

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, April 9, 2024, at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Joseph D. Camara, presiding;
Councilors Shawn E. Cadime, Michelle M. Dionne, Paul B. Hart,
Bradford L. Kilby, Linda M. Pereira, Cliff Ponte, Andrew J. Raposo and
Laura-Jean Sampson

ABSENT: None

IN ATTENDANCE: Paul Ferland, Administrator of Community Utilities

President Camara called the meeting to order at 8:28 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 confirmation of the appointment of Reverend James Hornsby to the Community Preservation Committee

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

2. Mayor and confirmation of the appointment of Marlene Santos to the Election Commission

Councilor Dionne stated that she would not support this appointment and emphasized that this decision is not related to the new candidate, but the decision to discontinue David Dennis's tenure on the Commission. On a motion made by Councilor Hart and seconded by Councilor Sampson, it was voted to confirm the appointment, with Councilor Dionne opposed and Councilor Raposo absent and not voting.

3. Mayor and confirmation of the reappointment of Timothy S. Campos to the Election Commission

On a motion made by Councilor Hart and seconded by Councilor Sampson, it was unanimously voted to confirm the reappointment, with Councilor Raposo absent and not voting.

4. Mayor and confirmation of the reappointment of James C. Calkins to the Zoning Board of Appeals

On a motion made by Councilor Ponte and seconded by Councilor Sampson, it was unanimously voted to confirm the reappointment, with Councilor Raposo absent and not voting.

5. Mayor and orders appropriating:

a. \$135,773.43 from FY23 Free Cash to FEMA COVID Fund

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

b. \$2,662,076.00 from EMS Fund Free Cash to FEMA COVID Fund

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

6. Mayor and grant order of \$8,613 from the Massachusetts Office of Outdoor Recreation (MOOR) for the Inclusive and Accessible Outdoor Recreation Events Grant Program

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

Approved, April 10, 2024

Paul E. Coogan, Mayor

7. Mayor and Community Development Agency Year Five Annual Action Plan

On a motion made by Vice President Pereira and seconded by Councilor Dionne, it was unanimously voted that the item be referred to the Committee on Finance, with Councilor Raposo absent and not voting.

8. Mayor and Memorandum of Understanding between Local 1314 International Association of Firefighters and City of Fall River

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

Approved, April 10, 2024

Paul E. Coogan, Mayor

9. Mayor and recommendations from the City Assessor and Board of Assessors re M.G.L. Ch. 59 §5 clause forty-first C re elderly exemptions

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

10. Mayor and communication re Fiscal Year 2023 Financial Audit prepared by Roselli, Clark & Associates

On a motion made by Councilor Ponte and seconded by Councilor Sampson, it was unanimously voted to refer the communication to the Committee on Finance, with Councilor Raposo absent and not voting.

PRIORITY COMMUNICATIONS

11. Traffic Commission recommending amendments to the traffic ordinances

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

COMMITTEE REPORTS

Committee on Economic Development and Tourism recommending:

Action

12. City Council send letter to the Administration and various departments regarding potential actions to improve tourism and support local groups and the community at-large.

On a motion made by Councilor Ponte and seconded by Councilor Hart, it was unanimously voted to approve the sending of the proposed letter, with Councilor Raposo absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Dionne, it was unanimously voted to take items 15 and 16 out of order, with Councilor Raposo absent and not voting.

On a further motion made by Councilor Ponte and seconded by Councilor Cadime, it was unanimously voted to waive the rules to allow the Administrator of Community Utilities to answer questions for items 15 and 16.

Committee on Ordinances and Legislation recommending:

First Reading

15. Proposed Ordinance – FY 2025 Sewer Rates

A lengthy discussion was held between Councilor Dionne and Paul Ferland, Administrator of Community Utilities, regarding the large increase of the Sewer Rates for Fiscal Year 2025. Mr. Ferland reviewed details regarding revenue, expenditures, and debt services for the Sewer Division and the end goal of eliminating the use of one-time funding to allow the enterprise funds to become self-sufficient. Councilor Dionne expressed concern that residents would not be able to afford these rates and asked if these rate increases could be done more incrementally. Mr. Ferland explained that the consultants provided a plan to allow the Sewer Division to make up for past underfunding and to be more financially stable moving forward. The Administrator of Community Utilities also explained that in the past five years, there have been large amounts of funding obtained by grants and that he works hard to keep all project expenditures within the grant funding amount. Councilor Dionne asked how the Sewer Division would be affected if these rates were not increased and Mr. Ferland stated that the Wastewater Treatment Plant would no longer be able to operate as almost all staffing positions would not be properly funded. The Administrator of Community Utilities also stated that water treatment chemicals couldn't be purchased, and that debt services would go into default. Councilor Dionne stated that she understands the need for the rate increase but will not support the proposed ordinance.

Councilor Raposo arrived at 9:07 p.m.

On a motion made by Councilor Hart and seconded by Councilor Cadime, it was voted 6 yeas, 3 nays to pass the proposed ordinance through first reading, with Vice President Pereira, Councilor Dionne and Councilor Ponte voting in the negative.

First Reading, as amended

16. Proposed Ordinance – FY 2025 Water Rates

Councilor Dionne requested information regarding the lack of fluoride treatment in the tap water. Mr. Ferland stated that due to the backorder of the product and the increased costs of other similar products, fluoride was discontinued in 2018. Mr. Ferland explained that the Water Division must keep the line item in the budget for fluoride as the Board of Health still requires the product if it becomes available again.

A lengthy discussion was held between Councilor Ponte and the Administrator of Community Utilities regarding the significant increase in the water rates over the past few years. Mr. Ferland explained that the water revenue has continued to decrease and that during the COVID-19 pandemic, many commercial properties were not used as offices were closed. Mr. Ferland also provided information about the Water Division reaching more adequate staffing, which increased the salary component of the budget. Mr. Ferland stated that the budget consultants had recommended against using one-time funding in the budget, but the Committee on Ordinances and Legislation is recommending it be utilized this year to help lower the rates by \$0.12.

President Camara and Councilor Ponte discussed the use of one-time funding and President Camara emphasized that a large reason for lack of growing revenue in the Water Division is the closure of manufacturing buildings, such as mills, over the past few decades. President Camara also stated that he supports Mr. Ferland's efforts to discontinue the need to subsidize the enterprise fund budgets with retained revenue each year. Vice President Pereira expressed her concern regarding the lack of solar panels in the watershed area to offset electricity costs for the Water Division.

On a motion made by Councilor Kilby and seconded by Councilor Cadime, it was voted 6 yeas, 3 nays, to pass the proposed ordinance through first reading, as amended, with Vice President Pereira, Councilor Dionne and Councilor Ponte voting in the negative.

Committee on Finance recommending:

Action

13. Fiscal Year 2025 Enterprise Fund budgets for Water and Sewer Divisions

The City Clerk clarified with the City Councilors that the Administrator of Community Utilities had provided a revised budget for the Water Division due to the amendment of the original water rate and confirmed with the City Councilors that they wished to vote upon the revised Water Division budget.

On a motion made by Councilor Raposo and seconded by Councilor Sampson, it was voted 6 yeas, 3 nays to adopt the Water Division Budget, as amended, and the Sewer Division budget, with Vice President Pereira, Councilor Dionne and Councilor Ponte voting in the negative.

Committee on Ordinances and Legislation recommending:

First Reading

14. Proposed Ordinance – Traffic, miscellaneous
Handicapped parking removals
- Birch Street, North, 291 feet east of King Street
 - Cory Street, North, 106 feet east of Oregon Street
 - Holden Street, North, 170 feet west of Fielden Street
 - Lebanon Street, North, 67 feet west of Quequechan Street
 - Prospect Street, North, 30 feet east of Barnaby Street

On a motion made by Councilor Raposo and seconded by Councilor Ponte, it was unanimously voted that the proposed ordinance be passed through first reading.

Refer to Corporation Counsel

17. Resolution - Discuss establishment of an ordinance to require ratification of constable applications by the City Council

On a motion made by Councilor Raposo and seconded by Councilor Ponte, it was unanimously voted to refer the resolution to Corporation Counsel.

On a further motion made by Councilor Raposo and seconded by Councilor Ponte, it was unanimously voted to take items 18 through 20 together.

Grant Leave to Withdraw

18. Resolution – Prohibiting balloon releases
19. Resolution – Trash collection and proposal for cart program
20. Resolution – Establishment of "Veterans Advisory Board"
- On a motion made by Councilor Cadime and seconded by Councilor Raposo, it was unanimously voted that the resolutions be granted leave to withdraw.*

ORDINANCES

Second Reading and Enrollment

21. *Proposed Ordinance – Traffic, miscellaneous

Section 1.

Loading zones

Locust Street, South, Starting at a point 121 feet east of June Street for a distance of 40 feet east, 6:00 a.m. to 3:00 p.m, Monday through Friday

Section 2.

