

City of Fall River Massachusetts

Office of the City Clerk

INÊS DA SILVA PAULINO LEITE
CITY CLERK

CHELSEA PACHECO
ASSISTANT CITY CLERK

REGULAR MEETING OF THE CITY COUNCIL

MEETING: July 14, 2026 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Cliff A. Ponte, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara, Michael G. Canuel,
Michelle M. Dionne, Christopher M. Peckham, Sr., Linda M. Pereira
and Andrew J. Raposo

ABSENT: Councilor Paul B. Hart

IN ATTENDANCE: Ann O'Neil-Souza, Interim City Administrator/Chief of Staff
Emily Arpke, Director of Financial Services

President Ponte called the meeting to order at 7:55 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.

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to lift item 1 from the table, with Councilor Hart absent and not voting.

PRIORITY MATTERS

1. Mayor and order appropriating \$1,400,000 from FY25 Surplus Revenue to Fire, Salaries
On a motion made by Councilor Cadime and seconded by Councilor Canuel, it was voted 8 yeas that the order be granted leave to withdraw, with Councilor Hart absent and not voting.

2. Mayor and request for confirmation of the following reappointments to the Historical Commission:

a. Joyce Rodrigues

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

b. Maria Connie Soule

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

3. Mayor and the following appropriation orders:

a. Original July Continuing Appropriation Budget for FY 2027

Councilors Cadime and Camara clarified that this appropriation order was drafted incorrectly and that the corrected version is listed on the agenda under item 3b. Councilor Camara stated that this order would be rejected due to the typographical and numerical errors present in the document.

On a motion made by Councilor Cadime and seconded by Councilor Peckham, it was unanimously voted to reject the order, with Councilor Hart absent and not voting.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to vote on the appropriation order by section, with Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Pereira, it was unanimously voted to reject A1 through A10, Mayor, Salaries; Mayor, Expenses; City Council, Salaries; City Council, Expenses; City Clerk, Salaries; City Clerk, Expenses; Elections, Salaries; Elections, Expenses; Veterans' Benefits, Salaries; and Veterans' Benefits, Expenses, respectively, with Councilor Hart absent and not voting.

On a further motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted to reject B1 through B3, Administrative Services, Salaries; Administrative Services, Expenses; Judgements and Claims, respectively, with Councilor Hart absent and not voting.

On a further motion made by Councilor Raposo and seconded by Vice President Dionne, it was unanimously voted to reject C1 and C2, Financial Services, Salaries; Financial Services, Expenses, respectively, with Councilor Hart absent and not voting.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was unanimously voted to reject D1 through D3, Facilities, Salaries; Facilities, Expenses; and Facilities, Capital, respectively, with Councilor Hart absent and not voting.

On a further motion made by Councilor Peckham and seconded by Councilor Raposo, it was unanimously voted to reject E1 through E3, Community Maintenance, Salaries; Community Maintenance, Expenses; and Community Maintenance, Capital, respectively, with Councilor Hart absent and not voting.

On a further motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted to reject F1 through F3, Community Services, Salaries; Community Services, Expenses; and Community Services, Transfers, respectively, with Councilor Hart absent and not voting.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was unanimously voted to reject G2, School Transportation, with Councilor Hart absent and not voting.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was unanimously voted to reject H1 through H8, Police, Salaries; Police, Expenses; Police, Capital; Harbor Master, Salaries; Harbor Master, Expenses; Fire & Emergency Services, Salaries; Fire & Emergency Services, Expenses; and Fire & Emergency Services, Capital, respectively, with Councilor Hart absent and not voting.

On a further motion made by Councilor Raposo and seconded by Councilor Canuel, it was unanimously voted to reject I1 through I4, Debt – Service; Insurance; Pension Contributions; Reserve Fund, respectively, with Councilor Hart absent and not voting.

