of this form is to further understand existing building information.

Rudolph Barajas for Robert J. Lebrecque

Title: Project Director, Owner's Project Manager
Firm: STV Inc.
Date: February 7, 2023

I certify, as evidenced by the boxes set forth under the heading, "Existing Building Information Deliverables", which I have checked above, that I have done the following with the Owner's Project Manager and the designer:

a) determined the assessed value of the building;
b) reviewed existing information and confirmed the ages of the invited system(s);
c) reviewed the minimum qualifying age requirements of the invited system(s) in the Invitation to Accelerated Repair Program Board Action Letter;
d) and acknowledged that, if additional information is discovered during the Schematic Design Study phase that determines the potential project does not meet the qualifying criteria of the Board of Directors' invitation, the District will be required to remove its Statement of Interest and will not be authorized for a Project Funding Agreement for the project.

I understand that if a conflict is created between this form and the Statement of Interest, this document is the controlling document. I further recognize that the purpose of this form is to further understand existing building information.

Marian Torres

Title: Superintendent of Schools
Date: 2-8-2023

O-01 Map | 0039 Lot | 1 of 1 CARD | Government **Fall River**

	Total Card	Total Parcel
APPRAISED:	28,067,800	28,067,
USE VALUE:	28,067,800	28,067,
ASSESSED:	28,067,800	28,067,

PROPERTY LOCATION

No.	Alt No	Direction/Street/City
290		ROCK ST. FALL RIVER

OWNERSHIP

Int #:

Owner 1:	FALL RIVER CITY OF
Owner 2:	
Owner 3:	
Street 1:	417 ROCK ST
Street 2:	
Twn/City:	FALL RIVER
St/Prov:	MA Cntry: Own Occ:
Postal:	02720 Type:

PREVIOUS OWNER

Owner 1:	-
Owner 2:	-
Street 1:	
Twn/City:	
St/Prov:	Cntry:
Postal:	

NARRATIVE DESCRIPTION

This parcel contains 51,401 SQ FT of land mainly classified as CITY ED with a SCHOOL Building built about 1930, having primarily BRICK Exterior and 126146 Square Feet, with 1 Unit, 0 Bath, 0 3/4 Bath, 0 HalfBath, 0 Rooms, and 0 Bdrm.

OTHER ASSESSMENTS

Code	Descrip/No	Amount	Com Int

PROPERTY FACTORS

Item	Code	Description	%	Item	Code	Description
Z	A-2	Apr<7 >19	100	Water		
Q				Sewer		
H				Elecin		
Census:				Exmpt		
Flood Haz:						
D				Topo		
S				Street		
I				Gas		

IN PROCESS APPRAISAL SUMMARY

Use Code	Land Size	Building Value	Yard Items	Land Value	Total Value
934	51401.000	27,886,100	10,800	170,900	28,067,800
[redacted]	1.180	27,886,100	10,800	170,900	28,067,800
[redacted]	1.180	27,886,100	10,800	170,900	28,067,800

Source: Market Adj Cost | Total Value per SQ unit/Card: 222.50 | /Parcel: 222.50

Legal Description | User Acct | GIS Ref | GIS Ref | Insp Date: 09/19/22 | Entered Lot Size | Total Land: | Land Unit Type:

PREVIOUS ASSESSMENT

Parcel ID: O-01-0039

Tax Yr	Use	Cat	Bldg Value	Yrd Items	Land Size	Land Value	Total Value	Assess'd Value	Notes	Date
2023	934	FV	20,596,400	10800	51,401	170,900	20,778,100		Year End Roll	12/9/2022
2022	934	FV	20,596,400	10800	51,401	170,900	20,778,100		Year End Roll	12/7/2021
2021	934	FV	20,595,900	10100	51,401	166,200	20,772,200		Year End Roll	12/15/2020
2020	934	PTCH	19,955,000	9500	51,401	169,000	20,133,500	20,133,500	patch	7/15/2020
2020	934	FV	19,955,000	9500	51,401	169,000	20,133,500	20,133,500	YER	1/2/2020
2019	934	FV	8,690,100	9500	51,401	169,000	8,868,600	8,868,600	YER	12/20/2018
2018	934	FV	3,800,800	9500	51,401	169,000	3,979,300	3,979,300	Year End Roll	12/5/2017
2017	934	FV	3,800,800	9500	51,401	169,000	3,979,300	3,979,300	Year End Roll	12/6/2016

SALES INFORMATION

TAX DISTRICT | PAT ACCT. 19910

Grantor	Legal Ref	Type	Date	Sale Code	Sale Price	Vi	Tst	Verif	Notes
	N/A		1/1/1900			No	No		

BUILDING PERMITS

Date	Number	Descrip	Amount	C/O	Last Visit	Fed Code	F. Descrip	Comment
5/21/2020	671	REPAIRS	3,146,300	C				

ACTIVITY INFORMATION

Date	Result	By	Name
6/21/2023	INSPECTED	DR	Doug Rebello
9/19/2022	MEASURED	DW	DAN WERT
1/1/1999	MEAS+INSPCTD	000	

Sign: VERIFICATION OF VISIT NOT DATA ___/___/___

(19910)

PRINT

Date	Time
06/22/23	12:28:29

LAST REV

Date	Time
06/21/23	10:26:16

drebello

USER DEFINED

Prior Id # 1:	
Prior Id # 2:	
Prior Id # 3:	
Prior Id # 1:	
Prior Id # 2:	
Prior Id # 3:	
Prior Id # 1:	
Prior Id # 2:	
Prior Id # 3:	
ASR Map:	
Fact Dist:	
Reval Dist:	
Year:	
LandReason:	
BldReason:	
CivilDistrict:	
Ratio:	

LAND SECTION (First 7 lines only)

Use Code	Description	LUC Fact	No of Units	Depth/ Price/Units	Unit Type	Land Type	LT Factor	Base Value	Unit Price	Adj	Neigh	Neigh Info	Neigh Mod	Inf 1	%	Inf 2	%	Inf 3	%	Appraised Value	Alt Class	%	Spec Land	J Code	Fact	Use Value	Notes
934	CITY ED		51401		SQ FT	SITE		0	3.6	0.92	8204									170,930				CNTR		170,900	C/I SITE

Total AC/HA:	1.18000	Total SF/SM:	51401	Parcel LUC:	934	CITY ED	Prime NB Desc:	CI 04 SF	Total:	170,930	Spl Credit:	Total:	170,900

EXTERIOR INFORMATION

Type	58	- SCHOOL
Sty Ht	5	- 5
(Un) Units	1	Total: 1
Foundation	1	- CONCRETE
Frame	2	- STEEL FRAME
Prime Wall	07	- BRICK
Sec Wall	09	- STONE 25 %
Roof Struct	4	- FLAT
Roof Cover	04	- TAR+GRAVEL
Color		
View / Desir		

GENERAL INFORMATION

Grade	A+	- EXCELLENT	
Year Blt	1930	Eff Yr Blt	
Alt LUC		Alt %	
Jurisdict		Fact	
Const Mod			
Lump Sum Adj			

INTERIOR INFORMATION

Avg Hi/Flr	STD	
Prim Int Wal	2	- PLASTER
Sec Int Wall		%
Partition	7	- TYPICAL
Prim Floors	14	- ASPHL TILE
Sec Floors	03	- HAROWOO 30 %
Bsmnt Flr	14	- ASPHL TILE
Subfloor		
Bsmnt Gar		
Electric	1	- EXTENSIVE
Insulation	2	- TYPICAL
Int vs Ext	S	
Heat Fuel	2	- GAS
Heat Type	5	- STEAM/HOTWAT
# Heat Sys	1	
% Heated	100	% AC
Solar HW	NO	Central Vac NO
% Com Wal		% Sprinkled 100

BATH FEATURES

Full Bath		Rating	
3/4 Bath		Rating	
1/2 Bath		Rating	
Other Fix	150	Rating	AVERAGE

OTHER FEATURES

Kits		Rating	
Frpl		Rating	
WSFire		Rating	

CONDO INFORMATION

Location	
Total Units	
Floor	
% Own	
Name	

DEPRECIATION

Phys Cond	VG	- Very Good	16 %
Functional			%
Economic			%
Special			%
Overtide			%
		Total:	16 %

CALC SUMMARY

Basic $ / SQ	191.00
Size Adj	0.76086766
Const Adj	1.06451678
Adj $ / SQ	154.702
Other Features	115729
Grade Factor	1.83
NBHD Inf	1.00000000
NBHD Mod	
LUC Factor	1.00
Adj Total	32964230
Depreciation	5274277
Depreciated Total	27689953

COMMENTS

INSP in 2022 by Patriot.. INSP in 2023 by City..
$3.2M RENO BP Completed.. All New
Electrical/HVAC/. Flooring/Bathrooms..

RESIDENTIAL GRID

1st Res Grid	Desc	# Units

Level	FY	LR	DR	D	K	FR	RR	BR	FB	HB	L	O
Other												
Upper												
Lvl 2												
Lvl 1												
Lower												
Totals	RMs:		BRs:		Baths:		HB					

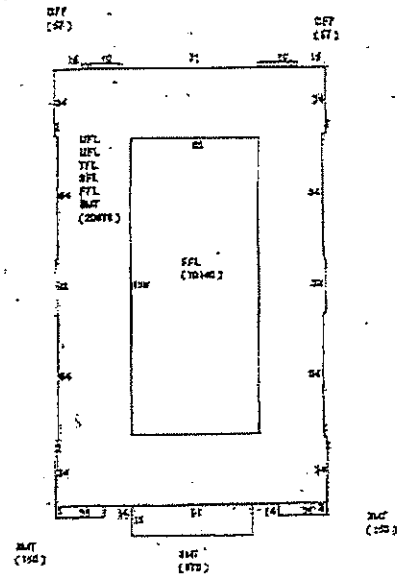
REMODELING

Exterior	
Interior	2022
Additions	
Kitchen	
Baths	2022
Plumbing	
Electric	2022
Heating	2022
General	2022

RES BREAKDOWN

No Unit	RMS	BRS	FL
Totals			

SKETCH



COMPARABLE SALES

Rate	Parcel ID	Typ	Date	Sale Price

WtAv $/SQ		AvRate	Ind.Val
Jurts. Factor		Before Depr	283.10
Special Features	196100	Val/Sq Net	202.98
Final Total	27886100	Val/Sq SzAd	242.45

SUB AREA

Code	Description	Area SQ	Rate AV	Undepr Value
UFL	UPPR FLOOR	41,952	139.230	5,841,041
FFL	1ST FLOOR	31,116	154.700	4,813,698
BMT	BASEMENT	22,252	41.000	912,242
SFL	2ND FLOOR	20,976	154.700	3,245,023
TFL	3RD FLOOR	20,976	146.970	3,082,772
OFP	OPEN PORCH	114	24.000	2,736
	Net Sketched Area	137,386	Total:	17,897,510
Size Ad	115020	Gross Area	137386	FinArea 126146

SUB AREA DETAIL

Sub Area	% Usb	Descrip	% Type	Qu
BMT	100	AFB	50	

IMAGE

AssessPro Patriot Properties,

MOBILE HOME

Make: | Model: | Serial #: | Year: | Color:

PARCEL ID 0-01-0039

SPEC FEATURES/YARD ITEMS

Code	Description	A/V/S	Qty	Size/Dim	Qual	Cond	Year	Unit Price	D/S	Dep	LUC	Fact	NB Fa	Appr Value	UCod	Fact	Jurs Value
85	PAVING	D Y	1	12000	G	AV	1930	1.80	T	50	934			10,800			10,800
61	ELEV-PAS	M S	3	6	A	AV	1970	12,966.67	B	16	934			196,100			196,100

10,800 196,100 206,900

Schematic Design Submission Checklist
MSBA Accelerated Repair Program

District: City of Fall River, MA School District

School: Resiliency Preparatory Academy

Scope: Door & Window Replacement

Schematic Design Deliverables:

OPM	District	
☒	☒	Project Narrative: - Existing conditions analysis (hazardous materials, structural, etc.) - Explanation of proposed solution - Designer statement that the proposed solution meets the Massachusetts Stretch Energy Code and/or the International Energy Conservation Code
☒	☒	Code Analysis
☒	☒	Schematic Design Drawings
☒	☒	Cost Estimate (CSI Format) - Include all Proposed Alternates
☒	☒	Form 3011 – Total Project Budget
☒	☒	Project Cash Flow (cumulative line chart illustrating Total Project Budget)
☒	☒	Project Schedule (Gantt Chart)
☒	☒	Accelerated Repair Program Reimbursement Rate Certification signed by the District
☒	☒	Proposed project scope and budget vote language in compliance with MSBA standard vote language

Program Guidelines and Project Funding Agreement:

OPM	District	
☒	☒	MSBA Board of Directors authorization to execute a Project Funding Agreement is tied to the specific project scope and budget presented in the Schematic Design.
☒	☒	The portion of the Construction Contingency potentially eligible for reimbursement is set at 5% of the total estimated eligible construction costs as included in the PFA's Total Project Budget and is intended for hard costs only. The MSBA will complete one Change Order review per district in which the MSBA will review Change Orders for eligibility not validity. All ineligible costs will not be reimbursed.
☒	☒	The portion of the Owner's Contingency potentially eligible for reimbursement is set at 0.5% of the total estimated eligible construction costs as included in the PFA's Total Project Budget and is intended for soft costs only. All ineligible costs will not be reimbursed.
☒	☒	Prior to securing project funding, the district will draft proposed project scope and budget vote language in compliance with MSBA standard vote language and will provide the vote language to the MSBA for review and approval prior to taking the vote.
☒	☒	After bids have been received and actual construction costs are established, the district's potential Project Funding Agreement must be revised to reflect the actual construction costs in accordance with paragraph 2.3 of the Project Funding Agreement. If there are bid savings, the MSBA shares in the cost savings by reducing the maximum facilities grant to reflect reimbursable costs. If there is a bid overage, construction contingency is transferred to the construction budget to reflect the additional costs and is deemed ineligible. The transfer of construction contingency due to the bid overage results in a reduction to the maximum facilities grant.
☒	☒	MSBA's standardized Schedule of Values will be used by the district to ensure that all budget entries in the MSBA's ProPay system mirror the Total Project Budget Form 3011 following the PFA Bid Amendment. The MSBA will only reimburse eligible costs if they are entered to the correct cost codes in the Total Project Budget.
☒	☒	Budget Revision Requests will be submitted by the district in a timely manner to reflect changes to the Total Project Budget. After a Budget Revision Request is executed, the district will enter the Budget Revision Request into the ProPay system for approval by the MSBA.

☒	☒	MSBA's Audit Department will review requests for reimbursement in the ProPay system of $50,000 or more. All reimbursement requests which are less than $50,000 will be returned to the district without review. All districts are encouraged to attend ProPay training conducted by the Audit Department following the execution of a Project Funding Agreement.
☒	☒	OPM monthly reporting begins when the OPM contract is executed and continues until the project receives Board of Directors approval of the final audit. Failure to submit timely and complete reports may impact district reimbursement review and payment. OPM monthly reporting supports MSBA review of reimbursement requests.

I certify, as evidenced by the boxes set forth under the heading, "Schematic Design Deliverables," which I have checked above, that I have fulfilled all requirements described in Section 8.2 of the MSBA Standard Contract for Project Management Services (Accelerated Repair Program) by submitting the listed deliverables by the established deadline to the MSBA. I further certify, as evidenced by the boxes set forth under the heading, "Program Guidelines and Project Funding Agreement," which I have checked above, that I have explained the Program Guidelines and Project Funding Agreement to the district.

I understand that if a conflict is created between this form and the Project Funding Agreement, the Project Funding Agreement is the controlling document. I also understand that if a conflict is created between this form and the MSBA Standard Contract for Project Management Services (Accelerated Repair Program), the MSBA Standard Contract is the controlling document. I further recognize that the purpose of this form is to further understand the Project Funding Agreement and the MSBA Standard Contract for Project Management Services (Accelerated Repair Program).

Rudolph Barajas for
Robert J. Labrecque

Title: Project Director, Owner's Project Manager
Firm: STV, Inc.
Date: June 23, 2023

I certify, as evidenced by the boxes set forth under the heading, "Program Guidelines and Project Funding Agreement," which I have checked above, that I have read and understand the Program Guidelines and Project Funding Agreement. I certify, as evidenced by the boxes set forth under the heading, "Schematic Design Deliverables," which I have checked above, that I have reviewed the enumerated deliverables within the Schematic Design Submittal with the Owner's Project Manager and Designer. I further

certify, as evidenced by the boxes set forth under the heading, "Schematic Design Deliverables," which I have checked above, that the OPM has explained to me the OPM's responsibilities as described in Section 8.2 of the MSBA Standard Contract for Project Management Services (Accelerated Repair Program) to submit the designer's deliverables listed above.

I understand that if a conflict is created between this form and the Project Funding Agreement, the Project Funding Agreement is the controlling document. I also understand that if a conflict is created between this form and the MSBA Standard Contract for Project Management Services (Accelerated Repair Program), the MSBA Standard Contract is the controlling document. I further recognize that the purpose of this form is to further understand the Project Funding Agreement and the MSBA Standard Contract for Project Management Services (Accelerated Repair Program).

Marie Lopez

Title: Superintendent of Schools
Date:

MSBA Accelerated Repair Program Reimbursement Rate Certification
Calendar Year 2022

Fall River

MSBA Reimbursement Rate Calculation

Base Points	31.00
Income Factor	10.11
Property Wealth Factor	23.58
Poverty Factor	17.00
MSBA Reimbursement Rate*	80.00

Certification

By signing this Reimbursement Rate Certification, I hereby certify that I have read, understand, and accept the reimbursement rate set forth above, and I hereby acknowledge and agree on behalf of the Eligible Applicant that the above-stated reimbursement rate is the rate that will be used to calculate the maximum Total Facilities Grant for the proposed project.

* Per M.G.L. c. 70B §10, the reimbursement rate shall not be greater than 80%.

Paul E Coogan
Local Chief Executive Officer

6/22/2023
Date

Paul E Coogan
School Committee Chair

6/22/2023
Date

Matthew Pontes
Superintendent of Schools

6/21/2023
Date

ARTICLE

To see if the City of Fall River vote to appropriate, borrow or transfer from available funds, an amount of money to be expended under the direction of ***the Fall River School Committee*** **for a MSBA Accelerated Repair Project at Robert L. Medeiros Resiliency Preparatory Academy, 290 Rock Street, consisting of Windows and Doors replacement project, the project consists of replacement of exterior doors and windows and addition of an accessible bathroom,** which this proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the City may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"). The City acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the City incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City. Any grant that the City may receive from the MSBA for the Project shall not exceed the lesser of (1) 80 percent (%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

7

Total Project Budget

Fall River
Resiliency Preparatory School

8/23/2023

Total Project Budget: All costs associated with the project are subject to 963 CMR 2.16(5)	Estimated Budget	Scope Items Excluded from the Basis of Estimated Total Facilities Grant or Otherwise Ineligible	Basis of Estimated Total Facilities Grant[1]	Estimated Maximum Total Facilities Grant[1]
Feasibility Study Agreement				
OPM Feasibility Study	$75,000		$75,000	
A&E Feasibility Study	$46,250		$46,250	
Environmental & Site			$0	
Other			$0	
Feasibility Study Agreement Subtotal	$121,250	$0	$121,250	$97,000
Administration				$0
Legal Fees				
Owner's Project Manager			$0	
Design Development	$32,100		$32,750	
Construction Contract Documents	$23,500		$23,500	
Bidding	$254,003		$254,003	
Construction Contract Administration	$30,630		$36,330	
Closeout			$0	
Extra Services			$0	
Reimbursable & Other Services			$0	
Cost Estimates	$7,500		$7,500	
Advertising			$0	
Permitting			$0	
Owner's Insurance			$0	
Other Administrative Costs			$0	
Administration Subtotal	[illegible]	$0	[illegible]	[illegible]
Architecture and Engineering				
Basic Services			$0	
Design Development	$159,100		$158,140	
Construction Contract Documents	$16,500		$16,507	
Bidding	$115,850		$115,850	
Construction Contract Administration	$14,050		$14,650	
Closeout			$0	
Other Basic Services				
Basic Services Subtotal	[illegible]	$0	[illegible]	
Reimbursable Services				
Construction testing	$20,000		$20,000	
Printing (over minimum)	$5,000		$5,000	
Other Reimbursable Costs	$60,000		$60,000	
Hazardous Materials			$0	
Geotech & Geo-Env.			$0	
Site Survey			$0	
Wetlands			$0	
Traffic Studies			$0	
Architectural/Engineering Subtotal	[illegible]	$0	[illegible]	[illegible]
CM & Risk Preconstruction Services			$0	$0
Pre-Construction Services				
Site Acquisition			$0	
Land/Building Purchase			$0	
Appraisal Fees			$0	
Recording fees			$0	
Site Acquisition Subtotal	$0	$0	$0	$0
Construction Costs				
Construction Budget				
GMP Fee				
GMP Insurance				
GMP Contingency				
Division 1 - General Requirements	[illegible]			
Division 2 - Existing Conditions	[illegible]			
Division 3 - Concrete				
Division 4 - Masonry	[illegible]			
Division 5 - Metals	[illegible]			
Division 6 - Wood, Plastics and Composites	[illegible]			
Division 7 - Thermal and Moisture Protection	[illegible]			
Division 8 - Openings	[illegible]			
Division 9 - Finishes	[illegible]			
Division 10 - Specialties	[illegible]			
Division 11 - Equipment				
Division 12 - Furnishings	[illegible]			
Division 13 - Special Construction				
Division 14 - Conveying Systems				
Division 21 - Fire Suppression				
Division 22 - Plumbing	[illegible]			
Division 23 - HVAC	[illegible]			
Division 25 - Integrated Automation				
Division 26 - Electrical	[illegible]			
Division 27 - Communications				
Division 28 - Electronic Safety and Security				
Division 31 - Earthwork				
Division 32 - Exterior Improvements	[illegible]			
Division 33 - Utilities				
Construction Budget	[illegible]	$0	[illegible]	[illegible]

Cells highlighted in yellow include equations or formulas for the calculation of the project's Maximum Total Facilities Grant and for the analysis of the project's budget. The equations in the highlighted cells should not be changed.