Handicapped parking removals

- 18th Street, East, 150 feet south of Merchant Street
- Bay Street, East, 126 feet north of Pokross Street
- Brownell Street, North, 64 feet north of North Court Street
- Cash Street, West, 87 feet south of Pleasant Street
- County Street, North, 53 feet west of Roccliffe Street
- Fenner Street, West, 200 feet north of Dwelly Street
- Fulton Street, West, 87 feet south of Suffolk Street
- Grant Street, West, 178 feet north of William Street
- Grant Street, West, 190 feet north of Division Street
- Grinnell Street, South, 20 feet east of Arlington Street
- Hambly Street, West, 172 feet south of Globe Street
- John Street, West, 202 feet south of Morgan Street

- Middle Street, South, 144 feet west of Broadway
- Norfolk Street, South, 145 feet east of Fulton Street
- North Underwood Street, West, 136 feet south of Narragansett Street
- Oxford Street, West, 20 feet north of Pelham Street
- Pokross Street, North, 296 feet west of Bowen Street
- Pokross Street, North, 440 feet east of Bay Street
- Snell Street, North, 120 feet west of Dover Street
- Stone Street, West, 35 feet north of Lafayette Street

On a motion made by Councilor Raposo and seconded by Councilor Ponte, it was unanimously voted that the proposed ordinance be passed through second reading and enrollment. On a further motion made Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted that the proposed ordinance be passed through ordination.

Approved, April 10, 2024

Paul E. Coogan, Mayor

RESOLUTIONS

22. The Administration and Corporation Counsel prepare a report within thirty (30) days to include information regarding disbursement of funds in relation to ongoing litigation involving the City of Fall River

Vice President Pereira made brief remarks regarding funds being utilized for legal matters and the need to identify the cost of legal services. On a motion made by Councilor Raposo and seconded by Councilor Sampson, it was unanimously voted to adopt the resolution.

CITATIONS

23. Maria Pontes, Fall River Public Schools Superintendent – Retirement after 39 years of working as an educator in Fall River (1985–2024)

On a motion made by Councilor Cadime and seconded by Councilor Raposo, it was unanimously voted to adopt the citation.

ORDERS – HEARINGS

Curb Removal

24. Brandyn Demelo, 64 Division Street – removal of 16 feet at 64 and 66 Division Street

On a motion made by Councilor Raposo and seconded by Councilor Ponte, it was unanimously voted to adopt the order.

Approved, April 10, 2024

Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS

25. Police Chief's report on license:

Taxicab Drivers

Derek Leite

Maurice Mack

Maritza Rodriguez Carrero

Second Hand License Renewal

TVI, Inc. d/b/a Savers Thrift Store – 109 Mariano Bishop Boulevard

On a motion made by Councilor Raposo and seconded by Councilor Ponte, it was unanimously voted to adopt the order.

26. Auto Repair Shop License Renewal:

William Sanchez, ABG Holdings, LLC d/b/a

Lambert Auto Body & Auto Sales – 103 Chavenson Street

The City Clerk notified the City Councilors that this applicant had been denied by the Police Chief, the City Collector, and the Deputy Tax Collector. On a motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted to refer the application to the Committee on Regulations.

27. Auto Repair Shop License Transfer:

Auto Repair Shop License No. 338 located at 182 Stafford Road from Jessica M.

Rodrigues d/b/a Stafford Road Auto Repair and Sales to Jaquez Auto Sales, LLC d/b/a

Jaquez Auto and Repair.

On a motion made by Councilor Raposo and seconded by Councilor Ponte, it was unanimously voted to adopt the order.

Approved, April 10, 2024

Paul E. Coogan, Mayor

28. Auto Body Shop License Renewal:

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

William Sanchez, ABG Holdings, LLC d/b/a

Lambert Auto Body & Auto Sales – 103 Chavenson Street

The City Clerk notified the City Councilors that the second applicant was denied by the Police Chief, the City Collector, and the Deputy Tax Collector for this Auto Body Shop License Renewal Application. On a motion made by Vice President Pereira and seconded by Councilor Sampson, it was unanimously voted that the application for renewal of an auto body shop license for 2447 South Main Street be adopted. On a further motion made by Vice President Pereira and seconded by Councilor Raposo, it was unanimously voted that the application for renewal of an auto body shop license for 103 Chavenson Street be referred to the Committee on Regulations.

Approved, April 10, 2024

Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

29. Claims

On a motion made by Councilor Raposo and seconded by President Camara, it was unanimously voted to refer the claims to Corporation Counsel.

30. Drainlayer Licenses:

Albert Moreira and Son

Alexandre's Excavating, Inc.

Century Paving and Construction, Corp.

D.W. White – SPS JV

Geosearch, Inc.

Green Acres Landscape & Construction Co., Inc.

J & R Resendes Corp.

JDQ Excavating, LLC

JLC Construction Co., Inc.

Khoury Excavating, Inc.

MJD Excavating, Inc.

Perry Heavy Equipment Services, LLC

Raposo Company Landscape & Construction, LLC
RMT Excavation, Inc.
Sherry Construction Corporation
Thermo-Mechanical Systems Inc.

On a motion made by Councilor Raposo and seconded by Councilor Ponte, it was unanimously voted to approve the drainlayer licenses.

Approved, April 10, 2024

Paul E. Coogan, Mayor

BULLETINS – NEWSLETTERS – NOTICES - None

A brief recess was held from 9:30 p.m. to 9:33 p.m. for purposes of signing the proposed ordinance.

On a motion made by Councilor Raposo and seconded by Councilor Ponte, it was unanimously voted to adjourn at 9:33 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

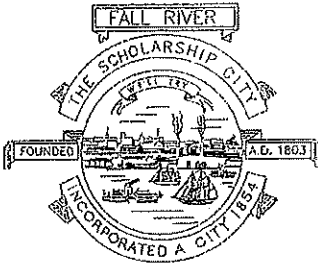
DVD of meeting

A true copy. Attest:



City Clerk

In City Council, April 23, 2024
Approved.



City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2024 APR -5 A 11: 16

ALISON M. BOUCHARD
CITY CLERK

CITY CLERK
FALL RIVER, MA

INÊS LEITE
ASSISTANT CITY CLERK

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
APRIL 9, 2024
AGENDA

5:30 P.M. JOINT MEETING OF THE CITY COUNCIL AND SCHOOL COMMITTEE

5:55 P.M. PUBLIC HEARINGS (OR IMMEDIATELY FOLLOWING THE JOINT MEETING OF THE CITY COUNCIL AND SCHOOL COMMITTEE IF IT RUNS PAST 5:55 P.M.)

Curb Removal

1. Brandyn Demelo, 64 Division Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
64 and 66 Division Street	14'	16'	0'	30'

The parcel is currently serviced by a 14-foot curb opening and driveway. The applicant proposes to extend that opening by an additional 16 feet. The total opening for the location will be 30 feet.

2. **Zoning Change – Zoning Map Amendments**
(Joint Hearing with Planning Board)

Waterfront and Transit-Oriented Development District (WTOD) to include areas from Davol Street (Northbound) easterly to North Main Street and from Walnut Street northerly to a point 640 feet North of Wayland Street to the current Waterfront and Transit-Oriented District as delineated on the district map included herewith entitled: Waterfront and Transit-Oriented Development District Map Amendment and dated: January 2024.

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

1. Citizen Input
2. *Fiscal Year 2025 Enterprise Fund Budget - Emergency Medical Services (referred 3-26-24)
3. Transfers and appropriations

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

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

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 confirmation of the appointment of Reverend James Hornsby to the Community Preservation Committee
2. *Mayor and confirmation of the appointment of Marlene Santos to the Election Commission
3. *Mayor and confirmation of the reappointment of Timothy S. Campos to the Election Commission
4. *Mayor and confirmation of the reappointment of James C. Calkins to the Zoning Board of Appeals
5. *Mayor and orders appropriating:
 - a. \$135,773.43 from FY23 Free Cash to FEMA COVID Fund
 - b. \$2,662,076.00 from EMS Fund Free Cash to FEMA COVID Fund
6. *Mayor and grant order of \$8,613 from the Massachusetts Office of Outdoor Recreation (MOOR) for the Inclusive and Accessible Outdoor Recreation Events Grant Program
7. *Mayor and Community Development Agency Year Five Annual Action Plan
8. *Mayor and Memorandum of Understanding between Local 1314 International Association of Firefighters and City of Fall River
9. *Mayor and recommendations from the City Assessor and Board of Assessors re M.G.L. Ch. 59 §5 clause forty-first C re elderly exemptions
10. *Mayor and communication re Fiscal Year 2023 Financial Audit prepared by Roselli, Clark & Associates

PRIORITY COMMUNICATIONS

11. *Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS

Committee on Economic Development and Tourism recommending:
Action

12. *City Council send letter to the Administration and various departments regarding potential actions to improve tourism and support local groups and the community at-large.