On a further motion made by Councilor Peckham and seconded by Councilor Raposo, it was unanimously voted to reject the following funding sources: \$150,000 from Surplus Revenue (Free Cash); \$128,952.96 from the EMS Rate Revenues for Insurance; \$192,247.95 from the EMS Rate Revenues for Pension; \$105,415 from the EMS Rate Revenues for Other Indirect; \$51,569.92 from the Water Rate Revenues for Insurance; \$99,661 from the Water Rate Revenues for Pension; \$67,786.50 from the Water Rate Revenues for Other Indirect; \$12,884.58 from the Sewer Rate Revenues for Insurance; \$24,385.33 from the Sewer Rate Revenues for Pension; and \$41,730.08 from the Sewer Rate Revenues for Other Indirect, with Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Peckham, it was unanimously voted to reduce the appropriation order total to \$0, with Councilor Hart absent and not voting.

On a further motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted to adopt the appropriation order, as amended, with Councilor Hart absent and not voting.

b. Revised July Continuing Appropriation Budget for FY 2027

On a motion made by Councilor Raposo and seconded by Councilor Pereira, it was voted 4 yeas, 4 nays, that the appropriation order be adopted, with Councilors Camara, Canuel, Pereira and Raposo voting in the affirmative and Councilor Hart absent and not voting, and the motion failed to carry.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to waive the rules to allow Emily Arpke, Director of Financial Services, to answer questions, with Councilor Hart absent and not voting.

Ms. Arpke provided a brief overview of the error within the original appropriation order, as it had included a line item within the Revenue Sources section for \$150,000 from Free Cash. Ms. Arpke explained that a different area of the budget was adjusted to balance out this area and that the appropriation total remained the same. The Director of Financial Services also clarified that the Administration is working to finalize the Memorandum of Agreement (MOA) between the City Council, the Mayor and Corporation Counsel, consolidate the financial totals for the School Transportation costs and obtain additional information regarding the retirement pension totals prior to submitting a newly proposed Fiscal Year 2027 budget and that she anticipates the item to be submitted by the end of July. Councilor Cadime and Ms. Arpke discussed the delayed submission of a new budget. Ms. Arpke explained that she has not yet been able to schedule a meeting with the new Chief Financial Officer within the Fall River School Department and emphasized that there is no timeline for the MOA for the City Council's outside legal counsel funds.

Councilor Cadime expressed concern that the School Department was able to provide information regarding the School Transportation costs and stated that there were no appropriations included in the monthly appropriation for line items G1 or G3, School Appropriation; Education Assessments, respectively. Ms. Arpke stated that she was advised that the actions taken during the Special Meeting of the City Council on June 3, 2026, had resulted in approved budgets for those line items. Councilor Cadime stated that the appropriation order presented to the City Council on June 3, 2026, was never adopted and expressed concern regarding the legal interpretation of the motions made during that meeting. Councilor Cadime reiterated that the School Department is currently operating without a monthly budgetary appropriation and that this order should be rejected until this section is corrected.

Vice President Dionne stated that the budget presented on June 3, 2026, was never adopted and that this matter was discussed at a recent City Council meeting, when all line items were reduced to zero. The City Clerk confirmed that the appropriation order was never adopted by the City Council during the June 3, 2026, meeting, and that at all following meetings, the appropriation orders were adopted, as amended, after being reduced to \$0.

Councilor Camara requested clarification as to who provided this legal opinion. Ms. Arpke stated that the Law Department had provided legal interpretation regarding lines G1 and G3 of the appropriation order. Vice President Dionne and Councilor Cadime emphasized that these line items were approved to show support for the School Department during the June 3, 2026, Special Meeting of the City Council, but that the order to authorize the budget was not adopted. Councilor Peckham stated that he had inquired about this matter and never received a response from the Director of Financial Services, only from the Massachusetts Department of Revenue. A discussion was held between Councilor Canuel and Ms. Arpke regarding the consequences of the City Council rejecting the monthly appropriation order for July. Ms. Arpke emphasized that, if this order was rejected, she would work to immediately resubmit a new, corrected appropriation order.