Soft Cost Reimbursement

Cats Budget	Excluded	Eligible Soft Costs	Category
$373,993	$0	$373,993	Administration
$508,850	$0	$508,850	A/E Services
	Ineligible therefore not included in calculation		Site Acquisition
$0	$0	$0	Miscellaneous Proj Costs
$0	$0	$0	FF&E
$34,215	$0	$34,215	Potentially Eligible Owner's Contingency
		[illegible]	Total Eligible Soft Costs
		[illegible]	Total Eligible Less Cap Exclusions

Construction Costs associated with Soft Cost Cap Calculation

Extra Eligible Budget	Construction Costs	Category
$0	$0	CM Preconstruction services
$5,842,837	$5,842,837	Construction Cost
	Not included in this calculation	Construction Contingency
	$5,842,837	Total Construction Cost
	20%	Soft Cost Allowance
	[illegible]	Reimbursable Soft Cost
	[illegible]	Eligible minus Reimbursable
	[illegible]	20% Soft Cost Exclusion

If Eligible minus Reimbursable is negative, then no exclusion is applied.
If Eligible minus Reimbursable is positive, then subtract Potentially Eligible Owner's Contingency until the Eligible minus Reimbursable amount is zero; any remaining value is entered as the Soft Costs that exceed 20% of Constr. Cost in the Ineligible column.

	Construction Budget	$5,842,837		
OPM Services		Eligible Fees	Total % of Const.	OPM Fee @ 10.00%
Basic Services	$321,973	$321,973	5.43%	$584,284
Extra Services	$0		0.00%	
Designer Services		Eligible Fees	Total % of Constr.	Design Fee @ 10.00%
Basic Services	$403,850	$403,850	6.90%	$1,095,125
Extra Services	$106,000		2.50%	

OPM [illegible]
Contingency [illegible]
Cost Est [illegible]

[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
Total Direct Costs	[illegible]		[illegible]	[illegible]	[illegible]

[illegible] Scope	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]				
Exterior Doors	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
ADA Toilet	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
ADA [illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
ADA [illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	

Total Project Budget

Fall River
Resiliency Preparatory School

8/23/2023

Total Project Budget: All costs associated with the project are subject to 963 CMR 2.14(3)	Estimated Budget	Scope Items Excluded from the Basis of Estimated Total Facilities Costs or Otherwise Ineligible	Basis of Estimated Total Facilities Grant[1]	Estimated Maximum Total Facilities Grant[2]
Alternates			$0	
			$0	
			$0	
Alternates Subtotal	$0	$0	$0	$0
Miscellaneous Project Costs			$0	
Utility Company Fees			$0	
Testing Services			$0	
Swing Space/Leases			$0	
Other Project Costs (testing & staging)			$0	
Misc. Project Costs Subtotal	$0	$0	$0	$0
Furnishings and Equipment			$0	
Furnishings			$0	
Equipment			$0	
Computer Equipment			$0	
FF&E Subtotal	$0	$0	$0	$0
			$0	
Soft Costs that exceed 20% of Construction Cost		[illegible]	$0	
Project Budget	$7,725,280	$0	$7,725,280	$6,180,224

Note: Highlighted in yellow indicate costs associated with the construction of the project's Maximum Total Facilities Grant and the analysis of the project's budget. The square in the highlighted cells should not be changed.

Total Maximum Grant	$7,725,280	$6,180,224	$1,545,056	$1,545,056
Total Non-Eligible Estimated Costs	$896,376	$896,376	$896,376	$896,376
Construction Budget Costs	$6,828,904	$5,283,848	$648,680	$648,680

Board Memo Information:
[illegible]

Board Authorization	
Project Budget	$7,725,280
Scope Items Excluded or Otherwise Ineligible	$0
Basis of Estimated Total Facilities Grant	$7,725,280
Reimbursement Rate	80.00%
Estimated Maximum Total Facilities Grant	$6,180,224

Total Construction Contingency[1]	$342,142
Ineligible Construction Contingency[1]	$0
Potentially Eligible Construction Contingency[1]	$342,142
Total Owner's Contingency[1]	$34,214
Ineligible Owner's Contingency[1]	$0
Potentially Eligible Owner's Contingency[1]	$34,214
Total Potentially Eligible Contingency[1]	$376,356
Reimbursement Rate	80.00%
Potential Additional Contingency Grant Funds[2]	$301,085
Maximum Total Facilities Grant	$6,481,309
Total Project Budget	$6,181,636

Contingency Cap Calculations	
Eligible Construction Budget	$6,642,837
Eligible Const. Cost Cap @ 5%	$342,142
Eligible Construction Budget	$6,642,837
Eligible Owner's Cost Cap @ 10%[1]	$34,214

[1] 6 Total Eligible Soft Costs exceed Reimbursable Soft Cost Cap.

[illegible]

[1] [illegible]

[2] [illegible]

City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED
2023 SEP -6 P 1:43
CITY CLERK
FALL RIVER, MA

September 6, 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: Ashley DaCunha

Address: 501 Harvard Street
Fall River, MA 02720

Position: Historical Commission

Effective: September 6, 2023

Expiration: September 5, 2026

Sincerely,

Paul E. Coogan
Mayor

PC/amos

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

2a

City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED
2023 SEP -6 P 1:43
CITY CLERK
FALL RIVER, MA

September 6, 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 reappointment:

Name: Elizabeth A. De Block

Address: 52 Underwood Street
Fall River, MA 02720

Position: Historical Commission

Effective: September 6, 2023

Expiration: September 5, 2026

Sincerely,

Paul E. Coogan

Paul E. Coogan
Mayor

PC/amos

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

26

City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED
2023 SEP -6 P 1:43
CITY CLERK
FALL RIVER, MA

September 6, 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 reappointment:

Name: Richard R. Mancini

Address: 243 French Street
Fall River, MA 02720

Position: Historical Commission

Effective: September 6, 2023

Expiration: September 5, 2026

Sincerely,

Paul E. Coogan
Mayor

PC/amos

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

3

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED
2023 SEP -6 P 1:43
CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

September 6, 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: Vania Marie Noverca-Viveiros

Address: 324 Meridian Street
Fall River, MA 02720

Position: Cultural Council

Effective: September 6, 2023

Expiration: September 5, 2026

Sincerely,

Paul E. Coogan
Mayor

PC/amos

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

4

City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED
2023 SEP -6 P 1:43
CITY CLERK
FALL RIVER, MA

September 6, 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 reappointment:

Name: Christopher Antao

Address: 1510 Highland Avenue
Fall River, MA 02720

Position: Cultural Council

Effective: September 6, 2023

Expiration: September 5, 2026

Sincerely,

Paul E. Coogan
Mayor

PC/amos

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

5

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2023 AUG 24 A 10:58

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

August 18, 2023

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

Council President and Members of the Honorable Council,

Please find the following grant awards, which the City has been notified of, for your consideration and formal acceptance.

(1) The Massachusetts Office of Travel and Tourism (MOTT) Destination Development Capital (DDC) Grant Program in the amount of $50,000

Thank you in advance for your consideration with this request.

Sincerely,

Paul E Coogan

Paul E. Coogan
Mayor

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

City of Fall River, *In City Council*

ORDER:
The City of Fall River was awarded a grant through the Massachusetts Office of Travel and Tourism (MOTT) Destination Development Capital (DDC) Grant Program in the amount of $50,000 beginning immediately upon execution of the grant contract and terminating on June 30, 2024. This grant would fund the purchase of a trolley bus, which would transport patrons on a regular route designed to highlight popular tourist attractions and boost public interaction with local businesses.

NOW, THEREFORE, BE IT VOTED BY THE CITY COUNCIL: That the Mayor be and is hereby authorized in the name of the City of Fall River to accept and expend a Grant through MOTT in the amount of $50,000 to purchase a trolley bus with which to transport patrons on a regular tourist route.

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

5

COMMONWEALTH OF MASSACHUSETTS ~ STANDARD CONTRACT FORM

This form is jointly issued and published by the Office of the Comptroller (CTR), the Executive Office for Administration and Finance (ANF), and the Operational Services Division (OSD) as the default contract for all Commonwealth Departments when another form is not prescribed by regulation or policy. The Commonwealth deems void any changes made on or by attachment (in the form of addendum, engagement letters, contract forms or invoice terms) to the terms in this published form or to the Standard Contract Form Instructions and Contractor Certifications, the Commonwealth Terms and Conditions for Human and Social Services or the Commonwealth IT Terms and Conditions which are incorporated by reference herein. Additional non-conflicting terms may be added by Attachment. Contractors are required to access published forms at CTR Forms: https://www.macomptroller.org/forms. Forms are also posted at OSD Forms: https://www.mass.gov/lists/osd-forms.

CONTRACTOR LEGAL NAME: City of Fall River (and d/b/a):		COMMONWEALTH DEPARTMENT NAME: Massachusetts Office of Travel & Tourism MMARS Department Code: MMP	
Legal Address: (W-9, W-4): One Government Center, Fall River, MA, 02722		Business Mailing Address: 136 Blackstone Street, Boston, MA 02109	
Contract Manager: Paul Coogan	Phone:	Billing Address (if different):	
E-Mail: mayor@fallriverma.org	Fax:	Contract Manager: Marc Zappulla	Phone: (617) 973-8517
Contractor Vendor Code/FEI:		E-Mail: marc.zappulla@mass.gov	Fax: (617) 973-8525
Vendor Code Address ID (e.g. "AD001"): AD___. (Note: The Address ID must be set up for EFT payments.)		MMARS Doc ID(s): RFR/Procurement or Other ID Number:	

X NEW CONTRACT

PROCUREMENT OR EXCEPTION TYPE: (Check one option only)

__ Statewide Contract (OSD or an OSD-designated Department)
__ Collective Purchase (Attach OSD approval, scope, budget)
__ Department Procurement (includes all Grants - 815 CMR 2.00) (Solicitation Notice or RFR, and Response or other procurement supporting documentation)
__ Emergency Contract (Attach justification for emergency, scope, budget)
__ Contract Employee (Attach Employment Status Form, scope, budget)
X Other Procurement Exception (Attach authorizing language, legislation with specific exemption or earmark, and exception justification, scope and budget)

___ CONTRACT AMENDMENT

Enter Current Contract End Date *Prior* to Amendment: _____, 20___.
Enter Amendment Amount: $ _____. (or "no change")

AMENDMENT TYPE: (Check one option only. Attach details of amendment changes.)

__ Amendment to Date, Scope or Budget (Attach updated scope and budget)
__ Interim Contract (Attach justification for Interim Contract and updated scope/budget)
__ Contract Employee (Attach any updates to scope or budget)
__ Other Procurement Exception (Attach authorizing language/justification and updated scope and budget)

The Standard Contract Form Instructions and Contractor Certifications and the following Commonwealth Terms and Conditions document are incorporated by reference into this Contract and are legally binding: (Check ONE option): X Commonwealth Terms and Conditions __ Commonwealth Terms and Conditions For Human and Social Services __ Commonwealth IT Terms and Conditions

COMPENSATION: (Check ONE option): The Department certifies that payments for authorized performance accepted in accordance with the terms of this Contract will be supported in the state accounting system by sufficient appropriations or other non-appropriated funds, subject to intercept for Commonwealth owed debts under 815 CMR 9.00.
__ Rate Contract. (No Maximum Obligation) Attach details of all rates, units, calculations, conditions or terms and any changes if rates or terms are being amended.)
X Maximum Obligation Contract. Enter total maximum obligation for total duration of this contract (or new total if Contract is being amended). $50000.

PROMPT PAYMENT DISCOUNTS (PPD): Commonwealth payments are issued through EFT 45 days from invoice receipt. Contractors requesting accelerated payments must identify a PPD as follows: Payment issued within 10 days __% PPD; Payment issued within 15 days __ % PPD; Payment issued within 20 days __ % PPD; Payment issued within 30 days __% PPD. If PPD percentages are left blank, identify reason: X agree to standard 45 day cycle __ statutory/legal or Ready Payments (M.G.L. c. 29, § 23A); __ only initial payment (subsequent payments scheduled to support standard EFT 45 day payment cycle. See Prompt Pay Discounts Policy.)

BRIEF DESCRIPTION OF CONTRACT PERFORMANCE or REASON FOR AMENDMENT: (Enter the Contract title, purpose, fiscal year(s) and a detailed description of the scope of performance or what is being amended for a Contract Amendment. Attach all supporting documentation and justifications.) 7002-8029 For a competitive grant program administered by the office of travel and tourism; provided, that funds may be used to: (i) provide tourism and cultural marketing funds to businesses and regional tourism councils for the purpose of promoting and advertising in-state tourism in order to create jobs, support tourism-related businesses in the commonwealth and stimulate the state and local economies of the commonwealth; and (ii) improve facilities and destinations visited by in-state and out-of-state travelers, with the goals of increasing visitation, enticing repeat visitation and increasing the direct and indirect economic impacts of the tourism industry in all regions of the commonwealth.

ANTICIPATED START DATE: (Complete ONE option only) The Department and Contractor certify for this Contract, or Contract Amendment, that Contract obligations:

X 1. may be incurred as of the Effective Date (latest signature date below) and no obligations have been incurred prior to the Effective Date.
__ 2. may be incurred as of _____, 20___, a date LATER than the Effective Date below and no obligations have been incurred prior to the Effective Date.
__ 3. were incurred as of _____, a date PRIOR to the Effective Date below, and the parties agree that payments for any obligations incurred prior to the Effective Date are authorized to be made either as settlement payments or as authorized reimbursement payments, and that the details and circumstances of all obligations under this Contract are attached and incorporated into this Contract. Acceptance of payments forever releases the Commonwealth from further claims related to these obligations.

CONTRACT END DATE: Contract performance shall terminate as of June 30, 2024, with no new obligations being incurred after this date unless the Contract is properly amended, provided that the terms of this Contract and performance expectations and obligations shall survive its termination for the purpose of resolving any claim or dispute, for completing any negotiated terms and warranties, to allow any close out or transition performance, reporting, invoicing or final payments, or during any lapse between amendments.

CERTIFICATIONS: Notwithstanding verbal or other representations by the parties, the "Effective Date" of this Contract or Amendment shall be the latest date that this Contract or Amendment has been executed by an authorized signatory of the Contractor, the Department, or a later Contract or Amendment Start Date specified above, subject to any required approvals. The Contractor certifies that they have accessed and reviewed all documents incorporated by reference as electronically published and the Contractor makes all certifications required under the Standard Contract Form Instructions and Contractor Certifications under the pains and penalties of perjury, and further agrees to provide any required documentation upon request to support compliance, and agrees that all terms governing performance of this Contract and doing business in Massachusetts are attached or incorporated by reference herein according to the following hierarchy of document precedence, the applicable Commonwealth Terms and Conditions, this Standard Contract Form, the Standard Contract Form Instructions and Contractor Certifications, the Request for Response (RFR) or other solicitation, the Contractor's Response (excluding any language stricken by a Department as unacceptable, and additional negotiated terms, provided that additional negotiated terms will take precedence over the relevant terms in the RFR and the Contractor's Response only if made using the process outlined in 801 CMR 21.07, incorporated herein, provided that any amended RFR or Response terms result in best value, lower costs, or a more cost effective Contract.

AUTHORIZING SIGNATURE FOR THE CONTRACTOR:

X: _____, Date: _____.
(Signature and Date Must Be Captured At Time of Signature)
Print Name: _____.
Print Title: _____.

AUTHORIZING SIGNATURE FOR THE COMMONWEALTH:

X: _____, Date: _____.
(Signature and Date Must Be Captured At Time of Signature)
Print Name: Kate Fox.
Print Title: Executive Director, MOTT.

6

City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED
2023 AUG 29 P 3:22
CITY CLERK
FALL RIVER, MA

August 29, 2023

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

Dear Council President and Members of the Honorable Council:

On November 22, 2022, this Council adopted a Resolution authorizing Mayor Paul E. Coogan to submit a Section 108 Loan Guarantee Application to the Secretary of the U.S. Department of Housing and Urban Development (HUD) to secure funding for the replacement of aging fire apparatus and equipment.

On March 14, 2023, HUD approved the City's Section 108 Loan Guarantee Application in the amount of $2,500,000. This offer of commitment is subject to several conditions. One of those conditions is that the City shall provide additional security for the Guaranteed Loan.

Attached, I submit a proposed Resolution (as required by HUD) for your consideration at your September 12th meeting. The Resolution would be the Fall River City Council (City's Governing Body) pledging the full faith and credit of the City of Fall River as security in support of all obligations of the City of Fall River under the Section 108 Note and Contract.

Should you or any other Councilor have questions prior to September 12th, I urge you to immediately contact Michael P. Dion, Executive Director/CFO of the Fall River Community Development Agency. Mr. Dion will also be present at the City Council meeting to respond to any questions.

Sincerely,

Paul E. Coogan

Paul E. Coogan
Mayor

Enclosure

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

City of Fall River, *In City Council*

(Mayor Paul E. Coogan)

RESOLUTION OF LOCAL GOVERNING BODY PLEDGING THE CITY'S FULL FAITH AND CREDIT IN SUPPORT OF ITS SECTION 108 LOAN FOR THE REPLACEMENT OF FIRE APPARATUS AND EQUIPMENT

WHEREAS, the City of Fall River (the City) developed a Section 108 Loan Guarantee Application with the goal of obtaining financing for the replacement of the City's aging fire apparatus and equipment, and

WHEREAS, by resolution adopted by the City Council on November 22, 2022, and approved by Mayor Paul E. Coogan on November 23, 2022, the City Council authorized the Mayor Paul E. Coogan to submit the Section 108 Loan Guarantee Application and to accept and/or execute the contract(s) with the United States of America and to do all things necessary to carry out the City's application, and

WHEREAS, the City's Section 108 Loan Guarantee Application was approved on March 14, 2023, and the U.S. Department of Housing and Urban Development (HUD) issued an offer of commitment to guarantee the debt obligations of the City in the principal amount of $2,500,000, plus interest thereon (the Note) to finance activities described in the City's application, and

WHEREAS, HUD's guarantee of the Note will be governed by a Contract for Loan Guarantee Assistance under Section 108 of the Housing and Community Development Act of 1974, as amended, 42 U.S.C. 5308, between the City and HUD (the Contract), which requires a Resolution of the City Council to pledge the City's full faith and credit as security in support of all the obligations of the City of Fall River under the Note and Contract, now therefore

BE IT RESOLVED BY THE FALL RIVER CITY COUNCIL that:

Section 1. The City Council hereby pledges the full faith and credit of the City of Fall River for the prompt payment of the principal and interest of its Section 108 Loan for the replacement of aging fire apparatus and equipment, as evidenced by the Note, and such other charges as may be authorized under the Contract. The Note and other charges as may be authorized under the Contract constitutes a general indebtedness of the City of Fall River, payable from tax revenues of the City of Fall River and such other money as is lawfully available. For as long as the Note is outstanding the City of Fall River irrevocably pledges that it shall, in the manner provided by law within the constitutional and statutory limitations provided by the law without the assent of the voters, include in its annual property tax levy amounts sufficient, together with other money that is lawfully available, to pay principal and interest on the Note, and such other charges as may be authorized under the Contract, as the same become due. The full faith and credit of the City of Fall River is pledged irrevocably for the prompt payment of the principal and interest on the Note, and such other charges as may be authorized under the Contract, and such pledge shall be enforceable in mandamus against the City of Fall River.

Section 2. The provisions of this resolution are declared to be separate and severable. If a court of competent jurisdiction, all appeals having been exhausted or all appeal periods having run, finds any provision of this resolution to be invalid or unenforceable as to any person or circumstance, such offending provision shall, if feasible, be deemed to be modified to be within the limits of enforceability or validity. If the offending provision cannot be so modified, it shall be null and void with respect to the particular person or circumstance, and all other provisions of this resolution in all other respects, and the offending provision with respect to all other persons and all other circumstances shall remain valid and enforceable.

7

City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED
2023 SEP -7 P 4:00
CITY CLERK
FALL RIVER, MA

September 7, 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 the Fall River School Department's proposal to the Massachusetts School Building Authority for the Robert L. Medeiros Resiliency Preparatory Academy project.

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

Sincerely,

Paul E. Coogan
Mayor

PC/amos

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

7

FALL RIVER PUBLIC SCHOOLS

Facilities & Operations

Maria Pontes
Superintendent of Schools

Kenneth C. Pacheco
Chief Operations Officer

MEMORANDUM

TO: Mayor Paul Coogan

FROM: Kenneth Pacheco, Chief Operating Officer

DATE: Tuesday, September 12, 2023

RE: RLMRPA Design Development & Construction Phase

I am attaching herewith, for your consideration and vote to approve a total project budget proposal which will be presented to the Massachusetts School Building Authority on August 30, 2023. The project submission is for windows, doors and associated work at Robert L. Medeiros Resiliency Preparatory Academy, which is located on 290 Rock Street. This request was submitted as Statement of Interest on March 25, 2022 to the Accelerated Repair Program and was then moved to Feasibility Phase which was just completed. I have attached the total project budget along with the reimbursement schedule. Thank you in advance for your consideration to this matter.