Committee on Finance recommending:
Action

13. *Fiscal Year 2025 Enterprise Fund budgets for Water and Sewer Divisions

Committee on Ordinances and Legislation recommending:
First Reading

14. *Proposed Ordinance – Traffic, miscellaneous
Handicapped parking removals
 - Birch Street, North, 291 feet east of King Street
 - Cory Street, North, 106 feet east of Oregon Street
 - Holden Street, North, 170 feet west of Fielden Street
 - Lebanon Street, North, 67 feet west of Quequechan Street
 - Prospect Street, North, 30 feet east of Barnaby Street
15. *Proposed Ordinance – FY 2025 Sewer Rates

16. First Reading, as amended
*Proposed Ordinance – FY 2025 Water Rates
17. Refer to Corporation Counsel
*Resolution - Discuss establishment of an ordinance to require ratification of constable applications by the City Council
18. Grant Leave to Withdraw
*Resolution – Prohibiting balloon releases
19. *Resolution – Trash collection and proposal for cart program
20. *Resolution – Establishment of "Veterans Advisory Board"

ORDINANCES

21. Second Reading and Enrollment
*Proposed Ordinance – Traffic, miscellaneous
Section 1.
Loading zones
Locust Street, South, Starting at a point 121 feet east of June Street for a distance of 40 feet east, 6:00 a.m. to 3:00 p.m, Monday through Friday
- Section 2.
Handicapped parking removals
- 18th Street, East, 150 feet south of Merchant Street
 - Bay Street, East, 126 feet north of Pokross Street
 - Brownell Street, North, 64 feet north of North Court Street
 - Cash Street, West, 87 feet south of Pleasant Street
 - County Street, North, 53 feet west of Rockliffe Street
 - Fenner Street, West, 200 feet north of Dwelly Street
 - Fulton Street, West, 87 feet south of Suffolk Street
 - Grant Street, West, 178 feet north of William Street
 - Grant Street, West, 190 feet north of Division Street
 - Grinnell Street, South, 20 feet east of Arlington Street
 - Hambly Street, West, 172 feet south of Globe Street
 - John Street, West, 202 feet south of Morgan Street
 - Middle Street, South, 144 feet west of Broadway
 - Norfolk Street, South, 145 feet east of Fulton Street
 - North Underwood Street, West, 136 feet south of Narragansett Street
 - Oxford Street, West, 20 feet north of Pelham Street
 - Pokross Street, North, 296 feet west of Bowen Street
 - Pokross Street, North, 440 feet east of Bay Street
 - Snell Street, North, 120 feet west of Dover Street
 - Stone Street, West, 35 feet north of Lafayette Street

RESOLUTIONS

22. *The Administration and Corporation Counsel prepare a report within thirty (30) days to include information regarding disbursement of funds in relation to ongoing litigation involving the City of Fall River

CITATIONS

23. Maria Pontes, Fall River Public Schools Superintendent – Retirement after 39 years of working as an educator in Fall River (1985–2024)

ORDERS – HEARINGS

Curb Removal

24. Brandyn Demelo, 64 Division Street – removal of 16 feet at 64 and 66 Division Street

ORDERS – MISCELLANEOUS

25. Police Chief's report on license:

Taxicab Drivers

Derek Leite Maurice Mack Maritza Rodriguez Carrero

Second Hand License Renewal

TVI, Inc. d/b/a Savers Thrift Store – 109 Mariano Bishop Boulevard

26. Auto Repair Shop License Renewal:

William Sanchez, ABG Holdings, LLC d/b/a
Lambert Auto Body & Auto Sales – 103 Chavenson Street

27. Auto Repair Shop License Transfer:

Auto Repair Shop License No. 338 located at 182 Stafford Road from Jessica M. Rodrigues d/b/a Stafford Road Auto Repair and Sales to Jaquez Auto Sales, LLC d/b/a Jaquez Auto and Repair.

28. Auto Body Shop License Renewal:

Antonio F. Pinto d/b/a Pinto's Auto Repair and Sales, Inc. – 2447 South Main Street
William Sanchez, ABG Holdings, LLC d/b/a
Lambert Auto Body & Auto Sales – 103 Chavenson Street

COMMUNICATIONS – INVITATIONS – PETITIONS

29. *Claims

30. Drainlayer Licenses:

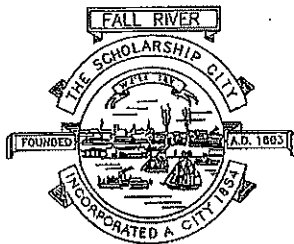
Albert Moreira and Son
Alexandre's Excavating, Inc.
Century Paving and Construction, Corp.
D.W. White – SPS JV
Geosearch, Inc.
Green Acres Landscape & Construction Co., Inc.
J & R Resendes Corp.
JDQ Excavating, LLC
JLC Construction Co., Inc.
Khoury Excavating, Inc.
MJD Excavating, Inc.
Perry Heavy Equipment Services, LLC
Raposo Company Landscape & Construction, LLC
RMT Excavation, Inc.
Sherry Construction Corporation
Thermo-Mechanical Systems Inc.

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

BULLETINS – NEWSLETTERS – NOTICES - None


City Clerk

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



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

PAUL E. COOGAN
Mayor

April 2, 2024

RECEIVED

2024 APR -3 A 10:58

CITY CLERK
FALL RIVER, MA

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

Dear Council President and Members of the Honorable Council:

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

Name: Reverend James Hornsby

Address 260 Lake Avenue
Fall River, MA 02721

Position: Community Preservation Committee

Expiration: April 2, 2027

Sincerely,

Paul E. Coogan
Mayor

PC/amos



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

April 2, 2024

RECEIVED

2024 APR -3 A 10:58

CITY CLERK
FALL RIVER, MA

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

Dear Council President and Members of the Honorable Council:

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

Name: Marlene Santos

Address 66 Howland Street
Fall River, MA 02724

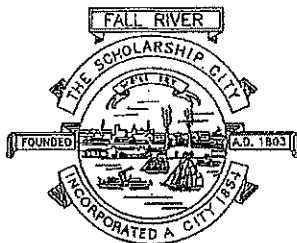
Position: Election Commission (Democrat)

Expiration: April 1, 2028

Sincerely,

Paul E. Coogan
Mayor

PC/amos



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

PAUL E. COOGAN
Mayor

April 2, 2024

RECEIVED

2024 APR -4 A 9:00

CITY CLERK
FALL RIVER, MA

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

Dear Council President and Members of the Honorable Council:

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

Name: Timothy S. Campos

Address 762 President Avenue
Fall River, MA 02720

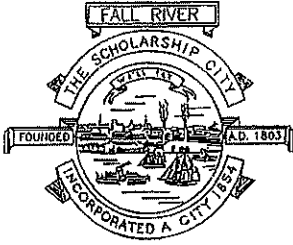
Position: Election Commission (Republican)

Expiration: April 1, 2028

Sincerely,

Paul E. Coogan
Mayor

PC/amos



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2024 APR -3 A 10:58

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

April 2, 2024

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: James C. Calkins

Address 5455 North Main Street
Unit 6E
Fall River, MA 02720

Position: Zoning Board of Appeals

Expiration: April 17, 2029

Sincerely,

Paul E. Coogan
Mayor

PC/amos

5



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

PAUL E. COOGAN
Mayor

RECEIVED

2024 MAR 28 A 10:56

CITY CLERK _____
FALL RIVER, MA

March 25, 2024

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

Dear Honorable Council Members:

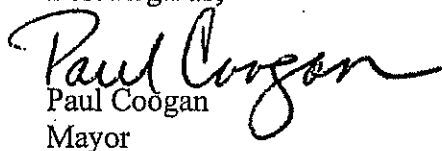
In accordance with the provisions of Chapter 44, Section 32 of the Massachusetts General Laws, I recommend the following appropriations to your Honorable Body.

1. \$135,773.43 That the sum of \$135,773.43 be, and the same is, hereby appropriated to the FEMA COVID FUND from FY 23 FREE CASH.

2. \$2,662,076.00 That the sum of \$2,662,076.00 be, and the same is, hereby appropriated to the FEMA COVID FUND from the EMS FUND FREE CASH.

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

Best Regards,


Paul Coogan
Mayor

City of Fall River, *In City Council*

April 9, 2024

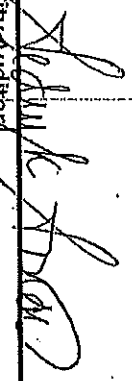
ORDERED:

That the sum of \$135,773.43 be, and the same is, hereby appropriated from the General Fund FY23 Surplus Revenue (Free Cash) to the FEMA COVID Fund.

FY24 Appropriation/Transfer Number Analysis

Line	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
FY 23 FREE CASH	\$ 9,456,636.00	\$ (135,773.43)	9,320,862.57
FEMA COVID FUND	\$ (135,773.43)	\$ 135,773.43	-

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



City Auditor
March 25, 2024

City of Fall River, In City Council

April 9, 2024


ORDERED:

That the sum of \$2,662,076.00 be, and the same is, hereby appropriated from the EMS Enterprise Fund FY23 Surplus Revenue (Free Cash) to the FEMA COVID Fund.

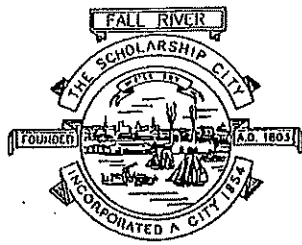
FY24 Appropriation/Transfer Number Analysis

Line	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
EMS Fund Free Cash	\$ 3,533,456.00	\$ (2,662,076.00)	\$ 871,380.00
FEMA COVID FUND	\$ (2,797,849.43)	\$ 2,662,076.00	\$ (135,773.43)

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



City Auditor
March 25, 2024



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2024 APR -3 A 9:51

CITY CLERK
FALL RIVER, MA

April 2, 2024

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) Massachusetts Office of Outdoor Recreation (MOOR) – Inclusive and Accessible Outdoor Recreation Events Grant Program in the amount of \$8,613.

Thank you in advance for your consideration of this request.

Sincerely,

Paul E. Coogan
Mayor

City of Fall River, *In City Council*

ORDER:

The City of Fall River was awarded a grant through the Massachusetts Office of Outdoor Recreation (MOOR) Inclusive and Accessible Outdoor Recreation Events Grant Program in the amount of \$8,613 with a duration beginning immediately upon contract execution and ending on June 30, 2023. This grant will fund a series of free public springtime events, including Birdwatching in the Bioreserve, Sunset Yoga on the Pier, Family Kite Night, and the Fall River Police Department's "Cops and Bobbers" Family Fishing Clinic. These events will distribute free outdoor recreation supplies to youth participants in order to encourage an active lifestyle and bolster equity, inclusion, and accessibility in Fall River's public recreational spaces.