Councilor Cadime expressed frustration regarding the lack of urgency to submit a new Fiscal Year 2027 budget to the City Council. Councilor Pereira explained that Ms. Arpke is still waiting for information from outside sources regarding various matters. Councilors Cadime and Peckham expressed concern regarding hiring of a new Chief Financial Officer of the Fall River Public Schools and their inability to meet with the City's Director of Financial Services, causing a larger gap in communication between the School Department and the Administration. President Ponte stated that he had spoken with the Mayor recently with the intent to schedule a budgetary meeting.

President Ponte asked Ms. Arpke about the Mayor's vote and opinion on the proposed budget submitted by the School Committee in relation to School Transportation costs. The Director of Financial Services emphasized that she cannot comment on the Mayor's opinions on the matter, and that she creates the budget based on his official requests. Councilor Peckham expressed frustration regarding this matter and stated that the Mayor's financial decision is overriding the School Committee's vote regarding the budget for School Transportation costs.

Councilor Pereira asked if the Director of Financial Services could discuss the School Department's financial matters with another employee on the financial team instead of the Chief Financial Officer. Ms. Arpke explained that she has requested additional information regarding how the previous Chief Financial Officer had calculated the School Transportation costs, and the staff has stated that there is no specific formula that can be identified without consulting the former employee. Councilor Pereira suggested that the Director of Financial Services call the former Superintendent for more information. President Ponte requested that the Administration reach out to him to schedule a formal meeting regarding this matter.

On a motion made by Councilor Cadime and seconded by Councilor Peckham, it was voted 4 yeas, 4 nays, that the appropriation order be rejected, with President Ponte, Vice President Dionne and Councilors Cadime and Peckham voting in the affirmative and Councilor Hart absent and not voting, and the motion failed to carry.

Councilor Cadime emphasized that, with the submitted appropriation order, the School Department does not have adequate funding allocated and that this order must be rejected so it may be corrected. Councilor Canuel expressed concern that, if the monthly appropriation order was rejected, that there would be no budget at all for the City and that Government Center, the School Department and all other offices and facilities would need to shut down. Ms. Arpke stated that she would resubmit a new order immediately to replace this one, if it is rejected by the City Council. Councilor Canuel asked the City Clerk what would happen if a new order was not submitted in a timely manner. The City Clerk stated that she could not provide a definitive answer as to what steps would need to be taken if a new monthly appropriation order was not submitted immediately.

On a further motion made by Councilor Camara and seconded by Councilor Pereira, it was voted 7 yeas, 1 nay, to reconsider the previous motion, with Councilor Canuel voting in the negative and Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Peckham, it was voted 6 yeas, 2 nays, that the appropriation order be rejected, with Councilors Camara and Canuel voting in the negative and Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Pereira, it was voted to reject A1 through A10, Mayor, Salaries; Mayor, Expenses; City Council, Salaries; City Council, Expenses; City Clerk, Salaries; City Clerk, Expenses; Elections, Salaries; Elections, Expenses; Veterans' Benefits, Salaries; and Veterans' Benefits, Expenses, respectively, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

Councilor Peckham stated that the City Council should send a letter to the Massachusetts Department of Revenue regarding the challenges the legislative body has faced in relation to this matter. Councilor Camara requested clarification regarding the reason for the proposed letter. Councilor Peckham explained that the original monthly appropriation order included the Free Cash funding source incorrectly and that the resubmitted monthly appropriation order had no School Department funding listed. Councilor Peckham stated that this letter would clarify the reasoning behind the City Council's action to reject the monthly appropriation order.

On a further motion made by Councilor Peckham and seconded by President Ponte, it was voted 4 yeas, 3 nays to send a letter to the Massachusetts Department of Revenue regarding the City Council's concerns in relation to hardships within the various proposed Fiscal Year 2027 budgets as well as the submitted monthly appropriation orders, with President Ponte, Vice President Dionne, Councilor Cadime and Councilor Peckham voting in the affirmative, Councilor Raposo voting present and Councilor Hart absent and not voting, and the motion failed to carry.