417 Rock Street, Fall River, MA 02720 (t): 508 675-8420 (f): 508 675-8462

Existing Building Information Checklist
MSBA Accelerated Repair Program

District: Fall River, MA

School: Resiliency Preparatory Academy

Scope: Window and Door Replacement

Project ID: 202200950325

Existing Building Information Deliverables:

OPM	District	Building was reassessed on 6/21/2023 (see attached). Acknowledged: OPM 6/26/2023 Superintendent of Schools
☒	☒	Assessed value of the building: ~~$ 20,596,400~~ $28,067,800 Districts and their consultants are responsible for determining the applicability of 521 CMR, which is designed to make public buildings and facilities accessible to, functional for, and safe for use by persons with disabilities. Projects will not be recommended for Project Funding Agreement approval unless the scope, budget, and schedule in the Schematic Design submission include all ADA accessibility upgrades as required by CMR 521. If the District wishes to pursue a variance from the Massachusetts Architectural Access Board, a copy of the approved variance and the ADA upgrades required by the variance must be included in the Schematic Design submission.
☒	☒	Age of Invited Building System(s) • Age is the difference between the year of Statement of Interest submission and the first year of system use. • First year of system use for a system original to the school building is the first year of building occupancy. Roof: _____ or N/A Windows: 38 years (1984) or N/A Boilers: _____ or N/A *Use N/A where building system is not applicable based on Invitation to Accelerated Repair Program Board Action Letter. If during the Schematic Design Study phase, it is determined that the potential project does not meet the qualifying criteria of the Board of Directors' invitation, the District will be required to remove its Statement of Interest and will not be authorized for a Project Funding Agreement. The qualifying criteria is outlined in the Invitation to Accelerated Repair Program Board Action Letter.

I certify, as evidenced by the boxes set forth under the heading, "Existing Building Information Deliverables", which I have checked above, that I have done the following with the district and the designer:

a) determined the assessed value of the building;
b) reviewed existing information and confirmed the ages of the invited system(s);
c) reviewed the minimum qualifying age requirements of the invited system(s) in the Invitation to Accelerated Repair Program Board Action Letter;
d) and acknowledged that, if additional information is discovered during the Schematic Design Study phase that determines the potential project does not meet the qualifying criteria of the Board of Directors' invitation, the District will be required to remove its Statement of Interest and will not be authorized for a Project Funding Agreement for the project.

I understand that if a conflict is created between this form and the Statement of Interest, this document is the controlling document. I further recognize that the purpose of this form is to further understand existing building information.

Rudolph Barajas for Robert J. Lebrecque

Title: Project Director, Owner's Project Manager
Firm: STV Inc.
Date: February 7, 2023

I certify, as evidenced by the boxes set forth under the heading, "Existing Building Information Deliverables", which I have checked above, that I have done the following with the Owner's Project Manager and the designer:

a) determined the assessed value of the building;
b) reviewed existing information and confirmed the ages of the invited system(s);
c) reviewed the minimum qualifying age requirements of the invited system(s) in the Invitation to Accelerated Repair Program Board Action Letter;
d) and acknowledged that, if additional information is discovered during the Schematic Design Study phase that determines the potential project does not meet the qualifying criteria of the Board of Directors' invitation, the District will be required to remove its Statement of Interest and will not be authorized for a Project Funding Agreement for the project.

I understand that if a conflict is created between this form and the Statement of Interest, this document is the controlling document. I further recognize that the purpose of this form is to further understand existing building information.

Marian Fortes

Title: Superintendent of Schools
Date: 2-8-2023

O-01 Map | 0039 Lot | 1 of 1 CARD | Government Fall River

	Total Card	Total Parcel
APPRAISED:	28,067,800	28,067,
USE VALUE:	28,067,800	28,067,
ASSESSED:	28,067,800	28,067,

PROPERTY LOCATION

No	Alt No	Direction/Street/City
290		ROCK ST, FALL RIVER

OWNERSHIP

Date

Owner 1:	FALL RIVER CITY OF
Owner 2:	
Owner 3:	
Street 1:	417 ROCK ST
Street 2:	
Twn/City:	FALL RIVER
St/Prov:	MA Cntry: Own Occ:
Postal:	02720 Type:

PREVIOUS OWNER

Owner 1:	-
Owner 2:	-
Street 1:	
Twn/City:	
St/Prov:	Cntry:
Postal:	

NARRATIVE DESCRIPTION

This parcel contains 51,401 SQ FT of land mainly classified as CITY ED with a SCHOOL Building built about 1930, having primarily BRICK Exterior and 126146 Square Feet, with 1 Unit, 0 Bath, 0 3/4 Bath, 0 HalfBath, 0 Rooms, and 0 Bdrm.

OTHER ASSESSMENTS

Code	Descrip/No	Amount	Com Int

PROPERTY FACTORS

Item	Code	Description	%	Item	Code	Description
Z	A-2	Apt<7 >19	100	Water		
a				Sewer		
h				Elecn		
Census:				Exmpt		
Flood Haz						
n				Topo		
s				Street		
t				Gas		

IN PROCESS APPRAISAL SUMMARY

Use Code	Land Size	Building Value	Yard Items	Land Value	Total Value
934	51401.000	27,886,100	10,800	170,900	28,067,800
	1.180	27,886,100	10,800	170,900	28,067,800
	1.180	27,886,100	10,800	170,900	28,067,800

Legal Description

User Acct

GIS Ref

GIS Ref

Entered Lot Size

Total Land

Land Unit Type

Insp Date 09/19/22

Source: Market Adj Cost | Total Value per SQ unit/Cant: 222.50 | /Parcel: 222.50

Parcel ID 0-01-0039

[19910]

PREVIOUS ASSESSMENT

Tax Yr	Use	Cat	Bldg Value	Yrd Items	Land Size	Land Value	Total Value	Assess'd Value	Notes	Date
2023	934	FV	20,596,400	10800	51,401	170,900	20,778,100		Year End Roll	12/9/2022
2022	934	FV	20,596,400	10800	51,401	170,900	20,778,100		Year End Roll	12/7/2021
2021	934	FV	20,595,900	10100	51,401	166,200	20,772,200		Year End Roll	12/16/2020
2020	934	FTCH	19,955,000	9500	51,401	169,000	20,133,500	20,133,500	patch	7/15/2020
2020	934	FV	19,955,000	9500	51,401	169,000	20,133,500	20,133,500	YER	1/2/2020
2019	934	FV	8,690,100	9500	51,401	169,000	8,868,600	8,868,600	YER	12/20/2018
2018	934	FV	3,800,800	9500	51,401	169,000	3,979,300	3,979,300	Year End Roll	12/5/2017
2017	934	FV	3,800,800	9500	51,401	169,000	3,979,300	3,979,300	Year End Roll	12/8/2016

PRINT

Date	Time
06/22/23	12:28:29

LAST REV

Date	Time
06/21/23	10:26:16

drebello

19910

USER DEFINED

Prior Id # 1:	
Prior Id # 2:	
Prior Id # 3:	
Prior Id # 1:	
Prior Id # 2:	
Prior Id # 3:	
Prior Id # 1:	
Prior Id # 2:	
Prior Id # 3:	
ASR Map:	
Fact Dist:	
Reval Dist:	
Year:	
LandReason:	
BldReason:	
CivilDistrict:	
Ratio:	

SALES INFORMATION

TAX DISTRICT

PAT ACCT.

Grantor	Legal Ref	Type	Date	Sale Code	Sale Price	V	Tst	Verif	Notes
	N/A		1/1/1900			No	No		

BUILDING PERMITS

Date	Number	Descrip	Amount	C/O	Last Visit	Fed Code	F Descrip	Comment
5/21/2020	671	REPAIRS	3,146,300	C				

ACTIVITY INFORMATION

Date	Result	By	Name
6/21/2023	INSPECTED	DR	Doug Rebello
9/19/2022	MEASURED	DW	DAN WERT
1/1/1999	MEAS+INSPCTD	000	

Sign VERIFICATION OF VISIT NOT DATA / /

LAND SECTION (First 7 lines only)

Use Code	Description	LUC Fact	No of Units	Depth/ PriceUnits	Unit Type	Land Type	I.T. Factor	Base Value	Unit Price	Adj	Neigh	Neigh Info	Neigh Mod	Inf 1	%	Inf 2	%	Inf 3	%	Appraised Value	Alt Class	%	Spec Land	J Code	Fact	Use Value	Notes
934	CITY ED		51401		SQ FT	SITE		0	3.6	0.92	8204									170,930				CNTR		170,900	CI SITE

Total ACRE: 1.18000 | Total SF/SM: 51401 | Parcel LUC: 934 CITY ED | Prime NB Desc: CI 04 SF | Total: 170,930 | Spl Credit | Total: 170,900

7

EXTERIOR INFORMATION

Type:	58	- SCHOOL
Sty Ht:	5	- 5
Liv Units:	1	Total: 1
Foundation:	1	- CONCRETE
Frame:	2	- STEEL FRAME
Prime Wall:	07	- BRICK
Sec Wall:	09	- STONE 25 %
Roof Struct:	4	- FLAT
Roof Cover:	04	- TAR+GRAVEL
Color:		
View / Destr:		

GENERAL INFORMATION

Grade:	A+	- EXCELLENT	
Year Blt:	1930	Eff Y Blt:	
Alt LUC:		Alt %:	
Jurisdict:		Fact:	
Const Mod:			
Lump Sum Adj:			

INTERIOR INFORMATION

Avg Hi/Fl:	STD	
Prim Int Wall:	2	- PLASTER
Sec Int Wall:		%
Partition:	T	- TYPICAL
Prim Floors:	14	- ASPHL TILE
Sec Floors:	03	- HARDWOO 30 %
Bsmnt Flr:	14	- ASPHL TILE
Subfloor:		
Bsmnt Gar:		
Electric:	1	- EXTENSIVE
Insulation:	2	- TYPICAL
Int vs Ext:	S	
Heat Fuel:	2	- GAS
Heat Type:	5	- STEAM/HOTWAT
# Heat Sys:	1	
% Heated:	100	% AC:
Solar HW:	NO	Central Vac: NO
% Com Wall		% Sprinkled: 100

BATH FEATURES

Full Bath:		Rating:	
3/4 Bath:		Rating:	
1/2 Bath:		Rating:	
Other Fix:	150	Rating:	AVERAGE

OTHER FEATURES

Kits:		Rating:	
Fpl:		Rating:	
WS Flue:		Rating:	

CONDO INFORMATION

Location:	
Total Units:	
Floor:	
% Own:	
Name:	

DEPRECIATION

Phys Cond:	VG	- Very Good	16 %
Functional:			%
Economic:			%
Special:			%
Override:			%
Total:			16 %

CALC SUMMARY

Basic $/SQ:	191.00
Size Adj:	0.76086766
Const Adj:	1.06451678
Adj $/SQ:	154.702
Other Features:	115729
Grade Factor:	1.83
NBHD Inf:	1.00000000
NBHD Mod:	
LUC Factor:	1.00
Adj Total:	32964230
Depreciation:	5274277
Depreciated Total:	27689953

COMMENTS

INSP in 2022 by Patriot.. INSP in 2023 by City.. $3.2M RENO BP Completed... All New Electrical/HVAC/. Flooring/Bathrooms..

RESIDENTIAL GRID

1st Res Grid:	Desc:										# Units
Level	Fr	LR	DR	FD	LK	ER	RR	BR	UB	HB	1 0-1
Other											
Upper											
Lvl 2											
Lvl 1											
Lower											
Totals:	RMS:		BRs:		Baths:		HB:				

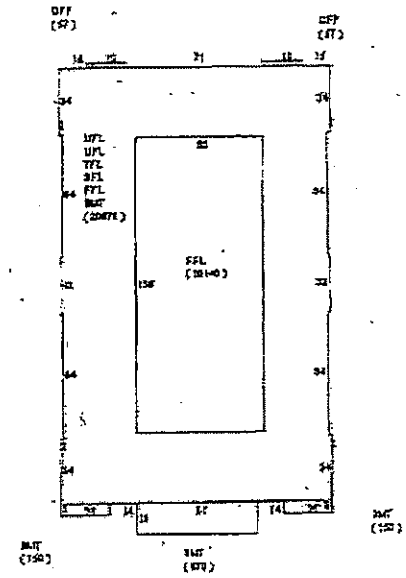
REMODELING

Exterior:	
Interior:	2022
Additions:	
Kitchen:	
Baths:	2022
Plumbing:	
Electric:	2022
Heating:	2022
General:	2022

RES BREAKDOWN

No Unit	RMS	BRS	FL
Totals			

SKETCH



SUB AREA

Code	Description	Area SQ	Rate AV	Undepr Value
UFL	UPPR FLOOR	41,952	139.230	5,841,041
FFL	1ST FLOOR	31,116	154.700	4,813,698
BMT	BASEMENT	22,252	41.000	912,242
SFL	2ND FLOOR	20,976	154.700	3,245,023
TFL	3RD FLOOR	20,976	146.970	3,082,772
OFP	OPEN PORCH	114	24.000	2,736
Net Sketched Area:		137,386	Total:	17,897,510
Size Adj:	115020	Gross Area:	137386	Fin Area: 126146

SUB AREA DETAIL

Sub Area	% Usbl	Descrip	% Type	Qu
BMT	100	AFB	SO	

COMPARABLE SALES

Rate	Parcel ID	Typ	Date	Sale Price

WAA$/SQ:		AvRate:	Ind Val:
Units Factor:		Before Depr:	283.10
Special Features:	196100	Val/Sq Net:	202.98
Final Total:	27886100	Val/Sq Gross:	242.45

MOBILE HOME

Make: | Model: | Serial #: | Year: | Color:

PARCEL ID 0-01-0039

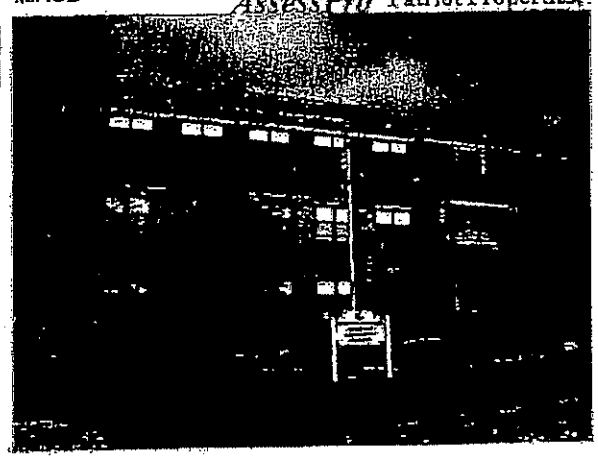
SPEC FEATURES/YARD ITEMS

Code	Description	A Y/S	Qty	Size/Dim	Qual	Cond	Year	Unit Price	D/S	Dep	LUC	Fact	NB Fa	Appr Value	UCod	Fact	Jurs Value
85	PAVING	D Y	1	12000	G	AV	1930	1.60	T	50	934			10,800			10,800
61	ELEV-PAS	M S	3	6	A	AV	1970	12,966.67	B	16	934			196,100			196,100

Other Value: 10,800 | Total Spec Value: 196,100 | Total: 206,900

IMAGE

AssessPro Patriot Properties



Schematic Design Submission Checklist
MSBA Accelerated Repair Program

District: City of Fall River, MA School District

School: Resiliency Preparatory Academy

Scope: Door & Window Replacement

Schematic Design Deliverables:

OPM	District	
☒	☒	Project Narrative: - Existing conditions analysis (hazardous materials, structural, etc.) - Explanation of proposed solution - Designer statement that the proposed solution meets the Massachusetts Stretch Energy Code and/or the International Energy Conservation Code
☒	☒	Code Analysis
☒	☒	Schematic Design Drawings
☒	☒	Cost Estimate (CSI Format) - Include all Proposed Alternates
☒	☒	Form 3011 – Total Project Budget
☒	☒	Project Cash Flow (cumulative line chart illustrating Total Project Budget)
☒	☒	Project Schedule (Gantt Chart)
☒	☒	Accelerated Repair Program Reimbursement Rate Certification signed by the District
☒	☒	Proposed project scope and budget vote language in compliance with MSBA standard vote language

Program Guidelines and Project Funding Agreement:

OPM	District	
☒	☒	MSBA Board of Directors authorization to execute a Project Funding Agreement is tied to the specific project scope and budget presented in the Schematic Design.
☒	☒	The portion of the Construction Contingency potentially eligible for reimbursement is set at 5% of the total estimated eligible construction costs as included in the PFA's Total Project Budget and is intended for hard costs only. The MSBA will complete one Change Order review per district in which the MSBA will review Change Orders for eligibility not validity. All ineligible costs will not be reimbursed.
☒	☒	The portion of the Owner's Contingency potentially eligible for reimbursement is set at 0.5% of the total estimated eligible construction costs as included in the PFA's Total Project Budget and is intended for soft costs only. All ineligible costs will not be reimbursed.
☒	☒	Prior to securing project funding, the district will draft proposed project scope and budget vote language in compliance with MSBA standard vote language and will provide the vote language to the MSBA for review and approval prior to taking the vote.
☒	☒	After bids have been received and actual construction costs are established, the district's potential Project Funding Agreement must be revised to reflect the actual construction costs in accordance with paragraph 2.3 of the Project Funding Agreement. If there are bid savings, the MSBA shares in the cost savings by reducing the maximum facilities grant to reflect reimbursable costs. If there is a bid overage, construction contingency is transferred to the construction budget to reflect the additional costs and is deemed ineligible. The transfer of construction contingency due to the bid overage results in a reduction to the maximum facilities grant.
☒	☒	MSBA's standardized Schedule of Values will be used by the district to ensure that all budget entries in the MSBA's ProPay system mirror the Total Project Budget Form 3011 following the PFA Bid Amendment. The MSBA will only reimburse eligible costs if they are entered to the correct cost codes in the Total Project Budget.
☒	☒	Budget Revision Requests will be submitted by the district in a timely manner to reflect changes to the Total Project Budget. After a Budget Revision Request is executed, the district will enter the Budget Revision Request into the ProPay system for approval by the MSBA.

☒	☒	MSBA's Audit Department will review requests for reimbursement in the ProPay system of $50,000 or more. All reimbursement requests which are less than $50,000 will be returned to the district without review. All districts are encouraged to attend ProPay training conducted by the Audit Department following the execution of a Project Funding Agreement.
☒	☒	OPM monthly reporting begins when the OPM contract is executed and continues until the project receives Board of Directors approval of the final audit. Failure to submit timely and complete reports may impact district reimbursement review and payment. OPM monthly reporting supports MSBA review of reimbursement requests.

I certify, as evidenced by the boxes set forth under the heading, "Schematic Design Deliverables," which I have checked above, that I have fulfilled all requirements described in Section 8.2 of the MSBA Standard Contract for Project Management Services (Accelerated Repair Program) by submitting the listed deliverables by the established deadline to the MSBA. I further certify, as evidenced by the boxes set forth under the heading, "Program Guidelines and Project Funding Agreement," which I have checked above, that I have explained the Program Guidelines and Project Funding Agreement to the district.

I understand that if a conflict is created between this form and the Project Funding Agreement, the Project Funding Agreement is the controlling document. I also understand that if a conflict is created between this form and the MSBA Standard Contract for Project Management Services (Accelerated Repair Program), the MSBA Standard Contract is the controlling document. I further recognize that the purpose of this form is to further understand the Project Funding Agreement and the MSBA Standard Contract for Project Management Services (Accelerated Repair Program).

Rudolph Barajas for
Robert J. Labrecque

Title: Project Director, Owner's Project Manager
Firm: STV, Inc.
Date: June 23, 2023

I certify, as evidenced by the boxes set forth under the heading, "Program Guidelines and Project Funding Agreement," which I have checked above, that I have read and understand the Program Guidelines and Project Funding Agreement. I certify, as evidenced by the boxes set forth under the heading, "Schematic Design Deliverables," which I have checked above, that I have reviewed the enumerated deliverables within the Schematic Design Submittal with the Owner's Project Manager and Designer. I further

certify, as evidenced by the boxes set forth under the heading, "Schematic Design Deliverables," which I have checked above, that the OPM has explained to me the OPM's responsibilities as described in Section 8.2 of the MSBA Standard Contract for Project Management Services (Accelerated Repair Program) to submit the designer's deliverables listed above.

I understand that if a conflict is created between this form and the Project Funding Agreement, the Project Funding Agreement is the controlling document. I also understand that if a conflict is created between this form and the MSBA Standard Contract for Project Management Services (Accelerated Repair Program), the MSBA Standard Contract is the controlling document. I further recognize that the purpose of this form is to further understand the Project Funding Agreement and the MSBA Standard Contract for Project Management Services (Accelerated Repair Program).

Title: Superintendent of Schools
Date:

MSBA Accelerated Repair Program Reimbursement Rate Certification
Calendar Year 2022

Fall River

MSBA Reimbursement Rate Calculation	
Base Points	31.00
Income Factor	10.11
Property Wealth Factor	23.58
Poverty Factor	17.00
MSBA Reimbursement Rate*	80.00

Certification

By signing this Reimbursement Rate Certification, I hereby certify that I have read, understand, and accept the reimbursement rate set forth above, and I hereby acknowledge and agree on behalf of the Eligible Applicant that the above-stated reimbursement rate is the rate that will be used to calculate the maximum Total Facilities Grant for the proposed project.

* Per M.G.L. c. 70B §10, the reimbursement rate shall not be greater than 80%.

Paul E Coogan
Local Chief Executive Officer

6/22/2023
Date

Paul E Coogan
School Committee Chair

6/22/2023
Date

Matthew Pettes
Superintendent of Schools

6/21/2023
Date

ARTICLE

To see if the City of Fall River vote to appropriate, borrow or transfer from available funds, an amount of money to be expended under the direction of ***the Fall River School Committee*** **for a MSBA Accelerated Repair Project at Robert L. Medeiros Resiliency Preparatory Academy, 290 Rock Street, consisting of Windows and Doors replacement project, the project consists of replacement of exterior doors and windows and addition of an accessible bathroom,** which this proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the City may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"). The City acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the City incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City. Any grant that the City may receive from the MSBA for the Project shall not exceed the lesser of (1) **80 percent (%)** of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

MOTION/VOTE/ORDER

That the **City of Fall River, MA** appropriates the amount of **$8,101,636.00** Dollars for the purpose of paying costs of a door and window replacement project at **Robert L Medeiros Resiliency Preparatory Academy, 290 Rock Street, Fall River, MA. The project consists of replacement of exterior doors and windows and addition of an accessible bathroom, which this proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the City of Fall River, MA** may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of **the Director of City Operations and Fall River School Department's Chief Operating Officer.** To meet this appropriation **the Mayor, through the City Council,** is authorized to borrow said amount under M.G.L. Chapter 44, or pursuant to any other enabling authority. The **City** acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the **City** incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the **City**; provided further that any grant that the **City** may receive from the MSBA for the Project shall not exceed the lesser of (1) **80 percent (%)** of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the **City of Fall River,** and the MSBA.