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 MOOR in the amount of \$8,613 to put on a series of free public springtime events in order to encourage outdoor recreation and bolster equity, inclusion, and accessibility in Fall River's public recreational spaces.

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



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Community Development Agency

2024 APR -2 P 2:43

CITY CLERK
FALL RIVER, MA

buyfallriver

MICHAEL P. DION
Executive Director / CFO

April 2, 2024

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:

I am pleased to forward to you the City of Fall River Year Five Annual Action Plan which I propose to file with the U.S. Department of Housing and Urban Development (HUD) for continued funding of the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG) and HOME Investment Partnerships (HOME) Programs. The Action Plan details activities to be undertaken during the July 1, 2024- June 30, 2025 program year.

Under a separate cover on April 17, 2024, I shall submit a proposed resolution for your consideration at your April 23rd meeting. The resolution would authorize submission of the City of Fall River Year Five Annual Action Plan with the U.S. Department of Housing and Urban Development. The Year Five Annual Action Plan is being submitted to you now in order to provide adequate review time prior to City Council consideration of the resolution at the April 23rd meeting.

The proposed program of activities, which was advertised on February 23rd for public comment, was developed on the basis of testimony and proposals received at public hearings held January 3rd and March 6th.

The timetable provides for submission of the Year Five Annual Action Plan no later than May 1, 2024.

Should you or any other Councilor have questions or comments prior to April 23rd, 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
Mayor

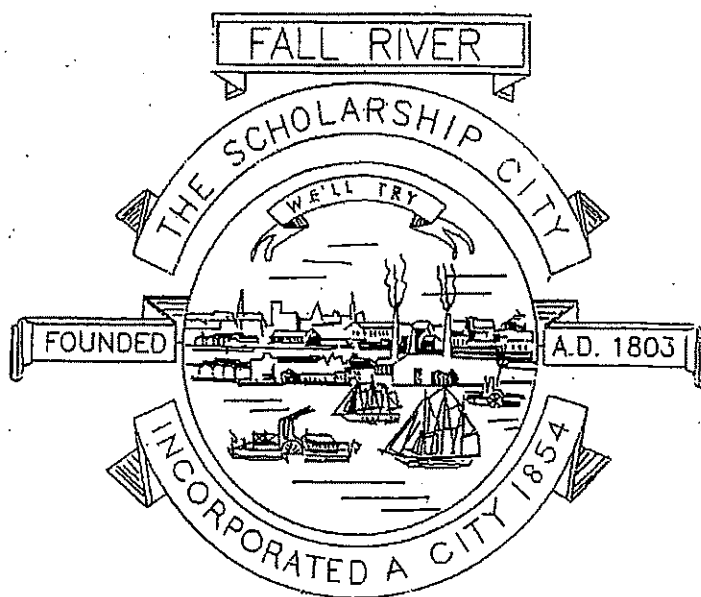
Enclosure

City of Fall River, Massachusetts

Paul E. Coogan, Mayor

Fall River Community Development Agency

Michael P. Dion, Executive Director/CFO



Year 5 Annual Action Plan
July 1, 2024 – June 30, 2025

Community Development Block Grant Program
Home Investment Partnership Program
Emergency Solutions Grant Program

Submitted to the U.S. Department of
Housing & Urban Development



Table of Contents

Annual Action Plan – Year 5 (July 1, 2024 – June 30, 2025)

AP-05 Executive Summary	1
PR-05 Lead & Responsible Agencies	7
AP-10 Consultation	9
AP-12 Citizen Participation	45
AP-15 Expected Resources	49
AP-20 Annual Goals and Objectives	55
AP-35 Projects	64
AP-38 Projects Summary	66
AP-50 Geographic Distribution	81
AP-55 Affordable Housing	83
AP-60 Public Housing	85
AP-65 Homeless and Other Special Needs Activities	87
AP-75 Barriers to Affordable Housing	92
AP-85 Other Actions	93
AP-90 Program Specific Requirements	97

Attachments

Citizen Participation – Public Hearing Minutes

Maps

Appendices

Recapture/Resale Guidelines

Emergency Solutions Grant Written Standards

Operational Standards for Coordinated Entry Systems

Refinancing Guidelines

CD HOME Program Specific Requirements

Grantee SF-424s and Certifications

CITY OF FALL RIVER, MA

2024 APR - 2 P 3:25

RECEIVED



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

April 3, 2024

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

RECEIVED

2024 APR -3 P 2:22

CITY CLERK _____
 FALL RIVER, MA

Dear Honorable Members of the City Council:

Consistent with the requirements of MGL Chapter 150E, Section 7, I am submitting the recently negotiated Memorandum of Understanding between the City of Fall River and the Fall River Fire Fighters, Local 1314, IAFF.

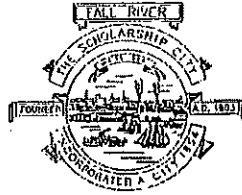
This Agreement will become a part of the contractual obligations of their prior contracts. The Administration is grateful to Local 1314 for their willingness to collaborate and reach consensus on an Agreement which is favorable to both our employees and the constituents of the City of Fall River. I respectfully request you grant an appropriation necessary to fund the cost items contained therein. Please feel free to contact me if you have any questions or concerns.

Sincerely,

Paul E. Coogan
 Mayor

City of Fall River, In City Council

ORDERED, that the funding of the cost items contained in the collective bargaining agreements between the City of Fall River and the Fall River Fire Fighters, Local 1314, are hereby approved.



RECEIVED

2024 APR -3 P 2:22

CITY CLERK
FALL RIVER, MA

CITY OF FALL RIVER
COLLECTIVE BARGAINING AGREEMENT
THROUGH
JULY 1, 2024 –JUNE 30, 2025
FISCAL IMPACT STATEMENT

FALL RIVER FIRE FIGHTERS, LOCAL #1314

Article 3 Sec 1	Wages and Salary increase .5%	\$	72,167
Article 7	New article 54: Technology Stipen		18,100
Item 10	Shop mechanic & informallon tech Specialist		(8,596)
Item 10	Captain in Training/Lieutenant in training coming out		11,346
Item 11	District Chief Aides in Training		16,598
Item 11	DCA stipend for those filling in		1,263
Item 11	Estimated savings in OT from DCA's	\$	(15,936)
	TOTAL FISCAL IMPACT BUDGETED IN FY25	\$	94,943
	TOTAL FRINGE (medicare)	\$	1,377
Article 29	Sickness/illness (4 SLID days moving to 24hr)	\$	320,395
Article 29	2 Personal days change from 12 hr to 24 hr		160,197
Article 2 sec 2 and article 30	Comp time & Existing Benefits (4 PD/contract shift 1 time		640,790
	TOTAL POTENTIAL FISCAL IMPACT TO BE PAID IN FUTURE YEARS	\$	1,121,382

Disclosure: No fiscal impact ARPA \$636,000.00 - 212 Employees, non-pensionable,; Pension liability will be calculated by PERAC when the valuation is completed in FY25

MEMORANDUM OF UNDERSTANDING
Between the City of Fall River and Fall River Fire Fighters, Local #1314 International
Association of Fire Fighters, AFL-CIO

WHEREAS, the City of Fall River ("the City") and the Fall River Firefighters, Local #1314 International Association of Fire Fighters, AFL-CIO ("the Union" and collectively "the parties") are parties to a collective bargaining agreement covering the time period from July 1, 2021, through June 30, 2024 and;

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

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

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

1. Article 1: TERM OF AGREEMENT

Update to reflect one-year, July 1, 2024 through June 30, 2025

2. Article 3: WAGES AND SALARY:

Section 1. Wages:

For the period of July 1, 2024 to June 30, 2025, there shall be a 0.5% across-the-board wage increase.

Section 2. Comp. Time:

New Paragraph 3. Each bargaining unit employee who is employed as of July 1, 2024 will be credited with three (3) twenty-four hour contract shifts one (1) time. Said days will be used in accordance with paragraph 1 above.

3. Article 6: WORKING HOURS FOR SPECIALIZED FORCE:

Delete reference to Machine shop and Information Technology Specialist

4. Article 26: RESIDING OUTSIDE CITY LIMITS:

Delete the Article and replace it with the following: "All employees shall be allowed to reside within thirty (30) miles outside the city limits of Fall River, within the Commonwealth."

5. **Article 29: SICKNESS/ILLNESS:**

Add the following sentence to Section 7 after the sentence ending "in which no sick leave is used," as follows: "Effective July 1, 2024, all newly earned SLID and Personal Days are calculated at 24 hours."

6. **Article 30: EXISTING BENEFITS:**

Amend C) as follows: Effective July 1, 2024, the two (2) hour period for Christmas and Thanksgiving Dinner will cease. Each bargaining unit employee will receive a twenty-four (24) hour personal day one (1) time.

7. **New Article 54: Technology Stipend**

The Captain of Fire Prevention will assume the IT Specialist responsibilities and each bargaining unit member will be compensated with a \$100.00 annual technology stipend.

8. **ARPA:**

Bargaining Unit members employed as a Fall River Firefighter at any time from March 10, 2020 through March 1, 2021 shall receive a one-time stipend of \$3,000.00. In order to be eligible for said payment, employees must either be on active status as of the funding of this agreement or have retired from the Fall River Fire Department in good standing prior to said date, and be receiving pension payments pursuant to General Laws, c. 32. This payment shall be non-recurring and not considered regular wages for the purposes of calculating pension payments under General Laws, c. 32.