On a further motion made by Councilor Cadime and seconded by Councilor Pereira, it was voted to reject B1 through B3, Administrative Services, Salaries; Administrative Services, Expenses; Judgements and Claims, respectively, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and Councilor Peckham, it was voted to reject C1 and C2, Financial Services, Salaries; Financial Services, Expenses, respectively, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Pereira and seconded by Councilor Cadime, it was voted to reject D1 through D3, Facilities, Salaries; Facilities, Expenses; and Facilities, Capital, respectively, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Peckham, it was voted to reject E1 through E3, Community Maintenance, Salaries; Community Maintenance, Expenses; and Community Maintenance, Capital, respectively, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Peckham, it was voted to reject F1 through F3, Community Services, Salaries; Community Services, Expenses; and Community Services, Transfers, respectively, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Peckham and seconded by Councilor Cadime, it was voted to reject G2, School Transportation, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Peckham and seconded by Councilor Cadime, it was voted to reject H1 through H8, Police, Salaries; Police, Expenses; Police, Capital; Harbor Master, Salaries; Harbor Master, Expenses; Fire & Emergency Services, Salaries; Fire & Emergency Services, Expenses; and Fire & Emergency Services, Capital, respectively, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Peckham, it was voted to reject I1 through I4, Debt – Service; Insurance; Pension Contributions; Reserve Fund, respectively, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Councilor Peckham, it was voted to reject the following funding sources: \$128,952.96 from the EMS Rate Revenues for Insurance; \$192,247.95 from the EMS Rate Revenues for Pension; \$105,415 from the EMS Rate Revenues for Other Indirect; \$51,569.92 from the Water Rate Revenues for Insurance; \$99,661 from the Water Rate Revenues for Pension; \$67,786.50 from the Water Rate Revenues for Other Indirect; \$12,884.58 from the Sewer Rate Revenues for Insurance; \$24,385.33 from the Sewer Rate Revenues for Pension; and \$41,730.08 from the Sewer Rate Revenues for Other Indirect, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Vice President Dionne, it was voted to reduce the appropriation order total to \$0, with Councilors Camara and Canuel opposed and Councilor Hart absent and not voting.

On a further motion made by Councilor Cadime and seconded by Vice President Dionne, it was voted 6 yeas, 2 nays, to adopt the appropriation order, as amended, with Councilors Camara and Canuel voting in the negative and Councilor Hart absent and not voting.

4. Mayor and the following orders:

- a. Acceptance of M.G.L. Ch. 44, §53F¾ for a PEG Access and Cable Related Special Revenue Fund

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

Approved, July 17, 2026

Paul E. Coogan, Mayor

b. Appropriation of the following funds to and from the PEG Access and Cable Related Fund, totaling \$586,600:

- \$330,000 for FREDTV, Operating Salaries & Expenses
- \$106,600 for FREDTV, Capital
- \$150,000 for FRCMedia, Operating Salaries & Expenses

On a motion made by Councilor Cadime and seconded by Councilor Peckham, it was unanimously voted to table the order, with Councilor Hart absent and not voting.

5. Mayor and order establishing spending limits of Revolving Funds for Fiscal Year 2027

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

Approved, July 17, 2026

Paul E. Coogan, Mayor

6. Mayor and order appropriating \$331,636.27 from the Opioid Stabilization Fund to the Opioid Settlement Revolving Fund

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

7. Mayor and loan order of \$6,883,400 for the repairs, renovation, and maintenance of the Third Street Parking Garage

On a motion made by Councilor Cadime and seconded by Councilor Raposo, it was unanimously voted to waive the rules to allow Ann O'Neil-Souza, Interim City Administrator/Chief of Staff, to answer questions.