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Total Project Budget

Fall River
Resiliency Preparatory School

8/23/2023

Total Project Budget: All costs associated with the project are subject to 963 CMR 2.16(5)	Estimated Budget	Scope Items Excluded from the Basis of Estimated Total Facilities Grant or Otherwise Ineligible	Basis of Estimated Total Facilities Grant	Estimated Maximum Total Facilities Grant
Feasibility Study Agreement				
OPM Feasibility Study	$75,000		[illegible]	
A&E Feasibility Study	[illegible]		[illegible]	
Env. & Site			$0	
Other			$0	
Feasibility Study Agreement Subtotal	[illegible]	$0	[illegible]	$97,000
Administration				
Legal Fees			$0	$0
Owner's Project Manager				
Design Development			$0	
Construction Contract Documents	$32,150		$32,150	
Bidding	$23,500		$23,540	
Construction Contract Administration	$204,033		$204,033	
Closeout	$20,810		$36,830	
Extra Services			$0	
Reimbursable & Other Services			$0	
Cost Estimates			[illegible]	
Advertising	$7,500		$0	
Permitting			$0	
Owner's Insurance			$0	
Other Administrative Costs			$0	
Administration Subtotal	[illegible]	$0	[illegible]	[illegible]
Architecture and Engineering				
Basic Services				
Design Development			$0	
Construction Contract Documents	[illegible]		[illegible]	
Bidding	$18,500		$18,300	
Construction Contract Administration	$119,050		$119,350	
Closeout	[illegible]		$16,000	
Other Basic Services			$0	
Basic Services Subtotal	[illegible]	$0	[illegible]	
Reimbursable Services				
Construction testing	$20,000		$20,000	
Printing (over minimum)	$5,000		[illegible]	
Other Reimbursable Costs			$0	
Hazardous Materials	$60,000		[illegible]	
Geotech & Geo-Env.			$0	
Site Survey			$0	
Wetlands			$0	
Traffic Studies			$0	
Architectural/Engineering Subtotal	[illegible]	$0	[illegible]	[illegible]
CM & Risk Preconstruction Services			$0	$0
Pre-Construction Services				
Site Acquisition			$0	
Land/Building Purchase			$0	
Appraisal Fees			$0	
Recording fees			$0	
Site Acquisition Subtotal	$0	$0	$0	$0
Construction Costs				
Construction Budget				
GMP Fee				
GMP Insurance				
GMP Contingency				
Division 1 - General Requirements	[illegible]			
Division 2 - Existing Conditions	[illegible]			
Division 3 - Concrete				
Division 4 - Masonry	[illegible]			
Division 5 - Metals	[illegible]			
Division 6 - Woods, Plastics & Composites	[illegible]			
Division 7 - Thermal and Moisture Protection	[illegible]			
Division 8 - Openings	[illegible]			
Division 9 - Finishes	[illegible]			
Division 10 - Specialties	[illegible]			
Division 11 - Equipment				
Division 12 - Furnishings	[illegible]			
Division 13 - Special Construction				
Division 14 - Conveying Systems				
Division 21 - Fire Suppression				
Division 22 - Plumbing	[illegible]			
Division 23 - HVAC	[illegible]			
Division 25 - Integrated Automation				
Division 26 - Electrical	[illegible]			
Division 27 - Communications				
Division 28 - Electronic Safety and Security				
Division 31 - Earthwork				
Division 32 - Exterior Improvements	[illegible]			
Division 33 - Utilities				
Construction Budget	[illegible]	$0	[illegible]	[illegible]

Cells highlighted in yellow include algorithms in the spreadsheet for the calculation of the project's Maximum Total Facilities Grant and for the analysis of the project's budget. The algorithms in the highlighted cells should not be changed.

Soft Cost Reimbursement

Cost Budget	Excluded	Eligible Soft Costs	Category
$[illegible]	$0	$[illegible]	Administration
$[illegible]	$0	$508,850	A/E Services
Ineligible therefore not included in calculation			Site Acquisition
$0	$0	$0	Miscellaneous Proj Costs
$0	$0	$0	FFE
$34,214	$0	$34,214	Potentially Eligible Owner's Contingency
		$[illegible]	Total Eligible Soft Costs
		$[illegible]	Total Eligible Less Cap Exclusion

Construction Costs associated with Soft Cost Cap Calculation

Construction Budget	Construction Costs	Category
$0	$0	CM Preconstruction services
$6,842,637	$6,842,637	Construction Cost
	Not included in this calculation	Construction Contingency
	$6,842,637	Total Construction Cost
	20%	Soft Cost Allowance
	$1,368,527	Reimbursable Soft Cost

[illegible]	Eligible minus Reimbursable
$0	20% Soft Cost Exclusion

If Eligible minus Reimbursable is negative, then no exclusion is applied.
If Eligible minus Reimbursable is positive, then reduce Potentially Eligible Owner's Contingency to 0. If Eligible minus Reimbursable remains positive, then the result is entered into the box "Soft Costs that exceed 20% of Constr. Cost" in the Ineligible column.

	Construction Budget	$6,842,637		
OPM Services		Eligible Fees	Total % of Constr.	OPM Fee @ 10.00%
Basic Services	$[illegible]	$171,593	5.40%	$684,264
Extra Services	$0		0.00%	
Designer Services		Eligible Fees	Total % of Constr.	Design Fee @ 15.00%
Basic Services	$403,850	$403,850	5.90%	$1,026,425
Extra Services	$100,200		1.53%	

OPM: [illegible]
Designer: [illegible]
Cost Est: [illegible]

[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]

Total Direct Costs	[illegible]		[illegible]	[illegible]	[illegible]

Alternates Scope	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]				
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
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[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
ADA Fixtures	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	
[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	[illegible]	

4

Total Project Budget

Fall River
Resiliency Preparatory School

8/23/2021

Total Project Budget: All costs associated with the project are subject to 963 CMR 2.15(3)	Estimated Budget	Scope Items Excluded from the Basis of Estimated Total Facilities Grant or Otherwise Ineligible	Basis of Estimated Total Facilities Grant[1]	Estimated Maximum Total Facilities Grant[2]
Alternates:			$0	
			$0	
			$0	
Alternates Subtotal	$0	$0	$0	$0
Miscellaneous Project Costs			$0	
Utility Company Fees			$0	
Testing Services			$0	
Spare Equipment			$0	
Other Project Costs (Moving & Storage)			$0	
Misc. Project Costs Subtotal	$0	$0	$0	$0
Furnishings and Equipment				
Furnishings			$0	
Equipment			$0	
Computer Equipment	$0	$0	$0	$0
F F&E Subtotal				
			$0	
Soft Costs that exceed 20% of Construction Cost				
Project Budget	$7,725,280	$0	$7,725,280	$6,180,224

Costs highlighted in yellow have been included for the calculation of the Project's Maximum Total Facilities Grant and for the analysis of the project budget. The amounts in the highlighted cells should not be changed.

Total Construction Costs	$1,294,237	$0	$1,294,237	$1,035,389.73
Total Non-Construction Associated Costs	$896,575	$0	$896,575	$717,260.01
Construction Budget Cost	$6,640,337	$0	$6,640,337	$5,312,269.26

Board Memo Information
Construction Budget Cost:

Board Authorization	
Project Budget	$7,725,280
Scope Items Excluded or Otherwise Ineligible	$0
Basis of Estimated Total Facilities Grant	$7,725,280
Reimbursement Rate	80.00%
Estimated Maximum Total Facilities Grant	$6,180,224

Total Construction Contingency	$342,142
Ineligible Construction Contingency	$0
Potentially Eligible Construction Contingency	$342,142
Total Owner's Contingency	$34,214
Ineligible Owner's Contingency	$0
Potentially Eligible Owner's Contingency	$34,214
Total Potentially Eligible Contingency	$376,356
Reimbursement Rate	80.00%
Potential Additional Contingency Grant Funds	$301,085
Maximum Total Facilities Grant	$6,481,309
Total Project Budget	$8,101,636

Contingency Cap Calculations	
Eligible Construction Budget:	$6,640,337
Eligible Const. Cont. Cap (5.5%)	$342,142
Eligible Construction Budget:	$6,640,337
Eligible Owner's Cont Cap (5.25%)	$34,214

*50 % Total Eligible Soft Costs, exceed Reimbursable Soft Cost Cap.

[1] Pursuant to Section 3.02 of the Project Funding Agreement and the applicable sections and provisions of the Act and Regs, any interest earned with the expenditure or transfer of funds from either the Owner's interest-bearing or the Government contingency or other budget line items shall be deducted at the sole and authority to determine whether any such costs are eligible for reimbursement by the Authority. All costs are subject to review and audit by Bluebilt.

[2] The estimated maximum facilities grant amounts shown in the Project Funding Agreement and Amendments are based on the Estimated Maximum Total Facilities Grant and the Maximum Total Facilities Grant. [illegible] be adjusted in accordance with any budget revision requests submitted and approved by the MSBA in exercise of exercising the Amendments.

Rev. [illegible] 2017

8

City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED
2023 SEP -7 P 3:34
CITY CLERK
FALL RIVER, MA

September 7, 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 proposed Panhandling Ordinance for your review 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

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

City of Fall River, *In City Council*

§46-19. Panhandling

A. Definitions

Donation – A gift. Includes the purchase of an item for an amount far exceeding its actual value under circumstances where a reasonable person would understand that the "purchase" is, in substance, a donation.

Panhandler – A person who performs the act of panhandling, as defined below.

Panhandling – Panhandling is any in-person solicitation of an immediate donation of money. Panhandling does not include passively standing or sitting with a sign or making a verbal or non-verbal indication that one is seeking donations.

B. Time Restrictions on Panhandling

A panhandler shall be guilty of a misdemeanor if panhandling after sunset or before sunrise.

C. Place Restrictions on Panhandling

A panhandler shall be guilty of a misdemeanor if the person being solicited is located:

1. At any bus stop or train stop;
2. In any public transportation vehicle or facility;
3. In any motor vehicle on the street; OR
4. On private property, unless the panhandler has permission from the owner or occupant.

D. Restriction on Manner of Panhandling

A panhandler shall be guilty of a misdemeanor if the panhandling takes place in the following manner:

1. By approaching, and coming within three feet of, the person being solicited, unless the person being solicited has initiated the interaction and/or has indicated that he or she wishes to make a donation;
2. By blocking the path of the person being solicited;
3. By following a person who walks away from the panhandler;
4. By using profane or abusive language, either during the solicitation or following a refusal; OR
5. By making a threatening statement, gesture, or other communication to the person being solicited.

E. False or Misleading Solicitation

A person shall be guilty of a misdemeanor if he or she knowingly makes a false or misleading representation while panhandling. A false or misleading representation would include, but is not limited to, any of the following actions:

1. Stating that the donation is for a need or purpose that does not actually exist;
2. Stating that the solicitor is from out of town and stranded, when that is not true;

3. Wearing a military uniform or other indication of military service, when the solicitor is neither a present nor former member of the service indicated;
4. Wearing or displaying an indication of physical disability, when the solicitor does not suffer the disability indicated;
5. Use of any makeup or device to simulate any deformity; OR
6. Stating that the solicitor is homeless, when he or she is not.

F. Enforcement

It shall be the duty of the City of Fall River's Police Department to enforce the provisions of this ordinance.

G. Penalty/Fine

Any person who violates the provisions of this panhandling ordinance shall be subject to a fine of $50.00 for the first offense and $100 for the second and each subsequent offense. With the exception of the fine amount, the noncriminal disposition provisions set forth in §§ 2-1021 through 2-1025 of the City Code will apply to violations of this panhandling ordinance.

OFFICE OF THE CORPORATION COUNSEL
CITY OF FALL RIVER

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

Dear Mayor Coogan:

Per your request, I have drafted the attached Panhandling Ordinance for your review. As you can see, the Panhandling Ordinance is narrowly tailored to reduce solicitations that are often accompanied by fraud, intimidation, and/or otherwise infringe upon the rights of the person being solicited. If passed, panhandling will be prohibited at nighttime, at bus and train stops, and where the person being solicited is in a motor vehicle or is otherwise not free to leave.

The public must be free to use streets, sidewalks, and public transportation without being subjected to the pervasive fraud that characterizes much of today's panhandling. By placing reasonable time, place and manner restrictions on all solicitations, Fall River should expect to see a reduction of crime, an increase in a sense of order and civility, and improved quality of life.

Please note: This panhandling ordinance does not prohibit panhandling in the city, nor does it suppress a particular point of view. It simply attempts to strike a reasonable balance between the right to solicit donations with the right to safely and comfortably use public spaces.

Very truly yours,

Alan J. Rumsey
Corporation Counsel

One Government Center • Fall River, MA 02722 • TEL (508) 324-2650
Workers' Compensation (508) 324-2540 • FAX (508) 324-2655 • EMAIL lawoffice@fallriverma.org

9

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

RECEIVED
2023 AUG 29 P 3:13
CITY CLERK
FALL RIVER, MA

August 29, 2023

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 16, 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**
Eastern Ave	West	Starting at a point 205 feet south of Downing Street For a distance of 20 feet south.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

One Government Center Fall River, MA 02722
TEL: (508) 324-2123 FAX (508) 324-2578 EMAIL Lferreira@fallriverma.org

JV

9

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

August 18, 2023

RECEIVED
2023 AUG 22 A 8:44
CITY CLERK
FALL RIVER, MA

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 16, 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
Birch Street	North	Starting at a point 260 feet east of King Street, For distance of 20 feet east.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

One Government Center Fall River, MA 02722
TEL: (508) 324-2123 FAX (508) 324-2578 EMAIL Lferreira@fallriverma.org

9

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

August 18, 2023

RECEIVED
2023 AUG 22 A 8:44
CITY CLERK
FALL RIVER, MA

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, August 16, 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
Forest Street	East	Starting at a point 140 feet southerly of Cottage Street, For distance of 20 feet southerly.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

One Government Center Fall River, MA 02722
TEL: (508) 324-2123 FAX (508) 324-2578 EMAIL Lferreira@fallriverma.org

9

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

RECEIVED
2023 AUG 22 A 8:44
CITY CLERK
FALL RIVER, MA

August 18, 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, August 16, 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**
Fountain Street	West	Starting at a point 85 feet south of William Street, For distance of 20 feet south.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

One Government Center Fall River, MA 02722
TEL: (508) 324-2123 FAX (508) 324-2578 EMAIL Lferreira@fallriverma.org

9

CITY OF FALL RIVER
MASSACHUSETTS

RECEIVED
Traffic & Parking Division
2023 AUG 22 P 2:18

Paul E. Coogan
Mayor

CITY CLERK
FALL RIVER, MA

LAURA FERREIRA
Director of Traffic & Parking

August 22, 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, August 16, 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
Osborn Street	South	Starting at a point 60 feet east of Ridge Street, For distance of 20 feet east.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

One Government Center Fall River, MA 02722
TEL: (508) 324-2123 FAX (508) 324-2578 EMAIL Lferreira@fallriverma.org

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division

Paul E. Coogan
Mayor

LAURA FERREIRA
Director of Traffic & Parking

August 18, 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, August 16, 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
Swindell Street	West	Starting at a point 116 feet north of Pleasant Street, For distance of 20 feet north.

Very truly yours,

Laura Ferreira
Director of Traffic & Parking

One Government Center Fall River, MA 02722
TEL: (508) 324-2123 FAX (508) 324-2578 EMAIL Lferreira@fallriverma.org

10

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 22, 2023, voted unanimously to recommend the accompanying proposed ordinance, accompanied by an emergency preamble, be passed through first reading, second reading, passed to be enrolled and passed to be ordained, with Councilor Michelle M. Dionne absent and not voting.

Assistant Clerk of Committees

City of Fall River, *In City Council*

EMERGENCY PREAMBLE

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

BE IT RESOLVED, that said ordinance is hereby deemed an emergency measure in accordance with the provisions of Chapter 43, Section 20 of the Massachusetts General Laws.

City of Fall River, *In City Council*

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

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

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

Name of Street	Side	Location
Hamlet Street	North	Starting at a point 77 feet west of Melville Street for a distance of 20 feet westerly
Middle Street	North	Starting at a point 123 feet east of Whipple Street for a distance of 20 feet easterly
Winter Street	East	Starting at a point 67 feet south of Cherry Street for a distance of 20 feet southerly

Proposed Ordinance – Traffic, miscellaneous

11

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 22, 2023, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading, with Councilor Michelle M. Dionne absent and not voting.

Jasmine Chasse

Assistant Clerk of Committees

11

City of Fall River, *In City Council*

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

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

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

Name of Street	Side	Location
Fifth Street	West	Starting at a point 21 feet north of Rodman Street, for a distance of 20 feet northerly
Alden Street	West	Starting at a point 371 feet south of Ross Street, for a distance of 20 feet southerly
Barnaby Street	West	Starting at a point 275 feet south of Pearce Street, for a distance of 25 feet southerly
Bradford Avenue	North	Starting at a point 20 feet west of Fountain Street, for a distance of 20 feet westerly
Buffinton Street	South	Starting at a point 188 feet west of Jackson Street, for a distance of 20 feet westerly
Charles Street	South	Starting at a point 126 feet west of Bowen Street, for a distance of 20 feet westerly
Division Street	North	Starting at a point 39 feet east of Grant Street, for a distance of 25 feet easterly
Globe Street	North	Starting at a point 102 feet east of Bay Street, for a distance of 20 feet easterly
Merchant Street	North	Starting at a point 18 feet west of Seventeenth Street, for a distance of 20 feet westerly

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 22, 2023, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading, with Councilor Michelle M. Dionne absent and not voting.

Bernie Carrese

Assistant Clerk of Committees

12

City of Fall River, *In City Council*

BE IT ORDAINED, by the City Council of the City of Fall River, that Chapter 14 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Businesses, be amended as follows:

Section 1.

By striking out in Section 14-465, subsection A, which section relates to Public Notice of Application for licenses, "registered mail" and inserting in place thereof, "certified mail"

Section 2.

By striking out in Section 14-373, which article relates to Mailing of Notice of Application for license, "registered mail", and inserting in place thereof "certified mail"

CITY OF FALL RIVER
IN CITY COUNCIL
AUG 15 2023

Referred to the Committee on Ordinances & Legislation

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 22, 2023, voted to recommend that the accompanying proposed ordinance be passed through first reading, with Councilor Andrew J. Raposo opposed, and Councilor Michelle M. Dionne absent and not voting.

Assistant Clerk of Committees

City of Fall River, *In City Council*

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

That Chapter 26 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Environment be amended as follows:

By inserting a new Article IV Thin-Film Plastic Bags, which article relates to Thin-Film Plastic Bags as follows:

ARTICLE IV THIN-FILM PLASTIC BAGS

Section 26-52 Short title.

This article may be cited as the "Thin-film Plastic Bags Ordinance."

Section 26-53 Purposes and intent.

The purposes of this article are: to regulate the retail distribution of thin-film plastic bags with integral handles in the City of Fall River; to encourage the use of reusable or biodegradable bags; and to encourage retail establishments to offer reusable bags.

Section 26-54 Definitions.

Thin-film plastic bag with integral handles
A bag with integral handles made of a non-biodegradable plastic that is 3.0 mils (3/1000 th of an inch) in thickness or less.

Biodegradable bag
A bag that both: (I) contains no polymers derived from fossil fuels; and (II) will decompose in a natural setting at a rate comparable to other biodegradable materials such as paper, leaves, and food waste.

Reusable bag
A bag that is specifically designed and intended for multiple uses and is made of (I) plastic with a thickness greater than 3.0 mils, or (II) fabric or (III) other durable materials.

Retail establishment
An establishment engaged in any "business" uses regulated under Division 1 Chapter 86 (zoning ordinance) of the Code of the City of Fall River Massachusetts.

Section 26-55 Limitations.

(A) **Regulated activities.**
No thin-film, plastic bag with integral handles shall be sold or otherwise distributed, with or without a fee, at or by any retail establishment within the City of Fall River.

(B) **Alternative activities.**
Retail establishments, at their sole election, may sell or otherwise distribute biodegradable bags and/or reusable bags within the City of Fall River.

Section 26-56 Exemptions.

The following types of bags do not constitute Thin-film Plastic Bags, either due to their thickness, lack of integral handles, or material; inclusion in the following list does not create any exemptions from the requirements of the ordinance if the bag used is a Thin-film Plastic Bag as defined by this ordinance:

A. Bags used to package loose bulk items, such as fruits, vegetables, nuts, grains, candies, or small hardware items;

B. Bags used to contain or wrap frozen or fresh foods, meat, fish or poultry, flowers or potted plants, or other items, in order to contain or otherwise mitigate dampness and/or inhibit the transmission of illness or disease;

C. Bags used to contain unwrapped prepared foods, including, without limitation, take-out meals and baked goods;

D. Bags used for the delivery of newspapers or other periodicals to a home or place of business;

E. Laundry, dry cleaning, or garment bags, including, without limitation, bags used to contain wet or dirty clothing at a hotel/inn or bed and breakfast establishment;

F. Bags used to package garbage, dead animals, pet waste, decayed and decaying matter, and of ashes, rubbish and other non-decaying refuse substances and things;

G. Bags used to transport live animals, such as fish or insects, to or from pet stores or other Retail Establishments that sell them; and

H. Bags used to transport chemical pesticides, drain-cleaning chemicals, or other caustic chemicals sold at the retail level.

Section 26-57 Enforcement.

(A) **Regulations.**
Consistent with this article, the City may promulgate regulations to enforce and otherwise implement the provisions of this article ninety (90) days from the date the ordinance takes effect.