9. **SHORTS AND FACIAL HAIR POLICY**

The parties agree to establish a shorts and facial hair policy.

10. **SHOP MECHANIC AND INFORMATION TECHNOLOGY SPECIALIST**


The Machine Shop and Information Technology Specialist will be eliminated. A new Captain of Training (which will replace the Lieutenant in Training by attrition) will monitor apparatus safety and the shop budget and the Captain of Fire Prevention will be responsible for limited IT services. The Union agrees that the City has met its obligation to bargain over the specialized forces positions and will withdraw MUP-22-9080 and MUP23-10403.

11. DISTRICT CHIEF AIDES

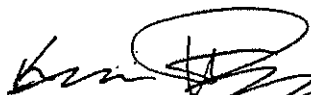
District Chief Aides will return for pay, vacation selection and daily station cleaning and vehicle maintenance responsibilities. They will be assigned to the Command Vehicles whenever manpower permits.

This Agreement is subject to ratification by the Fall River Fire Fighters, Local #1314 International Association of Fire Fighters, AFL-CIO and full funding by the City Council.

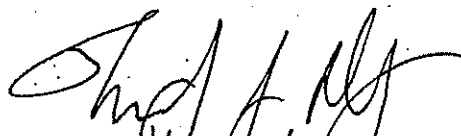
Signed and Agreed to this 6 day of March, 2024.



Paul Coogan, Mayor
City of Fall River



Kenneth Perry, President
Fall River Fire Fighters Local 1314



Timothy DeLuz, Treasurer
Fall River Fire Fighters Local 1314

9



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED

2024 APR -4 P 1:09

CITY CLERK
FALL RIVER, MA

April 3, 2024

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 information please find the Review of Current General Laws Chapter 59, Section 5, Clause 41C Elderly Exemption and recommendations from the City Assessor and Board of Assessors.

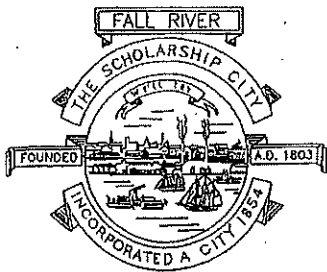
Thank you and as always, I am available for any questions or concerns you may have regarding this matter.

Sincerely,

Paul E. Coogan

Paul E. Coogan
Mayor

PC/amos



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

RECEIVED

2024 APR -4 P 1:09

CITY CLERK
FALL RIVER, MA

PAUL E. COOGAN
Mayor

Bridget Almon
Director of Financial Services

March 25, 2024

The Honorable Paul E. Coogan
Mayor of the City of Fall River
One Government Center
Fall River, MA 02721

RE: Review of Current General Laws Chapter 59, Section 5, Clause 41C Elderly Exemption

Dear Mr. Mayor:

As you know, at your request, the Finance Team and the City of Fall River Board of Assessors has been reviewing the current Elderly Exemption pursuant to General Laws Chapter 59, Section 5, Clause Forty-First C. Currently property owners in the City who are over 65 years old and occupy the property as their domicile can qualify for a \$500.00 real estate tax exemption. To qualify for the exemption, the property owner must meet the following current income and asset requirements. The Assessors Office and the Board of Assessors have reviewed with the Finance Team and would make the following recommendation:

Retain the current exemption of \$500.00 and increase the Asset and Income Limits by \$10,000.00 respectively, as shown in the following Table:

Assets:	<u>Current</u>	<u>Proposed</u>
Single Asset Limit:	\$28,000.00	\$38,000.00
Married Asset Limit:	\$30,000.00	\$40,000.00
 Income:		
Single Income Limit:	\$20,000.00	\$30,000.00
Married Income Limit:	\$30,000.00	\$40,000.00

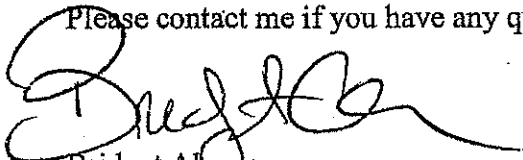
It is difficult to accurately determine how many additional property owners would qualify under the new Asset & Income Limits since there is no way to know the number of property owners who chose not to apply for the 41C Exemption. However, the assessor's office with the treasurer will keep a close eye on the balance in the overlay and request an appropriation increase if necessary.

Last year, the Financial Team recommended that rather than make any adjustments to the 41C Exemptions, it was more fiscally prudent to wait and see if the General Court passed the new real estate exemption that was being proposed. The General Court did not do so. The Municipal Empowerment Act that had been filed By Governor Healey, and is now pending before the General Court, proposed a new local option real estate exemption that could be crafted by the municipality to address exemption concerns.

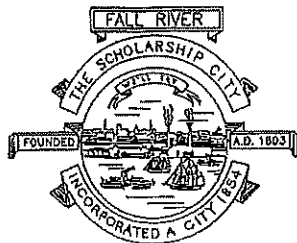
It was the recommendation of the Board of Assessors that rather than increase the amount of the 41C Exemption, that the Income and Asset Limits be increased by \$10,000.00 as shown above and indexed to cost of living adjustments pursuant to General Laws Chapter 59, Section 5, Clause Forty-First D. It was further the recommendation of the Board of Assessors that the City then review the fiscal impact in FY2025 and based on that review, revisit the discussion of increasing the amount of the 41C Exemption.

The Finance Team joins in the recommendation. By implementing the Option the City will increase the number of property owners who can qualify for the 41C Exemption. In FY2025 the City can review the impact on the Overlay. It can also review the appropriateness of any local acceptance exemptions that have been enacted by the General Court. Then, considering these reviews, the City can then revisit the possibility of increasing the amount of 41C Exemption.

Please contact me if you have any questions.



Bridget Almon
Director of Financial Services



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2024 APR -4 A 9:00

CITY CLERK
FALL RIVER, MA

April 3, 2024

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:

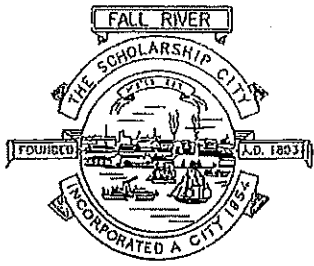
Attached please find for your information and review the FY 2023 City of Fall River Financial Audit as prepared by Roselli, Clark and Associates and the related correspondence.

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
Massachusetts
Department of Financial Services
TREASURER • COLLECTOR • AUDITOR • ASSESSOR

10
RECEIVED

2024 APR -4 A 9:00

PAUL E. COOGAN
Mayor

Bridget Almon
Director of Financial Services

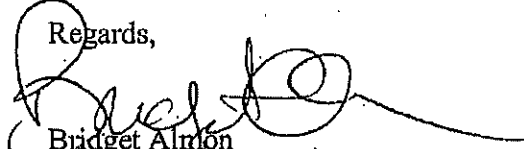
April 3, 2024

The Honorable Paul E. Coogan
Mayor of the City of Fall River
One Government Center
Fall River, MA 02721

Dear Mr. Mayor:

Please find attached the audited financial statements for fiscal year ending June 30, 2023 and the related correspondence from Roselli, Clark & Associates. I am requesting to have the audited statements provided to the City Council.

Regards,



Bridget Almon
Director of Financial Services



ROSELLI, CLARK & ASSOCIATES
 CERTIFIED PUBLIC ACCOUNTANTS

500 West Cummings Park
 Suite 4900
 Woburn, MA 01801

Telephone: (781) 933-0073

www.roselliclark.com

March 21, 2024

The Honorable Mayor and City Council
 City of Fall River, Massachusetts

We have audited the financial statements of the City of Fall River (the "City") as of and for the year ended June 30, 2023. Professional standards require that we provide you with information about our responsibilities under generally accepted auditing standards (and, if applicable, *Government Auditing Standards* and the Uniform Guidance), as well as certain information related to the planned scope and timing of our audit. We have communicated such information in our letter to you dated December 8, 2023. Professional standards also require that we communicate to you the following information related to our audit.

Significant Audit Matters

Qualitative Aspects of Accounting Practices

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by the City are described in the notes to the basic annual financial statements. The significant accounting policies used by the City are described in Note II to the basic financial statements. No new accounting policies were adopted and the application of existing policies was not changed during 2023. We noted no transactions entered into by the City during the year for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected. The most sensitive estimates affecting the City's financial statements were:

- Net pension liability, which is actuarially-determined. We audited the fiscal year 2023 Fall River Contributory Retirement System financial statements (as of and for the year ended December 31, 2022) and issued an unmodified report on those financial statements dated December 12, 2023. In connection with that audit, we evaluated the key factors and assumptions used to develop the net pension liability in determining that it is reasonable in relation to the financial statements taken as a whole.

- Net OPEB liability, which is actuarially determined. We evaluated the key factors and assumptions used by the City to develop the net OPEB liability in determining that it is reasonable in relation to the financial statements taken as a whole.
- Management's estimate of the allowance for doubtful accounts is based on historical revenues, historical loss levels, and an analysis of the collectibility of individual accounts. The most significant allowances pertain to the allowance reported in the City's enterprise funds as well as the allowance for uncollectible parking ticket and mortgage receivables. We evaluated the key factors and assumptions used to develop the allowance in determining that it is reasonable in relation to the financial statements taken as a whole.
- The financial position and results of operations of the Fall River Redevelopment Authority, a legally separate entity, were audited by others. We did not audit these balances or amounts; we relied on the audit of the other auditors. Due to its nature and significance of its relationship to the City, the Fall River Redevelopment Authority is presented as a discretely-presented component unit in the City's government-wide financial statements. Additionally, significant disclosures related to the Fall River Redevelopment Authority are included in the notes to the basic financial statements.