Councilor Cadime and Ms. O'Neil-Souza discussed the ongoing work being done in the Third Street Parking Garage. Ms. O'Neil-Souza stated that the City had access to other sources of funding that totaled about \$700,000 to begin the project prior to the loan order being adopted. Councilor Cadime stated that if the loan order was not adopted by the City Council the project would have to be suspended. Councilor Cadime emphasized that he supports this project, but that proper protocols must be followed in relation to waiting for legislative approval to fund large renovations.

Councilor Pereira stated that she had expressed a similar concern with the Mayor's office, as employees have been reassigned to parking locations throughout the City due to the project, prior to the approval of necessary funds. Councilor Pereira also expressed concern that no information regarding the sale of the Pearl Street Parking Garage has been shared with the City Council. Councilor Peckham asked if the City had submitted a Request for Proposals (RFP) for the sale of the Pearl Street Parking Garage. Ms. O'Neil-Souza confirmed that the RFP had been posted by the Administration.

On a motion made by Councilor Raposo and seconded by Councilor Canuel, it was unanimously voted that the loan order be authorized to be published and referred to the Committee on Finance, with Councilor Hart absent and not voting.

PRIORITY COMMUNICATIONS

8. Letter from City Council President re: Renovations in the City Council Chamber lobby and stairs taking place between July 15, 2026 and August 10, 2026

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

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

COMMITTEE REPORTS – None

ORDINANCES

Second Reading and Enrollment:

10 Proposed Ordinance – Amending §62-2(C), Solid waste – Collection and disposal, generally

A motion was made by Councilor Cadime and seconded by Councilor Raposo to pass the proposed ordinance through second reading and enrollment.

Councilor Canuel suggested that the Committee on Ordinances and Legislation discuss this matter further, as exemptions for various five- and six-unit properties should be considered.

On a motion made by Councilor Canuel and seconded by Councilor Pereira, it was voted 5 yeas, 3 nays, to refer the proposed ordinance to the Committee on Ordinances and Legislation, with President Ponte, Vice President Dionne and Councilor Cadime voting in the negative and Councilor Hart absent and not voting.

11. Proposed Ordinance – Amending §50-301, Salary schedule for executive officers, department heads, and non-union personnel

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was voted that the proposed ordinance be passed through second reading and enrollment, with Councilor Canuel opposed and Councilor Hart absent and not voting. On a further motion made by Councilor Raposo and seconded by Councilor Cadime, it was voted that the proposed ordinance be passed to be ordained, with Councilor Canuel opposed and Councilor Hart absent and not voting.

Approved, July 17, 2026

Paul E. Coogan, Mayor

12. Proposed Ordinance – Amending §50-303, Salary schedule for political appointments and boards/committees

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

Approved, July 17, 2026

Paul E. Coogan, Mayor

Second Reading and Enrollment, as amended:

13. Proposed Ordinance – Traffic, Miscellaneous
Parking prohibited during certain hours
- Hyacinth Street, East, 763 feet north
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
 - Hyacinth Street, West, 763 feet north
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
 - Locust Street, North, 658 feet east
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
 - Locust Street, South, 658 feet east
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th

On a motion made by Councilor Pereira and seconded by Councilor Peckham, it was voted that the proposed ordinance be passed through second reading and enrollment, as amended, with Councilor Raposo opposed and Councilor Hart absent and not voting. On a further motion made by Councilor Peckham and seconded by Councilor Cadime, it was voted that the proposed ordinance be passed to be ordained, as amended, with Councilor Raposo opposed and Councilor Hart absent and not voting.

Approved, July 17, 2026

Paul E. Coogan, Mayor

14. Proposed Ordinance – Traffic, Miscellaneous
Fifteen-minute parking
- South Main Street, East, 76 feet north of Slade Street
Monday through Saturday, 6:00 A.M. to 10:00 P.M.
Sunday, 7:00 A.M. to 9:00 P.M.

On a motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted that the proposed ordinance be passed through second reading and enrollment, as amended, with Councilor Hart absent and not voting. On a further motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted that the proposed ordinance be passed to be ordained, as amended, with Councilor Hart absent and not voting.