(B) **Noncriminal disposition.**
If the City determines that a violation of this article has occurred at or by a Retail establishment, such Retail establishment shall be penalized by a noncriminal disposition as provided in MGL Chapter 40, Section 21D, and adopted by the City as a general ordinance as Section 2-1021 of the Code of the City of Fall River, in the amounts set forth in Section 26-57(D) of this article.

(C) **Warning.**
Upon the first violation of this article at or by a retail establishment, the City shall provide such retail establishment written notice that such first violation has occurred and issue a warning that any subsequent violations within a twelve (12) month period shall require the imposition of monetary penalty. No monetary penalty shall be imposed for this first violation.

(D) **Subsequent violations.**
Upon subsequent violations of this article at or by a retail establishment within twelve (12) months after a first violation, the City shall impose and provide the retail establishment written notice of the accrual of a monetary penalty. Such monetary penalty shall not exceed the following amounts:

(1) One hundred dollars ($100) for the second violation;

(2) Two hundred dollars ($200) for the third violation; and

(3) Three hundred dollars ($300) for the fourth and each subsequent violation.

(E) **Late payment.**
If payment of any monetary penalty is not received on or before the date when due, the City shall impose an additional penalty as provided by the regulations promulgated pursuant to this article.

Section 26-58 Effective date.

To facilitate compliance by retail establishments, enforcement of this article shall be suspended until such date that is one hundred eighty (180) days from the date that this ordinance takes effect. During such period of suspension, the City shall direct an effort to educate retail establishments about this article.

Section 26-59 Severability.

The City Council intends that each separate provision of this article shall be deemed independent of all other provisions herein. The City Council further intends that if a court of competent jurisdiction declares that any provision of this article is invalid, then the remaining provisions of this article shall remain valid and enforceable of this article.

Order – accept provisions of the Massachusetts General Laws Chapter 59, Section 5N

14

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on August 22, 2023, voted unanimously to recommend that the accompanying order be adopted, with Councilor Michelle M. Dionne absent and not voting.

Assistant Clerk of Committees

City of Fall River, *In City Council*

ORDERED, that Chapter 59, Section 5N of the Massachusetts General Laws is hereby accepted by the City of Fall River such that the City may establish a program to reduce a veteran's or veteran's spouse's property tax obligation in exchange for volunteer services pursuant to the terms of said Section.

City of Fall River, *In City Council*

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

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

Section 1.
By inserting in Section 70-281, which section relates to one way streets, the following:

Name of Street	Direction of Travel	Location
Thompson Street	Southerly	From Brownell Street to President Avenue

Section 2.
By inserting in Section 70-371, which section relates to parking prohibited, the following:

Name of Street	Side	Location
Thompson Street	West	Starting at a point 73 feet south of Brownell Street, for a distance of 25 feet southerly
Thompson Street	West	Starting at a point 107 feet north of President Avenue, for a distance of 36 feet northerly

Section 3.
By inserting in Section 70-373, which section relates to fifteen minute parking, the following:

Name of Street	Side	Location	Hours/Days
Eastern Avenue	West	Starting at a point 73 feet north of County Street, for a distance of 40 feet northerly	7:00 a.m. -11:00 p.m. all days

Section 4.
By striking out in Section 70-387, which section relates to handicapped parking the following:

Name of Street	Side	Location
Second Street	West	Starting at a point 149 feet south of Cottage Street, for a distance of 20 feet southerly
Alden Street	West	Starting at a point 130 feet south of Merino Street, for a distance of 20 feet southerly
Bradford Avenue	North	Starting at a point 149 feet east of Broadway, for a distance of 20 feet easterly
Broadway	West	Starting at a point 15 feet north of Division Street, for a distance of 20 feet northerly
Brownell Street	North	Starting at a point 135 feet west of North Court, for a distance of 20 feet westerly
Buffinton Street	South	Starting at a point 91 feet east of Plymouth Avenue, for a distance of 15 feet easterly
Cash Street	West	Starting at a point 111 feet north of Alden Street, for a distance of 20 feet northerly
Eastern Avenue	West	Starting at a point 363 feet north of Edgemond Street, for a distance of 20 feet northerly
Lewis Street	West	Starting at a point 383 feet north of Slade Street, for a distance of 20 feet northerly
North Main Street	West	Starting at a point 215 feet south of Weaver Street, for a distance of 20 feet southerly

South Main Street	West	Starting at a point 373 feet north of Mount Hope Avenue, for a distance of 20 feet northerly
Whipple Street	East	Starting at a point 20 feet south of Manton Street, for a distance of 20 feet southerly

CITY OF FALL RIVER
IN CITY COUNCIL

AUG 15 2023

Passed through first reading

City of Fall River, *In City Council*

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

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

By inserting in Section 50-305, which section relates to salary schedules for EMS Local 1202 AFSCME, in proper alphabetical order, the following:

Community Medicine Scheduling Coordinator	Grade	Effective Date	Step 1	Step 2	Step 3	Step 4	Step 5
	19BB	7-1-2023	$1,407.00	$1,449.00	$1,512.00	$1,575.00	$1,638.00

CITY OF FALL RIVER
IN CITY COUNCIL

AUG 15 2023

Passed through first reading

17

City of Fall River, *In City Council*

(City Council)

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

That Chapter 2 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Administration be amended, as follows:

By striking out in Section 2-151, which section relates to standing committees established, in sub-section (l), "Committee on Human Services, Housing, Youth and Elder Affairs," and inserting in place thereof, "Committee on Human Services, Housing, Youth, Elder and Veterans' Affairs".

CITY OF FALL RIVER
IN CITY COUNCIL

APR 11 2023

Referred to the Committee on Ordinances & Legislation (Co. Washington opposed)

CITY OF FALL RIVER
IN CITY COUNCIL

AUG 15 2023

Passed through first reading

City of Fall River, *In City Council*

(President Joseph D. Camara)

WHEREAS, the Committee on Finance would like periodic updates regarding the Route 79/Davol Street Corridor Improvements Project, now therefore

BE IT RESOLVED, that the Committee on Finance reconvene with a representative from the Massachusetts Department of Transportation, the City Administrator and the City Engineer for an update on the progress of the Route 79/Davol Street Corridor Improvements Project.

(Filed 8-21-23)

City of Fall River, *In City Council*

(Vice President Linda M. Pereira)

WHEREAS, Fall River has numerous tourist attractions, such as Battleship Cove, The Lizzie Borden House, The Narrows Center for the Arts and the Vietnam Veterans' Memorial Wall, and

WHEREAS, many organizations within the City, such as VIVA Fall River, Fall River Arts and Culture Coalition and Creative Arts Network, are working tirelessly to develop regional engagement with local communities and businesses, and

WHEREAS, the ongoing development of the Route 79/Davol Street project will provide more access to areas that would attract tourism and revenue; now therefore

BE IT RESOLVED, the Committee on Economic Development and Tourism convene with the Administration, the Director of Traffic and representatives from community organizations to develop a strategy for improved signage throughout the City to assist visitors in locating these events and attractions.

(Filed 9-7-23)

City of Fall River, *In City Council*

(Councilor Bradford L. Kilby)

WHEREAS, Davis Park on Meridian Street was recently discussed as an open recreational space for children and families, and

WHEREAS, neighborhood growth and development are vital for the young residents in this area, and

WHEREAS, the City Council received a detailed report regarding the feasibility to rehabilitate the park, now therefore

BE IT RESOLVED, that the Committee on Health and Environmental Affairs convene with interested parties to discuss the future of Davis Park and funding options for recommended development.

(Filed 9-7-2023)

City of Fall River, *In City Council*

ORDERED, that the City Council hereby appoints the following individual to serve on the Historical Commission as designated:

NAME	TERM TO EXPIRE
Jonathan Lima	9-13-2025

32

MAPFRE | INSURANCE

August 10, 2023

RECEIVED
2023 AUG 17 A 11:27
CITY CLERK 23-55
FALL RIVER, MA

City of Fall River
Law Department
1 Government Center
Fall River, MA 02722

Named Insured:	Antonio Rebelo
Claim Number:	AU10355834-1
Date of Loss:	May 6, 2023
Time of Loss:	12:43 PM
Loss Location:	850 Second St, Fall River, MA
Type of Loss:	Collision with motor vehicle / other
Responsible Party:	City of Fall River, Operator Antonio Rebello
Reimbursement Due:	$178.92
Property Damage:	$178.92
PIP Medical/Wage:	$0.00

Dear City of Fall River:

Please accept this letter of presentment as required by M.G.L. c. 258 Sec. 4. Our investigation reveals that City of Fall River, Operator Antonio Rebello is responsible for damages sustained by our insured.

Attached are our supports for this loss. If you require additional documentation to investigate this claim pursuant to your statutory obligation, please contact us. If you are inclined to discuss settlement of this claim or deny this claim within the six (6) month statutory period, please forward the appropriate communication to my attention.

OV sideswiped IV

We have settled the loss with our insured and would appreciate your immediate payment of the amount listed above. Please make your check payable to Commerce Insurance Company in the amount of $178.92 and be sure to note our file number to ensure proper credit.

8/17/23
EMS-Fire - email
City Clerk - 1 copy
Law - 1 original + email
City Council - 1 copy

Commerce Insurance Company
11 Gore Road Webster MA 01570 | www.mapfreinsurance.com

32

#23-56

City of Fall River
Notice of Claim

RECEIVED

2023 AUG 24 A 11:43

CITY CLERK
FALL RIVER, MA

1. Claimant's name: Little Compton Holdings
2. Claimant's complete address: 198 Airport Rd, Fall River
3. Telephone number: Home: _____ Work: 800-275-2547
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage): Water damage due to water surge.
5. Date and time of accident: 6/9/23 1:30-2 PM Amount of damages claimed: $ 2156
6. Exact location of the incident: (include as much detail as possible): 198 Airport Rd Office and factory
7. Circumstances of the incident: (attach additional pages if necessary): Water flooding office and factory. Fire alarm service to restore sprinkler system due to water surge. Water heater also began leaking.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☑ No

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

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

Date: 8/14/23 Claimant's signature: Kathleen Sanders

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 Dept Date: 8/24/23

32

RECEIVED

2023 AUG 28 A 10: 54

CITY CLERK FALL RIVER, MA

23-57

City of Fall River
Notice of Claim

1. Claimant's name: RICHARD M. WARING
2. Claimant's complete address: 89 GLOBE MILLS AVE UNIT 309 FALL RIVER, MA 02724
3. Telephone number: Home: 978-340-1160 ~~Work~~ CELL: 508-642-7571
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage): TIRE DAMAGE DUE TO ROAD CONDITION WITH NO WARNING SIGNAGE
5. Date and time of accident: 8/24/2023 12:00 P.M. Amount of damages claimed: $ 245.11
6. Exact location of the incident: (include as much detail as possible): MAPLE STREET GOING WEST BETWEEN JUNE + NO. MAIN STREETS
7. Circumstances of the incident: (attach additional pages if necessary): 8/24/2023 I WAS TRAVELING WEST ON MAPLE ST. THE ROAD HAD BEEN CUT AWAY BEFORE JUNE ST WITHOUT NOTICE (PHOTO #1) BEFORE THE SECOND CUT AWAY, A TRUCK WAS PARKED ON THE NORTH SIDE OF THE STREET AND I HAD TO MOVE TO THE OPPOSITE SIDE (PINK ON PHOTO #2) I CONTINUED TO REMAIN ON THAT SIDE (OVER)
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 8/25/2023 Claimant's signature: Richard M. Waring

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 ☑ DPW Date: 8/28/23

32

RECEIVED

2023 AUG 28 P 3:39

CITY CLERK FALL RIVER MA

City of Fall River
Notice of Claim

1. Claimant's name: Lisa Benevides-Andrade #23-58
2. Claimant's complete address: 367 Ferry St FALL River MA 02721 (Apt 2N)
3. Telephone number: ~~Home~~ Cell: 774-520-7646 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
5. Date and time of accident: 8-26-23 Appr. 4:45 pm Amount of damages claimed: $_____
6. Exact location of the incident: (include as much detail as possible): Sidewalk in Front of Joe's Pkg Store on Eagle St FALL River
7. Circumstances of the incident: (attach additional pages if necessary): (Store has video as do I.) Parked my car, opened my door, stepped out and Immediately Tripped over a jagged edged piece of metal Post left From a sign knocked down owners alerted The police and city hall 3 Times Prior to let Them Know and nothing was done. I gashed my Toe and hurt my wrist
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☐ No

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

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

Date: 8-28-23 Claimant's signature: Lisa Benevides-Andrade

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~~	✓ Police ☑ Traffic ✓ DCM	Date: 8/28/2023

32

City of Fall River
City Clerk

In June of this year while traveling up President Ave I struck a pothole that caused my muffler to break. This occurred at night and work was being done on President Ave. There was no indication that a huge hole was there.

I had my muffler repaired and have enclosed the bill, which totaled 330.00.

Bill Leetch
143 Thelma Ave
Somerset, Ma

RECEIVED
2023 SEP -6 A 8:08
CITY CLERK #23-59
FALL RIVER, MA

✓ City Clerk ✓ Law ✓ City Council ✓ DCM 9/6/23

32

RECEIVED

2023 SEP -6 A 11:40

CITY CLERK FALL RIVER, MA

City of Fall River
Notice of Claim

#23-60

1. Claimant's name: Antone Amaral
2. Claimant's complete address: BOX 1565 FALL-RIVER-MA 02722
3. Telephone number: Home: 5088396844 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
5. Date and time of accident: 8-31-23 11:32 Amount of damages claimed: $ _____
6. Exact location of the incident: (include as much detail as possible): VALV ST EAST SIDE AND SLADE VALE AND SLADE
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 MASS HEALTH AND MEDICARE WELL CARE

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

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

Date: 8-31-23 Claimant's signature: Antone Amaral

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

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

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

For official use only:
Copies forwarded to: ☑ City Clerk ☑ Law ☑ City Council ☐ City Administrator ☑ DCM Date: 9/6/23

33

RECEIVED

2023 AUG 31 P 12: 17

CITY CLERK
FALL RIVER, MA

Dear City Council Members,

I am one of Hundreds of Veterans wanting to write this letter with collaboration, Diversity an Inclusion voice our concerns regarding the proposed plan to provide each veteran with a fixed amount of $1500 in exchange for work, which will then be taxed according to their age group and other factors. While I understand the intention to support veterans through this proposal, I believe that there are better ways to assist them.

Firstly, we must recognize that veterans come from diverse backgrounds, and many of them may face unique challenges that could prevent them from working. For example, some may suffer from physical or mental disabilities that make it difficult or impossible to participate in a traditional workforce. Others may be caregivers for family members or have other responsibilities that limit their ability to work outside the home. Providing a fixed compensation plan to veterans without making allowances for these individual circumstances could be ineffective and lead to unintended consequences.

Secondly, as with any cash assistance scheme, there is a risk that a significant proportion of the money will be spent in ways that don't contribute productively to their lives. This could include using the funds for alcohol, drugs, or other unnecessary purchases that do not provide lasting benefits. This is particularly concerning as it could trigger problems for veterans that compound their other challenges.

Instead of a blanket compensation plan, I urge the council to consider investing in specific programs that cater to the unique needs of our veterans. For example, we can establish vocational training programs to provide employment opportunities for those who can work, but may require specialized training. Additionally, mental health services can be provided to help veterans suffering from post-traumatic stress disorder (PTSD) and other conditions, which will significantly improve their quality of life. Also, we can set up facilities for veterans to provide them a community where they can connect with other veterans and make a difference in their community, like volunteer programs.

These tailored programs can target support and services based on individual circumstances, making provision to improve lives in ways that the fixed compensation plan cannot. This will ensure that our veterans' needs are accurately met and will have the intended impacts of improving their overall well-being and that of the community as a whole.

In conclusion, I implore the council to reconsider the plan for compensating veterans with $1500 in exchange for work and instead pursue targeted support programs that cater to individual circumstances. It is essential to recognize the diversity of our veteran population and their specific needs regarding supporting them effectively. Let us not only support our veterans but help them thrive.

City Counsil,

I am writing to inform you of a Doctor's office in Fall River, Mass that I feel is not in compliance with the A.D.A.

This office entrane/exit is very difficult for anyone using a wheelchair to acces. (Also a walker)

<u>Most</u> offices have an outside button you touch, so door opens on a timer.

I Hope your office can address this issue. Thank you.

Center for Family Vision
Dr Eudoxia Tsongalis - Arruda
920 Plymouth Ave
Fall River, Mass 02721

35

OPEN MEETING LAW COMPLAINT FORM

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

RECEIVED
2023 SEP -5 A 8:13
CITY CLERK
FALL RIVER, MA

Please note that all fields are required unless otherwise noted.

Your Contact Information:

First Name: Patrick Last Name: Higgins

Address: P O Box 290

City: Northport State: AL Zip Code: 35476

Phone Number: 8662838301 Ext.

Email: patrick@openmeetinglawenforcer.com

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

Are you filing the complaint in your capacity as an individual, representative of an organization, or media?
(For statistical purposes only)

☐ Individual ☒ Organization ☐ Media

Public Body that is the subject of this complaint:

☒ City/Town ☐ County ☐ Regional/District ☐ State

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

Specific person(s), if any, you allege committed the violation: Joseph D Camara, President

Date of alleged violation: 8/15/23

Description of alleged violation:

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

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

The Fall River City Council violated the open meeting law as follows:

1. The posted agenda, attached, shows citations to be given out during the "Regular Meeting of the City Council" scheduled for 7:00 pm (or immediately following the committee on finance meeting if it runs past 7 pm" The "Public Hearing" was opened at 4:15 minutes into the meeting and then the President/Chair Joseph D Camara called Councilor Brad Kilby to present the citations that were not listed on the "public Hearing" agenda, they were listed for the "regular meeting of the city council" scheduled to begin at 7 pm or after. This IS NOT the first time that they have done this, this is the first time I have taken the time to write up this violation. If they want to issue Citations at the very beginning of the meetings for the night, they should properly post them so that the general public has an opportunity to attend the presentation of citations as listed on the posted agenda. The Citations were listed on page 4 of the total agenda, or page 3 of the listed items under the Regular Meeting of the City Council portion of the posted agenda.

Video can be viewed at https://www.youtube.com/watch?v=iGi8ymCBzhw&t=5087s starting at 4

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

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

Follow the posted agenda for the posted meeting. If something is posted as part of the "Regular Meeting of the City Council" posted to begin at 7 pm, you need to wait until the regular meeting of the city council is in session, not take it prior to the posted "public hearings" and "committee on finance."

All members MUST attend a formal open meeting law training without delay, the schedule can be viewed at https://www.mass.gov/info-details/open-meeting-law-trainings

Review, sign, and submit your complaint

I. Disclosure of Your Complaint.

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

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

II. Consulting With a Private Attorney.

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

III. Submit Your Complaint to the Public Body.

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

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

Signed: _____ Date: 9/3/23

For Use By Public Body — *For Use By AGO*
Date Received by Public Body: — *Date Received by AGO:*

35

City of Fall River Massachusetts
Office of the City Clerk

RECEIVED
2023 AUG 11 P 12:11
CITY CLERK
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
TUESDAY, AUGUST 15, 2023
AGENDA

5:55 P.M. PUBLIC HEARINGS

Curb Removals

1. Dauhajri Corcino, 251 Cypress Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
251 Cypress Street	12'	13'	0'	25'

The existing single family dwelling is served by an existing 12 foot curb opening/driveway. The applicant proposes to create a new separate 13 foot curb opening/driveway. The total opening for the address will be 25 feet.

2. Rhonda Mello, 49 Smithies Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
49 Smithies Street	16'	6'	0'	22'

The existing single family dwelling is served by an existing 16 foot curb opening/driveway. The applicant proposes to expand the existing opening an additional 6 feet. The total opening for the address will be 22 feet.

3. Richard & Katie Sousa, 57 Winifred Way, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
57 Winifred Way	16'	31'	0'	47'

The existing single family dwelling is served by an existing 16 foot curb opening/driveway. The applicant proposes to extend the existing curb opening/driveway an additional 31 feet. The total opening for the address will be 47 feet. This is an after the fact request. The work is already completed.

4. Jordan Coelho, 189 Winifred Way, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
189 Winifred Way	16'	11'	0'	27'

The existing single family dwelling is served by an existing 16 foot curb opening/driveway. The applicant proposes to extend the existing curb opening/driveway an additional 11 feet. The total opening for the address will be 27 feet. This is an after the fact request. The work is already completed.