Certain financial statement disclosures are particularly sensitive because of their significance to financial statement users. The most sensitive disclosures affecting the financial statements pertained to the estimates described above and can be found in the notes to the financial statements.

The financial statement disclosures are neutral, consistent, and clear.

Difficulties Encountered in Performing the Audit

We encountered no significant difficulties in dealing with management in performing and completing our audit.

Corrected and Uncorrected Misstatements

Professional standards require us to accumulate all known and likely misstatements identified during the audit, other than those that are clearly trivial, and communicate them to the appropriate level of management. A schedule summarizing uncorrected misstatements of the financial statements has been previously provided to management. Management has determined that their effects are immaterial, both individually and in the aggregate, to the financial statements taken as a whole.

Disagreements with Management

For purposes of this letter, a disagreement with management is a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no such disagreements arose during the course of our audit.

Management Representations

We have requested certain representations from management that are included in the management representation letter dated March 11, 2024.

Management Consultations with Other Independent Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the City's financial statements or a determination of the type of auditors' opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

Other Audit Findings or Issues

We generally discuss a variety of matters, including the application of accounting principles and auditing standards, with management each year prior to retention as the City's auditors. However, these discussions occurred in the normal course of our professional relationship and our responses were not a condition to our retention.

Turnover in key financial and accounting positions over the past year presents a greater opportunity for incidents of theft and fraud to go undetected by Management. We have discussed these risks with the City's current financial leadership.

Other Matters

We applied certain limited procedures to the budgetary comparison, pension and OPEB schedules, which are required supplementary information ("RSI") that supplements the basic financial statements. Our procedures consisted of inquiries of management regarding the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We did not audit the RSI and do not express an opinion or provide any assurance on the RSI.

Restriction on Use

This information is intended solely for the information and use of City's governing body and management of the City and is not intended to be, and should not be, used by anyone other than these specified parties.

Very truly yours,

A handwritten signature in cursive script that reads "Roselli, Clark & Associates". The signature is written in dark ink and is positioned above the printed name of the firm.

Roselli, Clark & Associates
Certified Public Accountants
Woburn, Massachusetts

**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division



Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

March 26, 2024

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

RECEIVED
TUE MAR 26 10 33
CITY OF FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, March 20, 2024 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
Broadway	East	Starting at a point 126 feet south of Griffin Street. For a distance of 20 feet south.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division



Paul E. Coogan
Mayor

March 26, 2024

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

Stephanie MacArthur
Director of Traffic & Parking

RECEIVED
2024 MAR 26 A 10:33
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, March 20, 2024 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
Foster Street	West	Starting at a point 51 feet south of Warren Street For a distance of 20 feet south.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

**CITY OF FALL RIVER
MASSACHUSETTS**

Traffic & Parking Division



Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

March 26, 2024

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

RECEIVED
MAR 26 AM 10:33
CITY OF FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, March 20, 2024 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
Harrison Street	West	Starting at a point 484 feet north of Alden Street For a distance of 20 feet north.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

SW

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division



Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

March 26, 2024

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, March 20, 2024 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
Pine Street	North	Starting at a point 122 feet east of Rock Street For a distance of 20 feet east.

Very truly yours,

Stephanie MacArthur
Stephanie MacArthur
Director of Traffic & Parking

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Economic Development and Tourism, at a meeting held on March 26, 2024, voted unanimously to recommend that the accompanying communication be referred to the full Council for action.


Clerk of Committees

DRAFT

April 10, 2024

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

Dear Mayor Coogan,

At a Regular Meeting of the City Council held on April 9, 2024, a Committee Report from the Committee on Economic Development and Tourism was presented recommending that this letter be sent requesting your support regarding the three topics below.

These requests are a result of the discussion by the Committee with community arts organizations, at a meeting held on March 26, 2024, which provided a review of events in 2023 and their plans for 2024. On motions made and seconded, the Committee voted unanimously to recommend that the City Council:

1. Request that the Administration and the Information Technology Department update the new municipal website, and all social media platforms, to allow all local organizations to post their events online. These organizations were able to post their calendar events in the past and it would be valuable to have a universal place to post festivals, classes, and projects.
2. Urge the Administration and the Director of Financial Services to consider funding the Waterfront Cultural District in the Fiscal Year 2025 Proposed Budget. The development of this cultural district will be vital to the growth and economic development of Fall River following the Route 79/Davol Street Project.
3. Encourage the Administration and the Director of Financial Services to research and review the potential use of meal and hotel tax revenue to help fund the development of tourism, as well as historical and arts groups and organizations that work tirelessly to host events, projects and programs for the community.

The Committee expressed that these actions, that could be taken by the Administration and various departments, would help these local groups, and the community at large, to

DRAFT

successfully promote the City of Fall River and the City Council fully supports the Committee's requests.

If you have any questions in this regard, feel free to contact this office. Thank you for your consideration.

Very truly yours,

Alison M. Bouchard
City Clerk

cc: Seth Thomas Aitken, City Administrator
Bridget Almon, Director of Financial Services
Tyler Antaya, Director of Information Technology
David Dennis, Co-Founder, Creative Arts Network
Sandy Dennis, Co-Founder, Creative Arts Network
Michael O'Sullivan, Chief Executive Officer, One SouthCoast Chamber
Ashley Occhino, Executive Director, Fall River Arts and Culture Coalition

/lv

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on

Finance, at a meeting held on March 26, 2024 voted unanimously to recommend that the accompanying budgets be referred to the full Council for action, with Councilor Shawn E. Cadime absent and not voting.

Alison M. Bouchard
City Clerk



COMMUNITY UTILITIES - SEWER COMMISSION

CITY OF FALL RIVER



RECEIVED

2024 MAR -1 P 1:26

CITY CLERK
FALL RIVER, MA

March 1, 2024

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

RE: FY25 Budget Submission
Water Division

Dear Mayor Coogan:

Please find enclosed the documents for the above referenced submittal. This submittal meets the requirements of M.G.L. Chapter 44, Section 53F ½ for submittal of Enterprise Fund Budgets 120 days prior to the beginning of the fiscal year. Further, Ordinance Sections 2-183 and 2-184 require that Enterprise Fund Budgets be submitted to the City Council by April 1, and rate proposals by May 1. Both the budget and the rate proposals are included.

The Water Division budget and rates are approved by the Watuppa Water Board. The proposed modification to the rate ordinance is attached.

Sincerely,

Paul J. Ferland EIT
Administrator of Community Utilities

CITY OF FALL RIVER
IN CITY COUNCIL

MAR 12 2024

*Referred to the Committee
on Finance*

City of Fall River, In City Council

BE IT ORDERED: That the following FY 25 appropriations be provided through the Water rates under Chapter 53F 1/2 in the aggregate, amounting to \$16,173,689 be appropriated as follows

A. Voted: That the following sums be appropriated for the Water Enterprise.

from Water Rate Revenues, for Water, Salaries	\$ 3,273,275
from Water Rate Revenues, for Water, Expenses	\$ 3,002,610
from Water Rate Revenues, for Water, Capital	\$ 250,000
from Water Rate Revenues, for Water, Transfers and Indirect Costs	\$ 3,125,834
from Water Rate Revenues, for Water, Debt	\$ 6,521,970

TOTAL: \$ 16,173,689

and that \$16,173,093 be raised as follows:

Water Retained Earnings	\$ -
Departmental Receipts	\$ 16,173,690
	<u>\$ 16,173,690</u>

Recommend that the following sums be appropriated to operate the Water Enterprise:

Direct

Salaries	\$ 3,273,275
Expenses	\$ 3,002,610
Capital	\$ 250,000
Debt	\$ 6,521,970
Subtotal	<u>\$ 13,047,855</u>

Indirect

Health Insurance	\$ 725,238
Pensions	\$ 1,000,000
Other	\$ 1,300,596
Transfer to Stabilization	\$ 100,000
Subtotal	<u>\$ 3,125,834</u>

TOTAL: \$ 16,173,689



**COMMUNITY UTILITIES -
SEWER COMMISSION**

CITY OF FALL RIVER



RECEIVED

2024 MAR -1 P 1:26

CITY CLERK
FALL RIVER, MA

March 1, 2024

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

RE: FY25 Budget Submission
Sewer Division

Dear Mayor Coogan:

Please find enclosed the documents for the above referenced submittal. This submittal meets the requirements of M.G.L. Chapter 44, Section 53F ½ for submittal of Enterprise Fund Budgets 120 days prior to the beginning of the fiscal year. Further, Ordinance Sections 2-183 and 2-184 require that Enterprise Fund Budgets be submitted to the City Council by April 1, and rate proposals by May 1. Both the budget and the rate proposals are included.

The Sewer Division budget and rates are approved by the Sewer Commission. The proposed modification to the rate ordinance is attached.