Approved, July 17, 2026

Paul E. Coogan, Mayor

15. Proposed Ordinance – Traffic, Miscellaneous
Handicapped parking removals
- Albion Street, West, 30 feet south of Downing Street
 - Bowen Street, West, 160 feet south of Charles Street
 - Brow Street, North, 143 feet east of Fifth Street
 - Center Street, North, 147 feet west of South Main Street
 - Kellogg Street, West, 392 feet north of Hamlet Street
 - Lewis Street, East, 30 feet north of Slade Street
 - Merchant Street, North, 27 feet west of Eighteenth Street
 - Montgomery Street, South, 111 feet east of Robeson Street
 - North Main Street, West, 20 feet south of Weaver Street
 - North Main Street, West, 144 feet north of Marier Street
 - N. Underwood Street, West, 206 feet north of Weetamoe Street
 - Oxford Street, West, 143 feet south of Warren Street
 - Quequechan Street, West, 255 feet south of County Street

- South Main Street, West, 283 feet south of Woodman Street
- Walnut Street, North, 127 feet west of Linden Street

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted that the proposed ordinance be passed through second reading and enrollment, as amended, with Councilor Hart absent and not voting. On a further motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted that the proposed ordinance be passed to be ordained, as amended, with Councilor Hart absent and not voting.

Approved, July 17, 2026

Paul E. Coogan, Mayor

16. Proposed Ordinance – Salary amendments for the Director of Health and Human Services

On a motion made by Councilor Raposo and seconded by Councilor Camara, it was voted 4 yeas, 4 nays, that the proposed ordinance be passed through second reading and enrollment, as amended, with Councilors Camara, Canuel, Pereira and Raposo voting in the affirmative and Councilor Hart absent and not voting, and the motion failed to carry.

RESOLUTIONS

17. Committee on Ordinances and Legislation convene to draft a proposed ordinance to define the City Council's authority to vote to approve or reject any contract renewal granted to a department head whose expiring contract was executed for a term of less than three years

Councilor Pereira stated that there has been an ongoing issue with one- and two-year contracts being utilized to circumvent necessary City Council confirmation of department heads. Councilor Pereira clarified that reconfirmation should be necessary for employees who are issued one- or two-year contracts to ensure that the work and performance provided by the individual is adequate to extend their employment. Councilor Pereira also explained that, once a department head signs a three-year contract, the reconfirmation process should no longer be necessary. On a motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to adopt the resolution, with Councilor Hart absent and not voting.

18. Committee on Ordinances and Legislation convene to discuss the creation of an ad-hoc School Transportation Committee

Councilor Raposo explained that the creation of an ad-hoc School Transportation Committee would be beneficial to the City Council, School Committee and Administration as it would ensure cooperation during budgetary deliberations related to transportation costs. On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to adopt the resolution, with Councilor Hart absent and not voting.

19. Committee on Public Safety convene to address long standing flooding issues at Stafford Plaza, Pleasant Street and Quarry Street

Councilor Peckham stated that the flooding in the Stafford Square neighborhood has been an ongoing issue that has been addressed in numerous Committees in the past, such as the Committee on Public Works and Transportation. Councilor Camara agreed but stated that this has been a challenge for decades and that the cost of completely renovating the stormwater drainage system in this area would be incredibly costly for the City. On a motion made by Councilor Peckham and seconded by Vice President Dionne, it was unanimously voted to adopt the resolution, with Councilor Hart absent and not voting.

20. City Council urges the Speaker of the Massachusetts House of Representatives and the members of the Fall River Legislative Delegation to work collaboratively to restore the funding levels originally requested to support the development of a sensory-friendly autism playground, Veteran's Kitchen and Fall River's Council on Aging

A motion was made by Vice President Dionne and seconded by Councilor Canuel to adopt the resolution.