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. Transfers and appropriations
3. *Bank Street Armory Proposal Review and Recommendation (referred 7-18-2023)
4. *Proposed Bristol County ARPA funding in the amount of $450,000.00 for preliminary design efforts in Stafford Square (referred 7-18-2023)
5. *Proposed 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 the area (referred 7-18-2023)

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

PRIORITY MATTERS

1. *Mayor and order appropriating the following:
   a. $135,000 from EMS Stabilization Fund to EMS, Capital
   b. $45,000 from EMS, Salaries to EMS, Expenses
2. *Mayor and proposal for Bristol County ARPA funding in the amount of $250,000.00 to create a need-based assistance program for veterans and their families to assist with payments for food, utilities, rent/mortgage and transportation.
3. *Mayor and notice re joint grant application with other school districts related to the EPA's Clean School Bus Rebate Program
4. *Mayor and proposed ordinance amendments regarding registered and certified mail notice requirements

PRIORITY COMMUNICATIONS

5. *Traffic Commission recommending amendments to traffic ordinances.
6. *Board of Election Commissioners and warrant for Preliminary City Election scheduled for September 19, 2023
7. *Board of Park Commissioners communication re Davis Park league/organization permit decision

COMMITTEE REPORTS

Committee on Public Works and Transportation

Communication be accepted and placed on file and related correspondence be sent to the Watuppa Water Board and Corporation Counsel:

8. *Communication – Robert Schenck, 79 18th Street re water drain repair reimbursement

Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

9. *Proposed Ordinance – Traffic, handicapped parking
Third Street Cambridge Street Division Street Eddy Street Hunter Street, June Street Osborn Street Palmer Street South Beach Street Summerfield Street Woodstock Street

First Reading:

10. *Proposed Ordinance – Traffic, miscellaneous

Section 1
One way streets
Thompson Street – Southerly from Brownell Street to President Avenue

Section 2
Parking prohibited
Thompson Street – West side – Starting at a point 73 feet south of Brownell Street, for a distance of 25 feet southerly
Thompson Street – West side – Starting at a point 107 feet north of President Avenue, for a distance of 36 feet northerly

Section 3
Fifteen minute parking
Eastern Avenue – West side – Starting at a point 73 feet north of County Street, for a distance of 40 feet northerly, 7:00 a.m. – 11:00 p.m., all days

Section 4
Handicapped parking removals
Second Street Alden Street Bradford Avenue Broadway Brownell Street Buffinton Street Cash Street Eastern Avenue Lewis Street North Main Street South Main Street Whipple Street

11. *Proposed Ordinance - Community Medicine Scheduling Coordinator

12. *Proposed Ordinance – Renaming of standing committee to "Committee on Human Services, Housing, Elder and Veterans' Affairs"

ORDINANCES - None

RESOLUTIONS

13. *The Committee on Finance convene with the Administration and representatives from the Department of Emergency Medical Services, the Community Development Agency and the Homeless and Substance Use Disorder Outreach Services to discuss the funding and contracting of a mental health clinician.
14. *The Committee on Finance convene with the Administration to discuss strategies to decrease the number of homeless encampments within the City.
15. *The Committee on Finance convene with the Administration to discuss increased rental costs within the City.
16. *The Committee on Economic Development and Tourism convene with the Administration to discuss ownership and development of Battleship Cove Yacht Club.
17. *The Committee on Health and Environmental Affairs convene with the Administrator of Community Utilities and a representative from Veolia Water to discuss storm water catch basin maintenance protocol.
18. *The Administration, the American Rescue Plan Act (ARPA) Director and the Veteran's Benefit Agent provide any requested information to City Councilors regarding the Bristol County ARPA funding application that would benefit individual veterans who need financial support for housing, food and medical care.

CITATIONS

19. Dedication and service to the growth of events, arts and culture within the community:
    Sandy Dennis Patrick Norton Patti Rego
20. Holly Hill-Batista and staff of Bristol County Training Consortium – Providing employment opportunities and resources to the community at-large
21. The following B.M.C. Durfee High School teachers and staff that are working with Bristol County Training Consortium student workers in Fall River:

Michena Augustin	Tess Bradley	Jeffrey Cameron	Cory Cardeiro
Jocelyn Cory	Shannon Dufresne	Socrates Exarna	Timothy Griffin
Lajohn Jones	Zachary Miller	Kindra Peterson	Philip Reis
Vanessa Reis	Andrew Saunders	Jennifer Saunders	Lamar Stevens
Brooke Thurston	Eli Wilson	Ebony Wift	

ORDERS – HEARINGS

22. Dauhajri Coelho, 251 Cypress Street – Removal of 25 feet on 251 Cypress Street
23. Rhonda Mello, 49 Smithies Street – Removal of 22 feet on 49 Smithies Street
24. Richard & Katie Sousa, 57 Winifred Way – Removal of 47 feet on 57 Winifred Way
25. Jordan Coelho, 189 Winifred Way – Removal of 27 feet on 189 Winifred Way

ORDERS – MISCELLANEOUS

26. Auto Repair License Renewals
    Kenneth J. Rapoza d/b/a JR's Superlube, Inc – 155 Milliken Boulevard
    Kenneth J. Rapoza d/b/a JR's Superlube, Inc – 334 Rhode Island Avenue
    Souhad Saliba d/b/a JZ Express – 969 South Main Street
    Daniel Mello d/b/a Mello's Diesel Service, Inc. – 185 Williston Street

27. Auto Body License Renewals
    Souhad Saliba d/b/a JZ Express – 969 South Main Street
    Manuel Felix d/b/a Felix Auto Collision Center – 1201 Slade Street

28. Police Chief's report on licenses:

Taxicab Drivers

Kimberly Arruda (T)	Austin Lee Braga	Joseph H. Cheron	Jamarle Hall
David Lauzon (T)	Anthony Riley	Aisha Rivera	Muhammad Shabbir
Leebaron Sylvia	James Wood		

Private Livery Drivers

Wayne Delisle	Joseph Ozak	Danielle Shoesmith

Taxicab Vehicles

Muhammad Shabbir – two (2) new vehicles

COMMUNICATIONS – INVITATIONS – PETITIONS

29. *Claims
30. *City Engineer – Street opening less than 5 years at the intersection of Bedford Street and Troy Street
31. *Structure on or over a public way application for Creative Arts Network, Inc. located outside of Government Center on Third Street (3' x 4" banner for Fall River Mass. Memories Road Show)
32. *Communication from the Deputy Director of Emergency Medical Services requesting permission for three 3' x 8" banners, purple memorial flags and posters at Government Center for "National Overdose Awareness Day" (August 31, 2023)
33. *Planning Board Minutes
    a. April 12, 2023
    b. June 14, 2023
    c. July 12, 2023

City Council Minutes:

34. *Public Hearings – July 18, 2023
35. *Committee on Finance – July 18, 2023
36. *Regular Meeting – July 18, 2023

BULLETINS – NEWSLETTERS – NOTICES

37. *Notice of Final Environmental Impact Report for Offshore Wind Project, EEA No. 16596 SouthCoast Wind 1 Project (formerly Mayflower Wind Project)
38. Notice of Casualty and Loss at 41 Reservoir Street
39. Notice of Casualty and Loss at 655 Rock Street

Alison M. Bouchard
City Clerk

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

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

COMMITTEE REPORTS

Committee on Finance recommending action:

40. Bank Street Armory Proposal Review and Recommendation
41. Proposed Bristol County ARPA funding in the amount of $450,000.00 for preliminary design efforts in Stafford Square
42. Proposed 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 the area

The Commonwealth of Massachusetts
Office of the Attorney General
One Ashburton Place
Boston, Massachusetts 02108

OPEN MEETING LAW COMPLAINT FORM

Instructions for completing the Open Meeting Law Complaint Form

The Attorney General's Division of Open Government interprets and enforces the Open Meeting Law, Chapter 30A of the Massachusetts General Laws, Sections 18-25. Below is the procedure for filing and responding to an Open Meeting Law complaint.

Instructions for filing a complaint:

- Fill out the attached two-page form completely. Sign and date the second page. File the complaint with the public body within 30 days of the alleged violation. If the violation was not reasonably discoverable at the time it occurred, you must file the complaint within 30 days of the date the violation was reasonably discoverable. A violation that occurs during an open session of a meeting is reasonably discoverable on the date of the meeting.
- To file the complaint:
  - For a local or municipal public body, you must submit a copy of the complaint to the chair of the public body **AND** to the municipal clerk.
  - For all other public bodies, you must submit a copy of the complaint to the chair of the public body.
  - Complaints may be filed by mail, by email, or by hand. Please retain a copy for your records.
- If the public body does not respond within 14 business days and does not request an extension to respond, contact the Division for further assistance.

Instructions for a public body that receives a complaint:

- The chair must disseminate the complaint to the members of the public body.
- The public body must meet to review the complaint within 14 business days (usually 20-22 calendar days).
- After review, but within 14 business days, the public body must respond to the complaint in writing and must send the complainant a response and a description of any action the public body has taken to address the allegations in the complaint. At the same time, the body must send the Attorney General a copy of the complaint and a copy of the response. The public body may delegate this responsibility to an individual member of the public body, its counsel, or a staff member, but only after the public body has met to review the complaint.
- If a public body requires more time to review the complaint and respond, it may request an extension of time for good cause by contacting the Division of Open Government.

Once the public body has responded to the complaint:

- If you are not satisfied with the public body's response to your complaint, you may file a copy of the complaint with the Division by mail, by email, or by hand, but only once you have waited for 30 days after filing the complaint with the public body. Mail may be sent to: The Division of Open Government, Office of the Attorney General, One Ashburton Place – 20th Floor, Boston, MA 02108. Emails may be sent to: openmeeting@state.ma.us.
- When you file your complaint with the Division, please include the complaint form and all documentation relevant to the alleged violation. You may wish to attach a cover letter explaining why the public body's response does not adequately address your complaint.
- The Division will not review complaints filed with us more than 90 days after the violation, unless we granted an extension to the public body or you can demonstrate good cause for the delay.

If you have questions concerning the Open Meeting law complaint process, we encourage you to contact the Division of Open Government by phone at (617) 963-2540 or by email at openmeeting@state.ma.us.

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City of Fall River
Massachusetts
Department of Community Services
PLANNING • HEALTH & HUMAN SERVICES • LIBRARY

Fall River Public Library

LIANE VERVILLE
Library Administrator
lverville@sailsinc.org

PAUL E. COOGAN
Mayor

September 7, 2023

RECEIVED
2023 SEP -7 P 3:29
CITY CLERK
FALL RIVER, MA

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

Dear Councilors:

Enclosed for your perusal as required by City Ordinances (Article VI. Division 2 §66-477) is the Fall River Public Library's Annual Report for FY23.

We appreciate the support you have continued to give us, and we look forward to continuing to provide high-quality public library service to the people of Fall River at "The People's University", where a motto carved above the door states in Latin, "Give unto me, oh Lord, to know what there is to be known."

Sincerely,

Liane Verville

Liane Verville
Library Administrator

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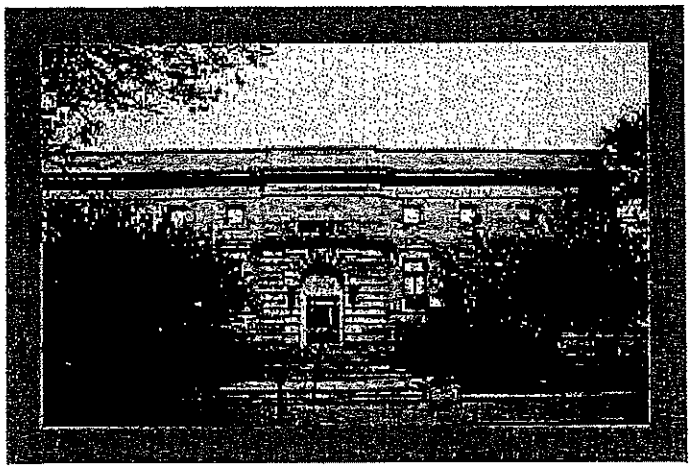

FALL RIVER PUBLIC LIBRARY

FALL RIVER, MASSACHUSETTS

ANNUAL REPORT

July 1, 2022 - June 30, 2023

prepared by
Liane Verville
Library Administrator

Approved by the Library Board of Trustees
September 6, 2023

ANNUAL REPORT OF THE FALL RIVER PUBLIC LIBRARY FALL RIVER, MA

REPORT FOR THE YEAR BEGINNING JULY 1, 2022 AND ENDING JUNE 30, 2023

LIBRARY BOARD OF TRUSTEES

THE YEAR IN REVIEW

JULY 2022

The Summer Reading Kickoff on July 11th was a huge success with approximately 135 attendees and once again it was sponsored by Rockland Trust. The boiler was replaced and a crane was used to remove and install the new one; while the crane was parked in the Library's parking lot staff were able to park at the Bank Street Armory; and the library continued to host COVID clinics as well as making available free masks and COVID take-home tests. We applied on behalf of the Library Friends for a grant from the Fall River Women's Union to purchase oversized and normal size games.

AUGUST 2022

The library's American Rescue Plan Act (ARPA) funds were used to purchase a DVD/laptop projector with a surround sound system for the meeting room and to digitize older city directories. The final payment from the ARPA funds will be made in September as the deadline for expenditures is September 30, 2022. Last August we started to circulate 15 hotspots that we received from the Board of Library Commissioners via IMLS funds. In Spring 2022 we added an additional 10 hotspots, received free from the Board of Library Commissioners, bringing our total to 25. This program has been hugely successful, but comes to an end on October 1, 2022. The library will continue with 15 hotspots and pay for them from our budget.

To say the Summer Tribute Concert on August 10th at The Heritage State Park was a success is an understatement. An estimated 565 people were in attendance. It was wonderful to see so many people singing along, dancing and just enjoying the show. This program was made possible by the generosity of Richard and Debby Danner.

The End-of-Summer Reading Party on August 26th was well attended with 86 patrons. Prizes, games, and entertainment were part of the festivities that were enjoyed by all in

attendance.

SEPTEMBER 2022

Progress has been made on the replacement of the boiler, it has been installed and workers have been here on a daily basis tying it in. The library returned to opening on Saturdays starting September 10th and the new library hours, Monday - Thursday 8 a.m. to 8 p.m. and Friday and Saturday 9 a.m. - 4:30 p.m., started September 23rd. The ARPA money for the hotspots provided by the Massachusetts Board of Library Commissioners came to an end on September 30th. The library purchased 15 hotspots to continue providing this service which has been well received.

The city is in the process of reorganizing city departments and grouping them with similar departments. The city council voted to leave the library as a stand alone city department. The original plan was to group us with the Department of Community Services: Parks Division, Cemeteries and Trees Division.

The Stephen King tribute night was a huge success. The evening had about 165 patrons do the walk through and over 1,454 instagram followers on the event. Thus far, a total of 10,119 viewers have watched the video on Facebook. Circulation Supervisor Fellisha Desmarais coordinated the evening's event with the support of the whole staff. Many rooms throughout the library were decorated to represent a Stephen King book. Most of the staff played a character from the book and patrons walked through each room and saw a scene acted out from a clip of the book. All of the staff pulled together to create what was a memorable evening. A number of the patrons did the walk through multiple times because they enjoyed it so much. Following the Stephen King exhibit, Fellisha began working on the next Halloween event, A Nightmare on Elm Street.

The State Aid application-Municipal Appropriation Requirement (MAR) was filed on September 28th, and the library meets all requirements. Moving forward any State Aid we receive can be used on anything the Board approves.

We received notification that the bookmobile will not be arriving until July 2023. There have been a number of supply chain issues that have delayed this. Although this is six months later than originally anticipated, it gives us ample time to work out the many details of running it.

Some highlights of the month were: the value of services provided by SAILS to us is assessed at $415,115.74. An out of town patron was here last month doing research when her iPad was stolen; staff were able to find video footage showing the theft, and I distributed a copy of her letter commending the staff for all of their assistance with this situation. Children's Services Supervisor David Mello received a thank you from Atlantis Charter School for reading stories, and a patron who attends the library's monthly craft program organized by Library Assistant Gayle Orlando called to praise how much she enjoys the program and how well it is run.

The Trustees unanimously approved a motion made by Ms. Clarkin and seconded by Mrs. Coelho to authorize tuition reimbursement to Fellisha Desmarais in the amount of $4,070 and to Kayla Lantos in the amount of $1,230. Both are students in a graduate program for the Masters in Library Science.

The Trustees unanimously approved a motion made by Ms. Grice and seconded by Mrs. Coelho to continue to give the Friends of the Library the processing fee for passports issued at the library. The Friends purchase the express prepaid envelopes required for this service. This is one way the library can help raise funds for the Friends. The Friends of the Library's mission is to support the library.

OCTOBER 2022

The Library Foundation Thank You reception was held October 23rd and was well received by those in attendance. This year's campaign raised a total of $12,780 dollars. A number of people commented that the caterers and entertainment were outstanding. This was the first

time using both, the caterers were Blackstone Caterers and entertainment was by Monica Ambroziak and company.

The library was well decorated for Halloween by staff. The Friends of the Library were preparing for their book sale, which takes place November 3, 4, and 5. Circulation Supervisor Fellisha Desmarais coordinated The Nightmare on Elm Street meet and greet on October 27th, which was well attended and enjoyed by all.

Children's Supervisor David Mello had the Fire Safety House event in the Bank Street Armory parking lot. This program had over 60 in attendance and was enjoyable and educational to those that attended. The Poe program that was scheduled for the Lafayette-Durfee house had to be canceled due to staff illness. The library continues to have weekly vaccine clinics and distribute take-home test kits as well as masks.

Library Trustee Chairman Mr. Ronald Caplain asked if we would be interested in having Eric Orner, author of *SMAHTGUY: The Life and Times of Barney Frank* do a book talk/signing at the library. Ms. Kulpa reached out to him to set this up. Mr. Caplain also offered the library four pairs of tickets to the Fall River Symphony to be given out to our patrons on a first come first served basis. The tickets will be for those that have financial difficulties and otherwise couldn't afford to go. They were very well received.

NOVEMBER 2022

The Delvena Theatre company performed *Nun of This & Nun of That* on Saturday, November 5th and was enjoyed by all in attendance. The library was given City Council approval to accept two paintings by Sheila Oliveira, one honoring Sesame Street composer Joe Raposo and one of Fall River teacher Sara Anna Lewis. The public reception for the unveiling of the art will be Wednesday, February 8th on Joe Raposo's birthday. The artwork will be hung in the lower level hallway outside of the Children's Room for all to see.

As in the past the library closed at 5 p.m. on the Wednesday before Thanksgiving and was

closed Thanksgiving and the Friday after. November was a busy month with staff on vacation leave but we were able to muddle through it with coverage. Staff have really pulled together in covering other sections. Circulation Supervisor Fellisha Desmarais decorated the Christmas tree this year with a theme of "Christmas in Paris."

The Library Foundation Board voted to sponsor a staff appreciation party as well as giving each staff member a gift card for the holidays. The date for the party was voted on by staff and January 6th was selected. The event will be held in the Meeting Room.

The Friends of the Library book sale was successful and it was extended for another week.

Lisa N. Peters, a writer from the magazine *Antiques,* reached out to the library about photographing our Mary Lizzie Macomber painting. She did an article for the magazine about this painter and our painting received a full page image. The article was published in the November/December 2022 issue.

I received a public records request from the Mass Resistance organization about any and all emails regarding our Drag Storytime. In this request they also wanted a copy of a CORI check on the performer. Currently we do not require our performers to have a CORI check as they are never left alone with a child. All children must attend programs with their parent or guardian. After consulting with the city attorney it was recommended that the Library Board discuss how they would like to move forward with this. I did a pre-inquiry with seven other libraries and none of them require a performer to have a CORI check. Some require staff and volunteers to have one.

DECEMBER 2022

Children's services continued to offer many craft programs throughout the month; the library was decorated for the holiday season with each section making use of all the display cases. Young Adult Section Head Taylor Silva participated in the Fall River Pride Event on December 16th.

Fall River Pride's Drag storyhour held on December 10th was disrupted by a violent mob of masked demonstrators wearing "NSC-131" (a National Socialist/neo-Nazi group) insignia, giving Nazi salutes and shouting homophobic and anti-semitic slurs. This group carried a large sign saying "Drag Queens are Pedophiles" and were captured on camera pushing and shoving people, including families, attempting to enter the library, and at one point, trying to rush the door. There was a heavy police presence during the protests because this group was being very aggressive.

The Library Trustees continued to discuss the issue of CORI checks for volunteers and/or performers, with most members agreeing that this presented many complications and delays. Since no performers or volunteers are ever alone with children and all events are supervised, the issue was tabled for the time being. Continuance of this story hour was discussed at the Library Trustees' December Board meeting and a meeting was scheduled for January 4th for further discussion prior to the January 14th Drag Storytime as to if and/or how the library will continue to co-sponsor this event.

Robert Sevigny resigned from the library effective December 20th. This circulation position was posted internally for one week and then posted on the city web site and on the MBLC library job page.

The Friends of the Library and the Library Foundation were awarded grants from the Fall River Cultural Council to offer a series of crafts and a painting workshop.

Emily Parker, Children's Department library assistant, will be starting a middle-grade book club to reach out to children who are too old for preschool programs. The series of six plays put on by the Delvena Theatre Company was completed with *A Christmas Carol* on December 10th. Other holiday-themed events included a visit from the Grinch and a Santa Storytime.

JANUARY 2023

The Library Trustees met January 4th to discuss the Drag Story Time with members of the public, members of Fall River Pride, the Police Chief Paul Gauvin, and the City Chief of Staff present. Attendees discussed how to move forward with the Drag Story Time while keeping staff, the performer, and library patrons safe. Representatives of Pride spoke about what could be done better in planning the next event. Chief Gauvin was very concerned about the number of supporters and protestors that would be attending the next event. The Chief will coordinate and work with the library, Fall River Pride and city officials on the safety issues and plans for the next event.

The Trustees unanimously agreed to have the January 14th Drag Story Time and to decide on future story times after that event.

The January drag storytime was a success and only had a handful of protestors against it. There were many supporters of the event who showed up and out in front of the library was packed with them. A number of Library Board of Trustee members, the Mayor, and the City Administrator showed up for the event. There was a heavy police presence inside and outside of the building. No incidents of violence happened. The Police Chief asked that we meet again to discuss how we will proceed with this monthly event. After the meeting was set, Sean O'Connell contacted me stating that they will be holding the storytime at Re-Creation moving forward as that is not a public building and they can better control protestors there. The library will continue to support Fall River Pride in any other way (ex. book selections, craft ideas, etc.).

I attended the SAILS Membership meeting via Zoom on January 18th and I also attended a Legislative breakfast hosted by Somerset Public Library on January 20th. It was an opportunity for library advocates and state legislators to meet to discuss issues affecting Southeastern Massachusetts libraries. The keynote speaker was Patricia Haddad (D-Fifth Bristol) who spoke about the importance of funding libraries. Library advocates were urged to visit with legislators again at the State House on Library Legislative Day, Wednesday,

March 15, to show public support for libraries across the Commonwealth (I forwarded an email about this event to the Board).

Kate Kulpa, Assistant Library Administrator, and I met with artist Stephanie Enloe from Craftyish to discuss the Cultural Council grant that the Friends of the Library were awarded to present six adult craft programs at the library. We scheduled the first event, a stained glass mosaic craft, for February 15th. We also ordered large indoor and outdoor games with funding from a $1000 grant the Friends of the Fall River Public Library were awarded from Fall River Women's Union.

James Lopes from Fall River Heritage State Park asked that the library participate in the Mass Memories Roadshow. Young Adult Section Head Taylor Silva will be the contact person for this event.