Sincerely

Paul J. Ferland EIT
Administrator of Community Utilities

CITY OF FALL RIVER
IN CITY COUNCIL

MAR 12 2024

*Referred to the
Committee on Finance*

City of Fall River, In City Council

BE IT ORDERED: That the following FY 25 appropriations be provided through the Sewer rates under Chapter 53F 1/2 in the aggregate, amounting to \$31,078,100 be appropriated as follows

A. Voted: That the following sums be appropriated for the Sewer Enterprise.

from Sewer Rate Revenues, for Sewer, Salaries	\$ 798,813
from Sewer Rate Revenues, for Sewer, Expenses	\$ 14,524,645
from Sewer Rate Revenues, for Sewer, Capital	\$ 250,000
from Sewer Rate Revenues, for Sewer, Transfers and Indirect Costs	\$ 1,780,000
from Sewer Rate Revenues, for Sewer, Debt	\$ 13,724,642

TOTAL: \$ 31,078,100

and that \$31,178,100 be raised as follows:

Sewer Retained Earnings	\$
Departmental Receipts	\$ 31,078,100
	<u>\$ 31,078,100</u>

Recommend that the following sums be appropriated to operate the Sewer Enterprise:

Direct

Salaries	\$ 798,813
Expenses	\$ 14,524,645
Capital	\$ 250,000
Debt	\$ 13,724,642
Subtotal	<u>\$ 29,298,100</u>

Indirect

Health Insurance	\$ 95,000
Pensions	\$ 100,000
Other	\$ 1,485,000
Transfer to Stabilization	\$ 100,000
Subtotal	<u>\$ 1,780,000</u>

TOTAL: \$ 31,078,100

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on April 3, 2024, voted unanimously to recommend that the accompanying proposed ordinance be passed through first reading.


Clerk of Committees

City of Fall River, *In City Council*

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

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

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

Name of Street	Side	Location
Birch Street	North	Starting at a point 291 feet east of King Street, for a distance of 20 feet easterly
Cory Street	North	Starting at a point 106 feet east of Oregon Street, for a distance of 20 feet easterly
Holden Street	North	Starting at a point 170 feet west of Fielden Street, for a distance of 20 feet westerly
Lebanon Street	North	Starting at a point 67 feet west of Quequechan Street, for a distance of 20 feet westerly
Prospect Street	North	Starting at a point 30 feet east of Barnaby Street, for a distance of 20 feet easterly

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on April 3, 2024, voted 4 yeas, 1 nay, to recommend that the accompanying proposed ordinance be passed through first reading, with Vice President Linda M. Pereira voting in the negative.


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 Section 74-134 of Appendix A-Fee Schedule of the Code of the City of Fall River, Massachusetts, 2018, which Section relates to User Charges for Wastewater collection, be amended, as follows:

Section 1.

By striking out in sub-section (1) of said section, "\$6.06", and inserting in place thereof, "\$8.11", and by striking out "July 1, 2023", and inserting in place thereof, "July 1, 2024".

Section 2.

By striking out in paragraph (a) of sub-section (2) of said section, "\$6.06", and inserting in place thereof, "\$8.11", and by striking out "July 1, 2023", and inserting in place thereof, "July 1, 2024".

Section 2.

By striking out in paragraph (b) of sub-section (2) of said section, "\$2.89", and inserting in place thereof, "\$3.87", and by striking out "July 1, 2023", and inserting in place thereof, "July 1, 2024".

Section 4.

By striking out in sub-section (4) of said section, all dollar values and inserting in place thereof, the following:

\$ 266.94
\$ 517.94
\$ 777.63
\$ 1,034.42
\$ 1,292.67
\$ 1,546.56
\$ 1,803.35
\$ 2,055.79
\$ 2,312.58
\$ 2,572.27

and, by striking out in said sub-section (4) "July 1, 2023", and inserting in place thereof, "July 1, 2024".

CITY OF FALL RIVER
IN CITY COUNCIL

MAR 12 2024

*Referred to the
Committee on Ordinances
and Legislation*

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on April 3, 2024, voted 4 yeas, 1 nay, to recommend that the accompanying proposed ordinance be passed through first reading, as amended, with Vice President Linda M. Pereira voting in the negative.


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 74 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to Utilities, be amended as follows:

By striking out Sec. 74-353 in Appendix A-Fee Schedule, which section relates to Rate for metered water, in its entirety, and inserting in place thereof, the following:

The charge for water supplied by the City as measured by a water meter shall be as follows:

For water billed on or after July 1, 2024, per 100 cu. ft.	\$4.24
--	--------

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on April 3, 2024, voted unanimously to recommend that the accompanying resolution be referred to Corporation Counsel.


Clerk of Committees

City of Fall River, *In City Council*

(Councilor Shawn E. Cadime)

WHEREAS, constables serve an important role in the City of Fall River, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene to discuss the establishment of an ordinance that would require all constable applications that are approved by the Mayor, be required to also be ratified by the City Council, and

BE IT FURTHER RESOLVED, that any applications that are denied by the Mayor be forwarded to the City Council with specific reasons for the denial and that the City Council by a 2/3 vote may override the Mayor's denial and approve said applications.

In City Council, March 5, 2019
Adopted

A true copy. Attest:

Gideon M. Bruchard

City Clerk

dated 4-3-2019

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on April 3, 2024, voted unanimously to recommend that the accompanying resolution be granted leave to withdraw.


Clerk of Committees

City of Fall River, In City Council

(Vice President Pam Laliberte-Lebeau).

WHEREAS, balloon releases are used for celebrations as well as memorials, and

WHEREAS, although these traditional balloon releases may be beautiful and inspiring, the remains of the balloons and ribbons are harmful to the environment, and often cause irreparable damage and/or death to wildlife and marine life, and

WHEREAS, there are various other alternatives such as bubbles, confetti made from leaves and flowers, tree plantings and other biodegradable options, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene to discuss banning balloon releases in the City of Fall River.

In City Council, September 10, 2019
Adopted, as amended

A true copy. Attest:

Alison M. Bouchard

City Clerk

*tabled 5-11-21
KPLaw to draft Ord.*

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on April 3, 2024, voted
unanimously to recommend that the accompanying resolution be granted leave to withdraw.


Clerk of Committees

City of Fall River, In City Council

(Vice President Laliberte-Lebeau)

WHEREAS, in June, July, and August of 2020 the City Council encouraged the Administration to explore new avenues of revenue, and to reduce costs wherever possible, for the FY21 budget to be sustainable, and

WHEREAS, in July and August of 2020 Councilor Dionne put in an enormous amount of effort taking an inventory of trash and recycling bins at businesses, housing authority properties, and 6+ family properties throughout the city, and also researched the "pink bin business recycling program" that was in effect from 2012-2015, and

WHEREAS, the city is currently picking up trash and recycling at many of these locations, and pickup is in direct violation of our city ordinances, and costs the city money, and

WHEREAS, the former administration added an amendment to the EZ Disposal contract allowing the business owners of the pink bins to continue to have their recycling picked up, and further gave them the opportunity to have their trash picked up as well, and

WHEREAS, Councilor Dionne and Council Vice President Laliberte-Lebeau met with the Mayor, the CFO, and the Director of Community Maintenance in August 2020 in order to share all of Councilor Dionne's research, and to request that trash and recycling currently being picked up in opposition to city ordinance and at a cost to the city, cease immediately, and

WHEREAS, we also had a conversation about exploring a Cart Program, and

WHEREAS, the Administration was going to evaluate the most cost saving and equitable measures based on numbers of carts per household that conforms with city ordinance, and present a preliminary proposal as soon as possible, and

WHEREAS, the aforementioned trash and recycling pickup has yet to cease, and a cart proposal has yet to be presented, now therefore

BE IT RESOLVED, that the Administration attend the next meeting of the City Council Committee on Finance with an end date for trash and recycling pickup that is happening in direct opposition to our ordinances, and to present the Cart Program proposal.

In City Council, April 20, 2021
Adopted

A true copy. Attest:

Alison M. Bruchard

City Clerk

Tabled 5-11-21

5-25-21

Referred to Corp.
Counsel + Tabled

12-7-21

Tabled 1-22-24

CITY OF FALL RIVER

IN CITY COUNCIL
NOV 30 2021

*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 April 3, 2024, voted unanimously to recommend that the accompanying resolution be granted leave to withdraw.


Clerk of Committees

City of Fall River, In City Council

(Councilor Linda M. Pereira)

WHEREAS, we have many veterans returning from recent deployment, and

WHEREAS, Fall River has over 7,000 veterans and their dependents, now therefore

BE IT RESOLVED, that the City of Fall River establish a "Veterans' Advisory Board" pursuant to M.G.L. Chapter 115, Section 12, and

BE IT FURTHER RESOLVED, that the advisory board consist of five unpaid members, two of whom will be veterans, one Gold Star parent, one member of the War Veterans Council, and one from the education sector who will be appointed by the Mayor and confirmed by the City Council.

BE IT FURTHER RESOLVED, that the committee on Ordinance and Legislation meet to discuss this matter.

In City Council, April 12, 2022
Adopted, as amended.

A true copy. Attest:

Alison M. Bouchard

City Clerk

City of Fall River, In City Council

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

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

Section 1.

By inserting in Section 70-385, A, which sub-section relates to Loading zones, the following:

Name of Street	Side	Location	Hours/Days
Locust Street	South	Starting at a point 121 feet east of June Street for a distance of 40 feet east	6:00 a.m. – 3:00 p.m. Monday through Friday

Section 2.