Councilor Canuel explained that the Legislature of the Commonwealth of Massachusetts had already adopted the state's Fiscal Year 2027 budget. Councilor Canuel requested that the resolution be amended to include a paragraph addressing the Administration's input regarding how the City of Fall River may be able to provide the \$50,000 funding for the playground without assistance from the state and that this resolution also be sent to the Committee on Finance for further discussion, and that the City Council send a letter to the Mayor regarding this matter.

On a motion made by Councilor Canuel and seconded by Councilor Pereira, it was voted 8 yeas to amend the resolution by inserting the following after the last paragraph: "BE IT FURTHER RESOLVED, that the City Council requests that the Administration review the City's inactive Parks capital projects to determine whether \$50,000 is available to support Mae's Playground, and that this matter be referred to the Committee on Finance for discussion and recommendation," and to send the Administration a letter regarding this matter, a copy of which is attached hereto and made a part of these minutes, with Councilor Hart absent and not voting.

Councilor Cadime agreed that the City should be contributing to the development of a new sensory-friendly autism playground, as well as assisting the needs of the Fall River Council on Aging, and stated that debt service costs would be minimal for these projects. Councilor Pereira provided insight regarding various forms of revenue and funding for the Veterans' Services office and agreed that the City should be contributing capital toward these projects, such as the Veterans Kitchen project, but emphasized that the Parks Division is very limited in funding to maintain existing parks. Councilor Canuel stated that the estimated total to build the new park would be roughly \$700,000 and that the sponsor is in the process of raising \$1,000,000.

On a further motion made by Councilor Canuel and seconded by Councilor Pereira, it was unanimously voted to adopt the resolution, as amended, with Councilor Hart absent and not voting.

21. Committee on Public Safety convene to discuss the potential installation and maintenance of AEDs within all City-owned parks

Councilor Raposo commended a former resolution that was submitted by Councilor Cadime in 2025 regarding the installation of AEDs in City-owned parks. Councilor Raposo also stated that he has been discussing this initiative with the Director of Parks. Councilor Cadime stated that many resolutions have been directed to the Administration with no response. Councilor Cadime requested that the City Clerk provide a list of all resolutions that have been sent to the Administration over the past three years.

Councilor Camara asked if this emergency equipment would always be available, or just during special events and tournaments as many people are not properly trained to use the device. Councilor Raposo stated that all active sports leagues should have access to the AED equipment. Councilor Raposo also explained that 911 is called immediately upon the opening of the machine, there are clear instructions spoken aloud by the equipment and that the AED will not produce a shock unless an abnormal cardiac rhythm is identified. Councilor Peckham stated that the Committee on Public Safety will discuss this matter further to determine the necessary logistics to ensure safety of all in the parks.

On a motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted to adopt the resolution, with Councilor Hart absent and not voting.

On a further motion made by Councilor Pereira and seconded by Vice President Dionne, it was unanimously voted to take items 22 through 26 together, with Councilor Hart absent and not voting.

Councilor Peckham exited the Chamber at 9:27 p.m.

CITATIONS

- 22. Jacob P. Gagnon - Achieving the rank of Eagle Scout on February 15, 2026
 - 23. William C. Gagnon - Achieving the rank of Eagle Scout on February 15, 2026
 - 24. Jeffrey Sarnecky – Outstanding support for veterans in need
 - 25. Lt. Mason Evangelista – Providing off duty aid to a pedestrian struck by a motor vehicle on April 3, 2026
 - 26. Michael Kelley – Retirement from the Sheriff's Department after over 31 years of service
- On a motion made by Councilor Raposo and seconded by Councilor Pereira, it was unanimously voted that the citations be accepted and placed on file, with Councilors Hart and Peckham absent and not voting.*

A further motion was made by Councilor Raposo and seconded by Vice President Dionne, to take items 27 through 30 together. Vice President Dionne requested that item 27 be voted upon first, as the property owner had performed the curb removal without properly submitting the application for approval.