Interviews were conducted for the recently vacated Library Assistant position in Circulation. The last interview was held February 6th and we should have a recommendation to the Mayor by the end of the week.

The Library Foundation sponsored Staff Appreciation party was held on January 6th and was enjoyed and appreciated by all. The delicious food was from Riccardi's and the desserts from Gregg's Restaurant.

FEBRUARY 2023

The games purchased with the Women's Union Grant have arrived and we will be having a family game night on March 22nd. A recommendation to appoint Nahthan Paul (686 Hanover Street, Fall River, MA) to the position of Library Assistant II in Circulation was made to the Mayor and it was approved with a starting date of February 21, 2023.

A Boston Globe article titled "***'It's now come to our doorstep': Librarians find themselves at the center of increasingly bitter culture wars"*** featured Children's Supervisor Mr. David

Mello. The library received a thank you letter from a patron praising Reference Library Assistants Conor Murray and Kayla King for the outstanding assistance they received from them, also a thank you letter to Mr. Mello from FRG TV for all of the collaborative programming he has done with them. I notified the Board that Library Section Heads and Library Assistant Is all applied for reclassification but have been denied. The union had negotiated with the city that anyone who felt they should be reclassified because the duties they are performing are above what the job description entails could apply. They met with the city and union representatives and stated their case, and Mr. Caplain and myself sent letters supporting the reclassification. All library employees were denied reclassification.

The Board was notified that all new employees receive a CORI check and that if they wanted all library employees to be CORI checked annually, it would need union approval. We received a meeting room request from a Pastor that wanted to read several stories to children on principles from the Bible. I checked with the law department and there is no legal basis to deny this. This did bring up our current Meeting Room policy and recommended that it be updated.

The Library's FY24 budget was submitted and it includes an additional full-time Section Head to work on the Bookmobile, 2 part-time Library Assistants (drivers for the bookmobile); and 2 part-timer Library Aides (security/monitors/watchmen). The Library Aides are in place of hiring a security guard company to monitor the building. This comes at a cost savings as the security company's fees are going up substantially.

The Trustees unanimously approved tuition reimbursement to Fellisha Desmarais in the amount of $4,070 for two courses at Simmons University (Advanced Field Experience and Collection and Materials for Young Adults) and to Kayla King in the amount of $2,520 for two courses at University of Rhode Island (Organization of Information and Collection Management).

The Joe Raposo/Sarah Anna Lewis day was well attended and received great press coverage. Mayor Coogan participated in the unveiling of the paintings, Ninth Street Day Nursery

attended and sang along to the song "Sing," and children volunteered to man the puppets for the song. The Children's Room was very busy during school vacation week with numerous activities such as: Snowball Follies, Meet the Yeti, Yeti scavenger hunt, and Family Lego Night.

MARCH 2023

Our very own Children's Services Supervisor David Mello held a reception on March 4th for his unveiling of ocean-themed sculptures, *From the Deep*. The sculptures are on permanent display in the stair area leading up to the Reference Room. Following the unveiling Mr. Mello demonstrated with a work in progress on how he sculpts and was available to answer questions about the process.

Friends of the Library Board member Mary Agnes Murphy and I attended the Library Legislative Day on March 15th at the State House. We met with State Senator Michael Rodrigues; State Representative Paul Schmid and a representative from State Representative Carol Fiola's office, all of whom expressed support for libraries.

I met with the City Administration to discuss the bookmobile and it was decided that it would be stored at the city garage. A copy of the proposed Bookmobile Policy was distributed to the Library Board of Trustees last month and there were some highlighted items that needed to be addressed. Note that if the Board accepts this policy we will no longer be renting the Nagle Room for a meeting space as it will be used to house the Bookmobile material. The city expressed concern about adding a full-time Section Head position and wanted to know if we could use part-timers. I stated that we need one person to be in charge of the bookmobile as it is similar to running a branch library. This position will not only be performing library material check-in/check-outs but coordinating programs, story telling, and responsible for collection development for the bookmobile. The request for a bookmobile site stop was mailed March 27th to all of the schools, senior centers, and the Boys and Girls Club.

The job descriptions for the Bookmobile Driver and Section Head were sent to Human Resources for approval. The Section Head position is a union position.

I met with the Department of Conservation and Recreation at the Fall River Heritage State Park on March 9th to discuss our upcoming concert "Changes in Latitude" on July 17th. This concert is sponsored by Richard and Debby Danner and we are expecting a large turnout for it. I also attended Mayor Coogan's State of the City address on March 14th.

The Friends of the Library annual meeting on Saturday, March 25th was well attended. There was a changing of the guard; President of the Friends of the Library for a number of years Fran Rachlin stepped down from her position as President but will remain on the Board. The new President of the Friends is Mary Agnes Murphy. Entertainment following the meeting was guest speaker Representative Alan Silvia who spoke about the true crime book *Mortal Remains* and the murder investigation Rep. Silvia was involved in. This presentation was open to the public and enjoyed by all.

Staff majority voted to change our Friday summer hours to be the same as Government Centers, 8 am to 3 p.m. The library can only make adjustments in hours during the summer for 13 weeks, as we must be open 63 hours per week otherwise to keep our State Aid. If approved by the Library Board of Trustees the summer hours would start June 9th.

APRIL 2023

We received a few responses about our bookmobile survey. So far five locations are interested in being a designated stop for the bookmobile. Once the bookmobile's actual date of arrival is known we will inquire again to other possible venues. Mr. David Mello has designed a wrap for the bookmobile and the bookmobile committee was in agreement with it.

The City is requiring all City Department Heads to attend a series of Leadership Workshops at City Hall. Children's services is preparing for Comic-Con at the end of May. Mr. Mello created a 10' Groot character that will be on display in the main entrance for the event.

Senior Aide Charlene Striggles from Citizens for Citizens had been working in Circulation Services for the past five years and she reached her maximum number of years allowed on the program. Her last day was March 28th; she will be missed by all.

The Library Board of Trustees nominating committee elected Ronald Caplain as Chairperson and James Gibney as Vice-Chairperson. The Board also approved the Friday summer hours to be 8 a.m. to 3 p.m. effective June 9th. Trustees received the proposed bookmobile policy last month and had some concerns that patrons couldn't return items from other libraries or place holds on the bookmobile items. This was tabled to be discussed further at next month's meeting.

MAY 2023

Children's services program Comic-Con, held on Saturday, May 27th, was a huge success with roughly 400 in attendance. Mr. Mello's creation of the Groot character was made possible with the assistance of staff and former staff to help create it (paper mache; taping; painting, etc.) and was on display in the main entrance. A number of staff members, including many donating their own time, and volunteers helped make this program a success.

The Library Foundation's Fundraising Campaign has raised a total of $6,355 to date. The Thank You reception will be held on Sunday, October 15th for those that have donated. Library employees Emily Parker and Taylor Silva attended the ***We HeArt Fall River*** Festival. They had a table with flyers about upcoming library events and answered questions about the library, as well as having a craft for people to do.

The Library's FY24 Proposed Budget to City Council includes money for the Bookmobile Section Head, two part-time bookmobile drivers and two part-time library security employees. The bookmobile's new estimated time of arrival is the end of August.

I am very excited to notify you that I was recently contacted by Rosemary Capanna from Coal Center, PA who would like to donate her family's Ludovico Cremonini painting (72" x 66"') and two smaller Cremonini paintings as well as two sketch/study rolls. This is the painter that did the Last Judgment mural in the Notre Dame Church. The library's rotunda also exhibits his work as well as two of his other paintings that are hanging in the library. This donation will be a great asset to the library's art collection. Since the size of one of the paintings is large, a number of staff members thought it would be best to loan out the Finato Tiago painting commemorating September 11 that is currently in the main lobby to another city/state agency and hang the Cremonini in its place. Mrs. Capanna's grandfather was a friend of Cremonini and was gifted these paintings by him. An amendment to the library's current Art Collection Policy will be necessary if the Board agrees to loaning a painting. This will be discussed at the next Board Meeting.

In light of the upcoming donation, Circulation Supervisor Fellisha Desmarais recommended and wrote the proposed Deed of Gift policy. This policy was forwarded to the City's Corporation Council for their legal opinion. During her course work at Simmons University she learned that this could be an issue in the future if a family member wanted the painting back. This document would ensure that the library would keep ownership of it.

Other exciting news is that the recently donated picture of Abraham Lincoln, with the inclusion of Lincoln's signature, was photographed and sent to the Brattle Book Shop in Boston, which is one of the oldest and largest antiquarian book shops, and they believe that Lincoln's signature is original. The Friends of the Library will be sponsoring the Brattle Book Shop program here on June 21 where they will appraise books for our patrons as well as confirm Lincoln's signature.

We are going to be trying a new service.. A small collection of vinyls (31) have been ordered to see if this will be popular. A record player will be placed in the pop-culture room that patrons can use with a headset. If this service is popular we will be expanding the collection.

JUNE 2023

Children's services program Jurassic Park was a huge success with roughly 200 in attendance. We had six giant inflatable dinosaurs roaming the front lawn, meeting children and posing for pictures. The library started Summer Hours on June 9th, which means the library is closed on Saturdays and Friday hours are 8 a.m. to 3 p.m. Young Adult Section Head Taylor Silva had a table at the Fall River Pride Festival where he distributed flyers and a craft. The festival was well attended.

I met with the city grant writer to look at a possible grant for the bookmobile material. Not sure if we would be able to get it as of now because the bookmobile hasn't arrived yet.

As mentioned last month, Rosemary Capanna from Coal Center, PA is donating her family's Ludovico Cremonini painting (6' x 5') and two smaller Cremonini paintings as well as two sketch/study rolls. This is the painter that did the Last Judgment mural in the Notre Dame Church. The library's rotunda also exhibits his work as well as two of his other paintings that are hanging in the library. Mrs. Capanna has mailed the two smaller paintings and they are now at Riverside Art to be cleaned and framed. The Friends of the Library agreed to pay for the shipping of the larger painting at a cost of $1,510. We should have it sometime in July.

Also mentioned last month, the recently donated picture of Abraham Lincoln, with the inclusion of Lincoln's signature, was looked at by the Brattle Book Shop located in Boston, and they said that Lincoln's signature is original and the photograph is worth anywhere between $6,000-$8,000. This framed photo was also sent to Riverside Art to have the frame cleaned/restored.

June 30th was the last day for our security guard. The library has always contracted security guard services through a security company, but this hasn't been working out as well as we wanted. So in FY24 funds were budgeted to hire two part-time library aide/security positions. The positions have been posted and I'm hoping to have the jobs filled shortly.

The library's summer hours began June 9th. This means the library will be open on Friday 8 a.m. to 3 p.m. and closed on Saturdays. We will return to normal hours September 5, 2023.

Library Friends Purchases
Young Adult Room Bookshelves
Computer Room Bookshelves
Dungeons and Dragons playing cards

Mr.& Mrs. Richard Danner Purchases
3 carnival games.
All Take-Home crafts
Grinch take-home Craft, for the "Meet the Grinch" event
In-house craft program, "Build a Haunted House and Graveyard."
Summer Concert at Heritage State Park with Floral Leis Giveaway
Thanksgiving Book Giveaways to Library Patrons
Thanksgiving Book Giveaway to Head Start Classes that visit
Ceramic Votive Candle Holder Craft
Day of Dead Celebration
Snowball Follies Book Giveaway
Snow and Bubble Machine Supplies
Replacement fog for fog machine.
Replacement Plaque for Display Case Outside of Children's Room

Library Foundation Purchases
Shelves for the Nagle Room

Programs
Animal Diversity Show
A Christmas Carol Show (Delvena Theatre)
A Cup of Tea (Delvena Theatre)
Astro Bees
BEAM
Become a Soup Master
Beyblade Day
Blackout poetry

Board Game Day
Board Game Night
Book Club
Book Talk: Alan Silvia
Books & Tea
Bubble Storytime
Bugsy & Friends puppet show
Candle Workshop
Ceramic Jack O Lantern
Chess Club
Children's Tie Dye
Chinese New Year
Christmas in July story hour
Christmas Carol (Delvena Theatre)
Clay Pot Craft
Comic Con;
Copycat Kitchen Program
COVID vaccination clinics (sponsored by Health First)
Craft Club
Creepy Critter Lab
Creepy Carnival Show
Day of the Dead
Dinosaur Puppet Show
Disney Day
Drag Queen Storytime (presented by Fall River Pride)
Dr. Seuss's Birthday
Driftwood Wind Chimes
Dungeons & Dragons
Durfee Interact Club
Elijah Grasshopper family concert
End of Summer Reading Party
Family Game Night
Family Lego Night
Family Night
Fantasy Football
Fantasy & Sci-Fi Book Club
Fire Safety House
From the Deep Unveiling
Get Started Painting
Golden Snitch
Great Leprechaun Hunt
Guest Reader's Week
Happy Birthday Harry Potter
Henna Program
Haunted Houses & Graveyards
I Am Autistic, I Am Fantastic

Introduction to Meditation
Introducing Big Words with Mooney and Beanz!
Joe Raposo/Sarah Anna Lewis Art Unveiling Day
Jurassic Park Outside
Knitting Club
Learn Ukulele workshop
Lizzie Borden talk
Mad Sceience Workshop
Magic the Gathering
Magic of Scott Jameson
Magic of Professor Tony Baloney
Make Your Own Candle
Magnetic Tile Keychain
Map Coaster Craft
Max and Ruby Film
Meet the Author: Jacob Kramer
Meet the Grinch
Meet the Yeti
Micro-Adventures in Mass
Middle Grade Book Club
Monster Circus
Mushroom Hunting
Nightmare on Elm Street Meet & Greet
"Nun of this Nun of that" (Delvena Theatre)
Old and Rare Book Program
Pastel Painting Workshop
Pokemon Go Community
Power of the Protest Song
Preschool Storyhours
Reiki Infused Meditation for Kids
Rock painting
Royal Readers Club
Santa Claus Storytime
Scarf Dyeing workshop
Second Half Lifetime Learning
Sheldon's Birthday Party
Spray Paint Workshop
Spring Suncatcher Craft
Stain Glass Mosaic
Stephen King Night
Summer Reading kickoff
Super Smash Bros. video gaming
Talk Like a Pirate
Teddy Bear Picnic
Teen Anime ClubTeen Board Games
Teen Craft Mason Jar

Teen Game Night
Teen Nail Polish Mugs
Teen Spray Paint Workshop
Tissue Paper Sugar Skull
T-Rex Scavenger Hunt
Tribute Concert at Heritage State Park
Trouble with Trolls puppet show
Tween/Teen Rubber Cement Craft
Ukulele Campfire Songs
Vanessa & the Jumping Monkeys concert
Wingmasters
Wire wrapped jewelry workshop
Yeti scavenger hunt
Zen Zone

Off-Site Programs
9th Street Day Nursery
Aldrich School
Atlantis Charter School
Christmas at the Lafayette Durfee House
Fall River Pride Festival
Head Start Outreach
Silvia School - Polar Express
Spencer Borden School
Stories at the Park
Summer Concert at Heritage Park
Tansey School - Incoming Kindergarten
Tales for the Dead at Lafayette House
Tree Lighting Ceremony
Watson School
We HeArt Fall River Festival
Fonseca School
People Inc.
Maple Wood Center

Virtual programs:
Dungeons and Dragons
Meet a Red Panda
Pastel Painting Workshop
What's It Worth?

Children's Take-out Crafts: Funded by Mr. & Mrs. Richard Danner
3D Zoo
Accordion Snowman Craft
Beaded Bumble Bee

Beaded Elf
Beaded Turkey
Bird Craft Take home
Book Give Away
Bug Craft
Bug Mask
Christmas Shark
Christmas Train
Cool Ice Cream Magnet
Dancing Leprechaun
Dangling Skeleton
Dead of the Dead craft
Dinosaur Magnet Craft
Easter Bunny Clothespin
Fall Critter
Farmer's Market Truck
Father's Day Craft
Fingerprint Penguin
Fish Puppet
Floating Beaver
Floating Ship
Ghost Kid Magnet
Give Thanks Mobile
Glitter Mosaic Spring Gnome
Grinch Craft
Go Camping
Haunted House
Hot Coco Mug
Magic Spring Dog
Make a Turkey
Mother's Day
Paper Cup Pineapple Craft
Paper Plate Seagull Craft
Penguin Door Hanger
Pumpkin Patch
Rainbow Lacing
Reindeer Ornament
Scarecrow Craft
Snowman Glitter Craft
Spring bug stick
Spring Tree
Suncatcher
Sunflower Craft
Sun Visor Craft
Turtle Button
Under the Sea Jewel Mosaic

Under the Sea Frame
Windsock
Winter Owl Magnet
Winter Picture Frame
Winter Snowmen Sled
Witch's Cauldron
Woven Placemat

You Tube

Children's Book of the Month Dinosaur
Children's Book of the Month Halloween
Children's Book of the Month November 2022
Children's Book of the Month January
Children's Easter Book of the Month
Lego Night Challenge
Other World Walkthrough
Pop Culture-Our Favorite Christmas Movies
Pop-up Easter Craft
Spook Night Promo
Spook Night Creepy Carnival Show
Toy Robots Old-New and the Strange

CITY COUNCIL PUBLIC HEARINGS

MEETING: Tuesday, August 15, 2023 at 5:55 p.m.
Council Chamber, One Government Center

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

ABSENT: Councilors Michelle M. Dionne and Leo O. Pelletier

IN ATTENDANCE: Rhonda Mello, 49 Smithies Street
Jordan Coelho, 189 Winifred Way

The President called the meeting to order at 5:57 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:

On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to open the hearings, with Councilors Dionne and Pelletier absent and not voting.

Prior to the public hearings, Councilor Kilby made brief remarks and presented citations to Patrick Norton, Patti Rego, Sandy Dennis, Holly Hill-Batista and staff of Bristol County Training Consortium, including teachers of B.M.C. Durfee High School who work with the program.

5:55 P.M. PUBLIC HEARINGS

1. Dauhajri Corcino, 251 Cypress Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
251 Cypress Street	12'	13'	0'	25'

The existing single family dwelling is served by an existing 12 foot curb opening/driveway. The applicant proposes to create a new separate 13 foot curb opening/driveway. The total opening for the address will be 25 feet.
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.

2. Rhonda Mello, 49 Smithies Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
49 Smithies Street	16'	6'	0'	22'

The existing single family dwelling is served by an existing 16 foot curb opening/driveway. The applicant proposes to expand the existing opening an additional 6 feet. The total opening for the address will be 22 feet.
The President asked if there were any proponents to be heard and Rhonda Mello, 49 Smithies Street, came forward and gave a brief explanation regarding the need to expand the driveway opening to allow a second car to fit through the entrance. The President then asked if there were any opponents to be heard and no one came forward.

3. Richard & Katie Sousa, 57 Winifred Way, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
57 Winifred Way	16'	31'	0'	47'

The existing single family dwelling is served by an existing 16 foot curb opening/driveway. The applicant proposes to extend the existing curb opening/driveway an additional 31 feet. The total opening for the address will be 47 feet. This is an after the fact request. The work is already completed.
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.

4. Jordan Coelho, 189 Winifred Way, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
189 Winifred Way	16'	11'	0'	27'

The existing single family dwelling is served by an existing 16 foot curb opening/driveway. The applicant proposes to extend the existing curb opening/driveway an additional 11 feet. The total opening for the address will be 27 feet. This is an after the fact request. The work is already completed.
The President asked if there were any proponents to be heard. Jordan Coelho, 189 Winifred Way, came forward and stated that the contractor, Khoury Excavating, Inc., had told him that no formal permit was required for this project. Mr. Coelho also explained that the contractor had worked with other neighbors on the street as well. Mr. Coelho stated that when he was notified by the City that a permit was required, he immediately worked to remedy the situation with the City Engineer.

On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to close the hearings at 6:14 p.m., with Councilors Dionne and Pelletier 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, August 15, 2023 at 6:00 p.m.
Council Chamber, One Government Center

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

ABSENT: Councilors Michelle M. Dionne and Leo O. Pelletier

IN ATTENDANCE: Seth Thomas Aitken, City Administrator
Timothy Oliveira, Chief of Emergency Medical Services
Paul Ferland, Administrator of Community Utilities

The chair called the meeting to order at 6:15 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:
Brian Curt, 118 East Main Street – Sale of the Armory
Kelly Buchanan, 16 Bradford Avenue – Homeless encampments
CJ Ferry, 300 Buffinton Street – Sale of the Armory
(digitally submitted and read aloud by the City Clerk)

2. Transfers and appropriations
Councilor Cadime requested clarification regarding the need for the two appropriations. Seth Thomas Aitken, City Administrator, and Timothy Oliveira, Chief of Emergency Medical Services (EMS) provided a brief summary of the need for a new EMS vehicle and renovations to an exhaust system within a station. Chief Oliveira also provided information regarding the new EMS school the City will be offering and that the appropriations will also assist with that program.

3. Bank Street Armory Proposal Review and Recommendation
Seth Thomas Aitken, City Administrator, gave an in-depth explanation of the review and recommendation for the sale of the Bank Street Armory. Mr. Aitken provided information regarding the 2015 list of recommended repairs and discussed the dramatic increase in cost to renovate the property, which would require rehabilitation of the roof, staircases, water boiler system, floors, elevators and remediation of water damage.

Councilor Kilby emphasized that the contractor in question for this project is well-suited for the renovation and that he was confident in his abilities.

Councilor Laliberte requested clarification regarding the advertising of bids for the Bank Street Armory and referred to a statement, made during Citizens' Input at a previous meeting of the Committee on Finance,, regarding the City only receiving a single bid. The City Administrator provided information regarding different platforms that were used for advertising, including the Central Register, and stated that the cost of advertisements limited the Administration's outreach. Mr. Aitken also stated that the contractor planned on providing veteran preference for 20% of the rental units. President Camara, Councilor Laliberte and Mr. Aitkens held a brief discussion regarding working with the developer to confirm a more defined commitment to providing veterans with housing.