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

Name of Street	Side	Location
18th Street	East	Starting at a point 150 feet south of Merchant Street, for a distance of 20 feet southerly
Bay Street	East	Starting at a point 126 feet north of Pokross Street, for a distance of 20 feet northerly
Brownell Street	North	Starting at a point 64 feet north of North Court Street, for a distance of 20 feet easterly
Cash Street	West	Starting at a point 87 feet south of Pleasant Street, for a distance of 20 feet southerly
County Street	Noth	Starting at a point 53 feet west of Roccliffe Street, for a distance of 20 feet westerly
Fenner Street	West	Starting at a point 200 feet north of Dwelly Street, for a distance of 20 feet northerly
Fulton Street	West	Starting at a point 87 feet south of Suffolk Street, for a distance of 20 feet southerly
Grant Street	West	Starting at a point 178 feet north of William Street, for a distance of 20 feet northerly
Grant Street	West	Starting at a point 190 feet north of Division Street, for a distance of 20 feet northerly
Grinnell Street	South	Starting at a point 20 feet east of Arlington Street, for a distance of 20 feet easterly
Hambly Street	West	Starting at a point 172 feet south of Globe Street, for a distance of 20 feet southerly
John Street	West	Starting at a point 202 feet south of Morgan Street, for a distance of 20 feet southerly
Middle Street	South	Starting at a point 144 feet west of Broadway, for a distance of 20 feet westerly
Norfolk Street	South	Starting at a point 145 feet east of Fulton Street, for a distance of 20 feet easterly
North Underwood Street	West	Starting at a point 136 feet south of Narragansett Street, for a distance of 20 feet southerly
Oxford Street	West	Starting at a point 20 feet north of Pelham Street, for a distance of 20 feet northerly
Pokross Street	North	Starting at a point 296 feet west of Bowen Street, for a distance of 20 feet westerly
Pokross Street	North	Starting at a point 440 feet east of Bay Street
Snell Street	North	Starting at a point 120 feet west of Dover Street, for a distance of 20 feet westerly
Stone Street	West	Starting at a point 35 feet north of Lafayette Street, for a distance of 25 feet northerly

CITY OF FALL RIVER
IN CITY COUNCIL

MAR 26 2024

*Passed Through
First Reading*

City of Fall River, *In City Council*

(Vice President Linda M. Pereira)

WHEREAS, many high profile lawsuits are ongoing against the City, and

WHEREAS, the City of Fall River has used outside counsel for many of these lawsuits as they provide a crucial role in helping to navigate these legal challenges, and

WHEREAS, the expenditure of funds towards legal fees, court costs and additional expenses can accumulate rapidly, now therefore

BE IT RESOLVED, that the Administration and Corporation Counsel prepare a report with information regarding the disbursement of funds in relation to this ongoing litigation and provide this data to the City Council within the next thirty days.

(Filed 4-1-2024)

24-27

LAW OFFICE OF PATRICE L. SIMONELLI
ATTORNEYS AND SUPPORT STAFF ARE EMPLOYEES OF
GOVERNMENT EMPLOYEES INSURANCE COMPANY
29 Crafts Street, Suite 360
Newton, Massachusetts 02458
Telephone: 617-244-0016

RECEIVED

2024 MAR 25 A 11:22

CITY CLERK Paul C. Daly
FALL RIVER, MA

VIA CERTIFIED AND FIRST-CLASS MAIL:

Tracking No.: 9590 9402 7025 1225 6468 40

Article No.: 9589 0710 5270 1024 8977 89

March 14, 2024

Mr. Charles Denmead
Director
City of Fall River Department of Community Maintenance
One Government Center
Fall River, MA 02722

RE: GEICO a/s/o Elizabeth Botelho and Maryjean Storino v. City of Fall River Department of
Community Maintenance
Claim No.: 8770638270000001
Our File No.: 24-0032191

Dear Mr. Denmead:

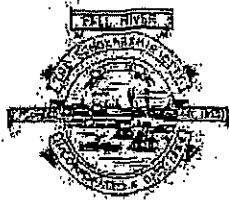
Please be advised this office represents Government Employees Insurance (GEICO) as subrogee of Elizabeth Botelho, relative to property damage sustained in a motor vehicle collision with an employee of the City of Fall River Department of Community Maintenance (hereinafter referred to as "Municipality") who was operating a Municipality owned vehicle within the scope of their employment. Below please find the explanation of liability damages caused by the Municipality's employee.

Liability:

On or about February 13, 2024, the GEICO insured driver, Maryjean Storino, was operating a 2016 Acura RDX, License Plate No. US70WY / Massachusetts, on or near the location of Eastern Avenue in Fall River, Massachusetts. On February 13, 2024, city employee, Eduardo Amaral, was operating a 2019 Ford 250, Registration/Plate No. M4322A / Massachusetts, which was owned by the Municipality, and said employee negligently caused damage to the vehicle owned by Elizabeth Botelho. The Municipal employee was negligent in failing to yield right of way and breached the duty of care owed to Elizabeth Botelho and Maryjean Storino. The Municipality had a ministerial duty to ensure safe operation of vehicles

✓ City Clerk ✓ Law ✓ Council ✓ DCM

3/25/24



City of Fall River
Notice of Claim

RECEIVED

2024 MAR 28 P 1:19

1. Claimant's name: Celestino Cortes
2. Claimant's complete address: 46 Adams St Fall River MA 02720
3. Telephone number: Home: 781 267 8225 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Damage to snow blower (Rd its bend and broken)
5. Date and time of accident: 2/13/24 4:24pm Amount of damages claimed: \$ _____
6. Exact location of the incident: (include as much detail as possible):
on my driveway
7. Circumstances of the incident: (attach additional pages if necessary):
I had just gotten home from work and I was using my snow blower to clean my driveway when I hit the blade under the (snow)
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: 3/28/24

Claimant's signature: Celestino Cortes

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: 3/28/24



City of Fall River
Notice of Claim

RECEIVED
2024 APR -1 P 3:07
CITY CLERK #24-29
FALL RIVER, MA

1. Claimant's name: Liseta Vieira
2. Claimant's complete address: 1 Devol Avenue Westport MA 02790
3. Telephone number: Home: 7749301170 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
pot hole put a hole in my tire
5. Date and time of accident: 03/27/2024; 9.01am Amount of damages claimed: \$ 360.14
6. Exact location of the incident: (include as much detail as possible):
143 Earle Street - asphalt is completely out of the side of manhole
7. Circumstances of the incident: (attach additional pages if necessary):
driving down the one way, cars parked on both sides of the road and hit hole on side of manhole cover and
my tire now has a hole in it and car is parked to the side of the street and needs to be towed.
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: 03/27/2024

Claimant's signature: _____

L. Vieira

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 ☒ DEM

Date: 4/1/24

#24-30



RECEIVED

2024 APR -1 P 3:45

City of Fall River
Notice of Claim

118 Maple FR@gmail.com

1. Claimant's name: Peter Faiteau
2. Claimant's complete address: 118 Maple Street, Fall River, MA 02720
3. Telephone number: Home: 617-429-4122 Work: 617-429-4122
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Dirty contaminated water from public water entering property
5. Date and time of accident: 3/19/24 Amount of damages claimed: \$ 3,008.65
6. Exact location of the incident: (include as much detail as possible):
street side of 118 Maple Street
7. Circumstances of the incident: (attach additional pages if necessary):
We had to replace two water heaters in 2021 (6/18/2021 \$850.00 & 9/16/21 \$1,250) due to dirty water from main line.
Furthermore, I had a plumber install a water filler (\$500) to the main line and have purchased many water fillers for the past 2.5 years at \$16.94 each which didn't work.
I connected with Jeff from Water/Sewer maintenance department; as of Tuesday, March 19th, they replaced to public water line. Source of water contamination was on public street.
Submitting claim for water heater replacements (\$2,100), house filler system (\$89.85), installation (\$500), and fillers (\$338.80) as source of contaminated water was from public street, not property.
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: 4/1/24

Claimant's signature:

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

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

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

For official use only:	
Copies forwarded to:	<input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input checked="" type="checkbox"/> City Administrator <input checked="" type="checkbox"/> water/sewer
Date:	<u>4/2/24</u>

#24-31



City of Fall River
Notice of Claim

RECEIVED

2024 APR -3 P 3:09

1. Claimant's name: MARCO DEMEDEIROS CITY CLERK: FALL RIVER, MA
2. Claimant's complete address: 22 GREENLEAF ST, FALL RIVER MA 02721
3. Telephone number: Home: 508-558-0111 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
DAMAGED TIRE FROM POT HOLE
5. Date and time of accident: 03/30 6:40PM Amount of damages claimed: \$ 289.27
6. Exact location of the incident: (include as much detail as possible):
STAFFORD RD AND EDMUND ST
7. Circumstances of the incident: (attach additional pages if necessary):
DRIVING SOUTH ON STAFFORD RD AND HIT
POTHOLE WITH RIGHT TIRE CAUSING IT TO POP
AND LOOSE AIR. DAMAGE WAS ON SIDEWALL AND
UN REPAIRABLE
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: 04/02/24

Claimant's signature: [Signature]

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

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

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

For official use only:

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

☒ DCU

Date: 4/3/24



City of Fall River
Notice of Claim

RECEIVED

2024 APR -4 A. 11: 31 24-32

1. Claimant's name: WALTER MORGAN
2. Claimant's complete address: 147 STEWART ST. FALL RIVER, MA 02720
3. Telephone number: Cell 774-644-9778 Home: 774-644-9778 Work: N/A
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
STOLEN Heavy Duty TARP
5. Date and time of accident: 3/8 10:30 AM Amount of damages claimed: \$ 89.99
6. Exact location of the incident: (Include as much detail as possible):
CORNER OF 147 STEWART ST. & North Underwood
7. Circumstances of the incident: (attach additional pages if necessary):
City was looking for water leak, which leaked into the intersection of Stewart & Underwood they were there 2 wks prior to locate a pipe burst. My tarp was there to protect from soil erosion. I contacted DPW, spoke with Jody, she inquired to a city employee.
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: 4/1/24

Claimant's signature: Walter Morgan

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

Date: 4/4/24