Councilor Washington inquired as to whether or not the City would need to repay the Community Preservation Act funding that was provided previously for the Bank Street Armory if it was sold and Mr. Aitken stated that he would obtain that information and provide it to the Committee members. Vice President Pereira emphasized that the Bank Street Armory is a historical landmark in the City and that it should be restored and utilized as a community event center.

Councilor Cadime stated that while the ideal situation for the Bank Street Armory would be to restore it and host events, it would not generate the required revenue that would intrigue developers. Councilors Cadime and Kilby both agreed that allowing the property to deteriorate would not benefit the City. Mr. Aitken stated that even if American Rescue Plan Act (ARPA) funding could be used, only a portion of the repairs would meet qualifications and that there were other projects within the Administration's priority for ARPA funding, such as the construction of a new solid waste facility, necessary street repairs and upgrades to the City's water infrastructure.

A brief discussion was held regarding a recent meeting between the Administration and the Community Development Agency (CDA). Mr. Aitken stated that bonding with the CDA would not achieve the revenue that would be necessary to fund the project to create an event space. The City Administrator emphasized that developing an event space would also require additional staffing, equipment and costs. President Camara, Vice President Pereira and Councilors Cadime, Laliberte and Raposo agreed that they would need more information regarding the CDA meeting prior to making a decision on this item.

On a motion made by Councilor Cadime and seconded by Councilor Washington, it was unanimously voted to table the item, with Councilors Dionne and Pelletier absent and not voting.

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

Vice President Pereira requested clarification regarding the project within Stafford Square. Paul Ferland, Administrator of Community Utilities, provided a brief explanation of the stages of the project to reduce flooding in the neighborhood. Mr. Ferland also provided information regarding state and federal grants that the City has applied for to assist with funding this project, such as the Brick Grant Program and FEMA Hazard Mitigation. The Administrator of Community Utilities also stated that he expects this portion of the project and grant applications to be complete within the next six months. Vice President Pereira asked Mr. Ferland to look into the history of studies for this area that may have occurred in the past and he agreed to research that information. On a motion made by Vice President Pereira and seconded by Councilor

Washington, it was unanimously voted to refer the proposal to the City Council for action, with Councilors Dionne and Pelletier absent and not voting.

5. Proposed 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 the area

On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to refer the proposal to the City Council for action, with Councilors Dionne and Pelletier absent and not voting.

On a further motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted to adjourn at 7:15 p.m., with Councilors Dionne and Pelletier absent and not voting.

List of documents and other exhibits used during the meeting:
Agenda packet (attached)
DVD of meeting

Lauren A. Valenti
Clerk of Committees

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, August 15, 2023 at 7:00 p.m.
Council Chamber, One Government Center

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

ABSENT: Councilors Michelle M. Dionne and Leo O. Pelletier

IN ATTENDANCE: None

President Camara called the meeting to order at 7:15 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor and order appropriating the following:
   a. $135,000 from EMS Stabilization Fund to EMS, Capital

On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted that the order be adopted, with Councilors Dionne and Pelletier absent and not voting.

   b. $45,000 from EMS, Salaries to EMS, Expenses

On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted that the order be adopted, with Councilors Dionne and Pelletier absent and not voting.

2. Mayor and proposal for Bristol County ARPA funding in the amount of $250,000.00 to create a need-based assistance program for veterans and their families to assist with payments for food, utilities, rent/mortgage and transportation.

Councilor Raposo gave a brief explanation of the proposal's intention to provide financial relief for veterans within the City. Vice President Pereira that the state and federal governments need to amend income limits for certain veteran assistance programs. On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to approve the proposal, with Councilors Dionne and Pelletier absent and not voting.

3. Mayor and notice re joint grant application with other school districts related to the EPA's Clean School Bus Rebate Program

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 Councilors Dionne and Pelletier absent and not voting.

4. Mayor and proposed ordinance amendments regarding registered and certified mail notice requirements

On a motion made by Councilor Raposo and seconded by Councilor Laliberte, it was unanimously voted to refer the proposed ordinance to the Committee on Ordinances and Legislation, with Councilors Dionne and Pelletier absent and not voting.

PRIORITY COMMUNICATIONS

5. Traffic Commission recommending amendments to traffic ordinances

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

6. Board of Election Commissioners and warrant for Preliminary City Election scheduled for September 19, 2023

On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to adopt the warrant, with Councilors Dionne and Pelletier absent and not voting.

Approved, August 16, 2023
Paul E. Coogan, Mayor

7. Board of Park Commissioners communication re Davis Park league/organization permit decision

President Camara, Vice President Pereira and Councilors Kilby, Laliberte, Raposo and Washington held a lengthy discussion regarding the need to develop Davis Park to increase quality of life in the neighborhood and provide resources for children and adults to engage in sports and activities. Councilor Kilby stated that renovations to the park should be considered to allow for safe access of emergency vehicles and that development of this area was pertinent. Councilor Washington expressed concerns regarding the park being locked all day with no public access available and stated that the area may work well as a dog park. Vice President Pereira discussed the return on investment that would be achieved if the park could be utilized for sports leagues and Councilor Raposo stated that information regarding previous safety studies would be useful for further consideration. President Camara, Vice President Pereira and Councilor Kilby discussed safety concerns as the park is far from the road which increases risk of illegal activity. On a motion made by Councilor Washington and seconded by Councilor Raposo, it was unanimously voted that the communication be accepted and placed on file, with Councilors Dionne and Pelletier absent and not voting. On a further motion made by Vice President Pereira and seconded by Councilor Laliberte, it was unanimously voted that a communication be sent to the Board of Park Commissioners requesting detailed information regarding the safety study that determined the park was not accessible to emergency vehicles, the reason(s) why the park gates are always locked to the public, any previous studies regarding ideal use of the park and that the Board of Park Commissioners provide a copy of the David family deed that transferred ownership of the property to the City for use as a park, with Councilors Dionne and Pelletier absent and not voting, a copy of which is attached hereto and made a part of these minutes.

COMMITTEE REPORTS

Committee on Public Works and Transportation

Communication be accepted and placed on file and related correspondence be sent to the Watuppa Water Board and Corporation Counsel:

8. Communication – Robert Schenck, 79 18th Street re water drain repair reimbursement

Vice President Pereira made brief remarks regarding the property owner's responsibility for the cost of the repair and that the City was scheduled to perform that repair shortly after the incident occurred. On a motion made by Councilor Cadime and seconded by Councilor Raposo it was unanimously voted that the communication be accepted and placed on file and that the related correspondence be sent to the Watuppa Water Board and Corporation Counsel, with Councilors Dionne and Pelletier absent and not voting, copies of which are attached hereto and made a part of these minutes.

Committee on Ordinances and Legislation recommending:

All readings with Emergency Preamble:

9. Proposed Ordinance – Traffic, handicapped parking
Third Street Cambridge Street Division Street Eddy Street Hunter Street, June Street Osborn Street Palmer Street South Beach Street Summerfield Street Woodstock Street

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was voted 7 yeas to adopt the emergency preamble, with Councilors Dionne and Pelletier absent and not voting. On a further motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to pass the proposed ordinance through first reading, second reading, passed to be enrolled and passed to be ordained, with Councilors Dionne and Pelletier absent and not voting.

Approved, August 16, 2023
Paul E. Coogan, Mayor

First Reading:

10. Proposed Ordinance – Traffic, miscellaneous

Section 1
One way streets
Thompson Street – Southerly from Brownell Street to President Avenue

Section 2
Parking prohibited
Thompson Street – West side – Starting at a point 73 feet south of Brownell Street, for a distance of 25 feet southerly
Thompson Street – West side – Starting at a point 107 feet north of President Avenue, for a distance of 36 feet northerly

Section 3
Fifteen minute parking
Eastern Avenue – West side – Starting at a point 73 feet north of County Street, for a distance of 40 feet northerly; 7:00 a.m. – 11:00 p.m., all days

Section 4
Handicapped parking removals
Second Street Alden Street Bradford Avenue Broadway Brownell Street
Buffinton Street Cash Street Eastern Avenue Lewis Street North Main Street
South Main Street Whipple Street

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to pass the proposed ordinance through first reading, with Councilors Dionne and Pelletier absent and not voting.

11. Proposed Ordinance - Community Medicine Scheduling Coordinator

On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to pass the proposed ordinance through first reading, with Councilors Dionne and Pelletier absent and not voting.

12. Proposed Ordinance – Renaming of standing committee to "Committee on Human Services, Youth, Housing, Elder and Veterans' Affairs"

On a motion made by Councilor Raposo and seconded by Councilor Laliberte, it was unanimously voted to pass the proposed ordinance through first reading, with Councilors Dionne and Pelletier absent and not voting.

ORDINANCES - None

RESOLUTIONS

13. The Committee on Finance convene with the Administration and representatives from the Department of Emergency Medical Services, the Community Development Agency and the Homeless and Substance Use Disorder Outreach Services to discuss the funding and contracting of a mental health clinician.

Councilor Raposo stated he was motivated to create this resolution as this topic was discussed in-depth during the recent Committee on Human Services, Housing, Youth and Elder Affairs meeting. On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to adopt the resolution, with Councilors Dionne and Pelletier absent and not voting.

14. The Committee on Finance convene with the Administration to discuss strategies to decrease the number of homeless encampments within the City.

Vice President Pereira gave a brief explanation regarding homeless encampments within the City, including illegal substance use and public health risks. Councilor Washington stated that assistance is necessary for those experiencing homelessness but many people are not from Fall River. Councilor Raposo emphasized that at the recent meeting of the Committee on Human Services, Housing, Youth and Elder Affairs, a discussion was held regarding the importance of working on the issue with surrounding communities, such as New Bedford, and that he had sent a communication regarding this topic to the City's representatives at the State House in Boston. On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to adopt the resolution, with Councilors Dionne and Pelletier absent and not voting.

15. The Committee on Finance convene with the Administration to discuss increased rental costs within the City.

President Camara stated that this resolution should be addressed by the Committee on Real Estate instead of the Committee on Finance. On a motion made by Vice President Pereira and seconded by Councilor Kilby, it was unanimously voted that the resolution be amended by striking out "Committee on Finance" and inserting "Committee on Real Estate," with Councilors Dionne and Pelletier absent and not voting. On a further motion made by Councilor Kilby and seconded by Councilor Laliberte, it was unanimously voted to adopt the resolution, as amended, with Councilors Dionne and Pelletier absent and not voting.

16. The Committee on Economic Development and Tourism convene with the Administration to discuss ownership and development of Battleship Cove Yacht Club.

Vice President Pereira provided a brief summary regarding the use of moorings in the City and stated that development of this area would promote revenue and tourism. On a motion made by Councilor Raposo and seconded by Councilor Laliberte, it was unanimously voted to adopt the resolution, with Councilors Dionne and Pelletier absent and not voting.

17. The Committee on Health and Environmental Affairs convene with the Administrator of Community Utilities and a representative from Veolia Water to discuss storm water catch basin maintenance protocol.

Vice President Pereira provided a brief explanation of the ongoing concerns regarding flooding and maintenance within the City's drainage system. On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to adopt the resolution, with Councilors Dionne and Pelletier absent and not voting.

18. The Administration, the American Rescue Plan Act (ARPA) Director and the Veteran's Benefit Agent provide any requested information to City Councilors regarding the Bristol County ARPA funding application that would benefit individual veterans who need financial support for housing, food and medical care.

President Camara and Vice President Pereira asked if Councilor Raposo would prefer the resolution be granted leave to withdraw as the related Bristol County ARPA application had been approved and Councilor Raposo stated he'd like the resolution to remain as a reminder to receive updates on this project in a few months.

The City Clerk asked if the City Council would like to amend the resolution so the item can be heard by an appropriate Committee. On a motion made by Councilor Kilby and seconded by Councilor Washington, it was unanimously voted to amend the resolution by inserting, following "Veterans Services Agent," "convene with the Committee on Human Services, Housing, Youth, and Elder Affairs," and adopt the resolution, as amended, with Councilors Dionne and Pelletier absent and not voting.

CITATIONS

19. Dedication and service to the growth of events, arts and culture within the community:

Sandy Dennis Patrick Norton Patti Rego

On a motion made by Councilor Kilby and seconded by Councilor Cadime, it was unanimously voted to adopt the citations, with Councilors Dionne and Pelletier absent and not voting.

20. Holly Hill-Batista and staff of Bristol County Training Consortium – Providing employment opportunities and resources to the community at-large

On a motion made by Councilor Raposo and seconded by Councilor Washington, it was unanimously voted to adopt the citation, with Councilors Dionne and Pelletier absent and not voting.

21. The following B.M.C. Durfee High School teachers and staff that are working with Bristol County Training Consortium student workers in Fall River:

Michena Augustin	Tess Bradley	Jeffrey Cameron	Cory Cardeiro
Jocelyn Cory	Shannon Dufresne	Socrates Exama	Timothy Griffin
Lajohn Jones	Zachary Miller	Kindra Peterson	Philip Reis
Vanessa Reis	Andrew Saunders	Jennifer Saunders	Lamar Stevens
Brooke Thurston	Eli Wilson	Ebony Witt	

On a motion made by Councilor Raposo and seconded by Councilor Washinton, it was unanimously voted to adopt the citations, with Councilors Dionne and Pelletier absent and not voting.

ORDERS – HEARINGS

22. Dauhajri Corcino, 251 Cypress Street – Removal of 25 feet on 251 Cypress Street

On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted to adopt the order, with Councilors Dionne and Pelletier absent and not voting.
Approved, August 16, 2023
Paul E. Coogan, Mayor

On a further motion made by Vice President Pereira and seconded by Councilor Cadime, it was unanimously voted to take items 23-25 together, with Councilors Dionne and Pelletier absent and not voting.

23. Rhonda Mello, 49 Smithies Street – Removal of 22 feet on 49 Smithies Street
24. Richard & Katie Sousa, 57 Winifred Way – Removal of 47 feet on 57 Winifred Way
25. Jordan Coelho, 189 Winifred Way – Removal of 27 feet on 189 Winifred Way

Councilor Laliberte asked if there was information regarding the contractor involved with properties on Winifred Way and the City Clerk stated that the contractor was listed as Khoury Excavating, Inc. Councilor Laliberte asked the City Clerk to send a letter to the City Engineer asking that they update the contractor with all procedural requirements regarding permitting for curb removal applications, a copy of which are attached and hereto made a part of these minutes.

On a motion made by Councilor Cadime and seconded by Vice President Pereira, it was unanimously voted to adopt items 23-25, with Councilors Dionne and Pelletier absent and not voting.
Approved, August 16, 2023
Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS

26. Auto Repair License Renewals
Kenneth J. Rapoza d/b/a JR's Superlube, Inc – 155 Milliken Boulevard
Kenneth J. Rapoza d/b/a JR's Superlube, Inc – 334 Rhode Island Avenue
Souhad Saliba d/b/a JZ Express – 969 South Main Street
Daniel Mello d/b/a Mello's Diesel Service, Inc. – 185 Williston Street

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

27. Auto Body License Renewals
Souhad Saliba d/b/a JZ Express – 969 South Main Street
Manuel Felix d/b/a Felix Auto Collision Center – 1201 Slade Street

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

28. Police Chief's report on licenses:

Taxicab Drivers

Kimberly Arruda (T)	Austin Lee Braga	Joseph H. Cheron	Jamarie Hall
David Lauzon (T)	Anthony Riley	Aisha Rivera	Muhammad Shabbir
Leebaron Sylvia	James Wood		

Private Livery Drivers

Wayne Delisle	Joseph Ozak	Danielle Shoesmith

Taxicab Vehicles
Muhammad Shabbir – two (2) new vehicles

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

COMMUNICATIONS – INVITATIONS – PETITIONS

29. 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 Councilors Dionne and Pelletier absent and not voting.

30. City Engineer – Street opening less than 5 years at the intersection of Bedford Street and Troy Street

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

Approved, August 16, 2023
Paul E. Coogan, Mayor

31. Structure on or over a public way application for Creative Arts Network, Inc. located outside of Government Center on Third Street (3' x 4' banner for Fall River Mass. Memories Road Show)

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

32 Communication from the Deputy Director of Emergency Medical Services requesting permission for three 3' x 8' banners, purple memorial flags and posters at Government Center for "National Overdose Awareness Day" (August 31, 2023)

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

33. Planning Board Minutes
   a. April 12, 2023
   b. June 14, 2023
   c. July 12, 2023

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

City Council Minutes:

34. Public Hearings – July 18, 2023

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

35. Committee on Finance – July 18, 2023

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

36 Regular Meeting – July 18, 2023

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

BULLETINS – NEWSLETTERS – NOTICES

37. Notice of Final Environmental Impact Report for Offshore Wind Project, EEA No. 16596 SouthCoast Wind 1 Project (formerly Mayflower Wind Project)

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

38. Notice of Casualty and Loss at 41 Reservoir Street

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

39. Notice of Casualty and Loss at 655 Rock Street
On a motion made by Councilor Raposo and seconded by President Camara, it was unanimously voted that the notice be accepted and placed on file, with Councilors Dionne and Pelletier absent and not voting.

A brief recess was held from 8:06 p.m. to 8:09 p.m. for the signing of the Preliminary Election Warrant.

COMMITTEE REPORTS
Committee on Finance recommending action:
12a. Proposed Bristol County ARPA funding in the amount of $450,000.00 for preliminary design efforts in Stafford Square (previously item #41 on original agenda)
On a motion made by Councilor Kilby and seconded by Councilor Raposo, it was unanimously voted to approve the proposal, with Councilors Dionne and Pelletier absent and not voting.

12b. Proposed 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 the area (previously item #42 on original agenda)
On a motion made by Councilor Raposo and seconded by Vice President Pereira, it was unanimously voted to approve the proposal, with Councilors Dionne and Pelletier absent and not voting.

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to adjourn at 8:10 p.m., with Councilors Dionne and Pelletier 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

August 18, 2023

Board of Park Commissioners
450 Middle Street
Fall River, MA 02721

Dear Members of the Board of Park Commissioners:

At a meeting of the City Council held on August 15, 2023, a discussion was held relative to the correspondence received from the Board of Park Commissioners regarding Davis Park and safety concerns.

Following that discussion, and on a motion made and seconded, it was unanimously voted to request that the Board of Park Commissioners provide the following information to the City Council, with Councilors Michelle M. Dionne and Leo O. Pelletier absent and not voting:

1. A copy of the safety report that was used for the most recent recommendation regarding the accessibility of emergency vehicles to Davis Park
2. The reason(s) why the entrance to Davis Park is locked and inaccessible to residents and visitors
3. Copies of any studies done in the past regarding the options of use for Davis Park
4. A copy of the property deed from the Davis family

Thank you in advance for your consideration and reply. Please reach out to my office with any questions or concerns.

Very truly yours,

Alison M. Bouchard

Alison M. Bouchard
City Clerk

/lv

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

City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

August 17, 2023

Watuppa Water Board
Room 326
One Government Center
Fall River, MA 02722

Dear Watuppa Water Board Members:

At a meeting of the City Council held on Tuesday, August 15, 2023, a Committee Report from the Committee on Public Works and Transportation was presented recommending that a letter be sent in support of Robert Schenck's request for reimbursement of expenses (Claim # 23-44) for a lead water pipe failure at his property located at 79 18th Street

On a motion made and seconded, it was unanimously voted to send this letter of support from the full City Council on Mr. Schenck's behalf for a partial or full reimbursement.

Mr. Schenck was notified of, and had provided his written consent for, the City's plan to provide lead pipe remediation repairs on his property approximately two weeks prior to the lead water pipe failure on June 16, 2023. Due to the timing of the failure and emergent repair, a remittance that would have been paid for by the City with American Rescue Plan Act funding has now been assumed by Mr. Schenck.

Thank you in advance for your consideration. Once a determination is made, please notify me so that the information may be relayed to the members of the City Council.

Sincerely,

Alison M. Bouchard

Alison M. Bouchard
City Clerk

/lv

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City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

August 17, 2023

Alan J. Rumsey
Corporation Counsel
One Government Center
Fall River, MA 02722

Dear Attorney Rumsey:

At a meeting of the City Council held on Tuesday, August 15, 2023, a Committee Report from the Committee on Public Works and Transportation was presented recommending that a letter be sent in support of Robert Schenck's request for reimbursement of expenses (Claim # 23-44) for a lead water pipe failure at his property located at 79 18th Street.

On a motion made and seconded, it was unanimously voted to send this letter of support from the full City Council on Mr. Schenck's behalf for a partial or full reimbursement.

Mr. Schenck was notified of, and had provided his written consent for, the City's plan to provide lead pipe remediation repairs on his property approximately two weeks prior to the lead water pipe failure on June 16, 2023. Due to the timing of the failure and emergent repair, a remittance that would have been paid for by the City with American Rescue Plan Act funding has now been assumed by Mr. Schenck.

Thank you in advance for your consideration. Once a determination is made, please notify me so that the information may be relayed to the members of the City Council.

Sincerely,

Alison M Bouchard

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

August 18, 2023

Daniel Aguiar
City Engineer
One Government Center
Fall River, MA 02722

Dear Mr. Aguiar:

During the City Council Public Hearing, held on August 15, 2023, Jordan Coelho of 189 Winifred Way, stated that a representative of Khoury Excavation, Inc., approached several property owners in the neighborhood to have their driveways paved and provided incorrect information about the City's legal process of applying for a curb removal. Mr. Coelho explained that the contractor was under the impression that City Council approval was not needed because a curb was not being removed.

At the Regular Meeting of the City Council, held on August 15, 2023, a discussion was held regarding two curb removal applications on Winifred Way and misinformation that was provided to the property owners by the contractor. Following that discussion, and on a motion made and seconded, it was unanimously voted to request that you advise the owner of Khoury Excavation, Inc., of the City's legal process for obtaining permission for a curb removal to avoid future after-the-fact requests, with Councilors Dionne and Pelletier absent and not voting.

If you have any questions regarding this matter, please reach out to the office at 508-324-2220.

Sincerely,

Alison M. Bouchard

Alison M. Bouchard
City Clerk

/lv