ORDERS – HEARINGS

Curb Removals

- 27. Timothy R. Long, 1343 Newhall Street – Removal of 9 feet, 1 inch, of curbing for an opening total of 24 feet, 1 inch, at 677 Meridian Street

On a motion made by Vice President Dionne and seconded by Councilor Canuel, it was voted 7 yeas to refer the order to the Committee on Public Works and Transportation, with Councilors Hart and Peckham absent and not voting.

On a further motion made by Councilor Pereira and seconded by Vice President Dionne, it was unanimously voted to take items 28 through 30 together, with Councilors Hart and Peckham absent and not voting.

Councilor Peckham returned to the Chamber at 9:30 p.m.

- 28. Glenn J. Hathaway, 46 Bowen Street – Removal of 16 feet of curbing for an opening total of 41 feet, 11 inches, at 46 Bowen Street
- 29. Joshua Rodrigues, 840 Rodman Street – Removal of 7 feet of curbing for an opening total of 23 feet at 840 Rodman Street

Second Hand Article Store

- 30. Connor Vendituoli d/b/a Decked Out Trading Cards LLC, 1054 Wilson Road, Fall River, MA, 02720, for permission to operate and maintain a second hand article store located at 1665 South Main Street (trading cards to be sold).

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was unanimously voted to adopt items 28 through 30, with Councilor Hart absent and not voting.

Approved, July 17, 2026

Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS

31. Warrant – State Primary Election – September 1, 2026

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

Approved, July 17, 2026

Paul E. Coogan, Mayor

32. Auto Repair Shop License Renewals

Fouad Rechmani d/b/a JC Gas, LLC, 537 Bedford Street

Brandon Rocha d/b/a Shea's Automotive Center, 400 Stafford Road

Manuel Ferreira d/b/a J & S Auto Sales & Repair, Inc., 178 Aberdeen Street

David Saber d/b/a Eleventh Street Assoc., Inc., 50 Sixth Street

Tanios Barbour d/b/a Barbour Auto Sales Trust, 673 Bedford Street

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

Approved, July 17, 2026

Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

33. Claims

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

On a further motion made by Councilor Peckham and seconded by Councilor Cadime, it was unanimously voted to take items 34 through 36 together, with Councilor Hart absent and not voting.

34. Drainlayer License

Bond Civil and Utility Construction, Inc.

35. Application for a License to Conduct One-Day Bingo – The Kiwanis Club of Fall River Foundation, Inc., September 19, 2026, at 486 Bedford Street

36. Application for a License to Conduct One-Day Bingo – PVT Joseph Francis VFW Post 486 Inc., October 5, 2026, at 486 Bedford Street

On a motion made by Councilor Peckham and seconded by Councilor Canuel, it was unanimously voted to approve the drainlayer application and the bingo applications, with Councilor Hart absent and not voting.

Approved, July 17, 2026

Paul E. Coogan, Mayor

37. Zoning Board of Appeals Minutes – May 21, 2026

On a motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted that the minutes be accepted and placed on file, with Councilor Hart absent and not voting.

On a further motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted to take items 38 through 41 together, with Councilor Hart absent and not voting.

Councilor Pereira exited the Chamber at 9:33 p.m.

City Council Minutes

- 38. Public Hearings – June 23, 2026
- 39. Committee on Finance – June 23, 2026
- 40. Regular Meeting of the City Council – June 23, 2026
- 41. Special Meeting of the City Council – June 30, 2026

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

BULLETINS – NEWSLETTERS – NOTICES – None

ITEMS FILED AFTER THE AGENDA DEADLINE **CITY COUNCIL MEETING DATE: JULY 14, 2026**

On a motion made by Councilor Cadime and seconded by Councilor Raposo, it was voted 7 yeas to adopt an emergency preamble for item 7a, with Councilors Hart and Pereira absent and not voting.

Councilor Pereira returned to the Chamber at 9:35 p.m.

PRIORITY MATTERS

7a. Mayor and appropriations totaling \$1,400,000 from the following accounts:

- Veterans, Expenses (\$500,000)
- Financial Services, Expenses (\$115,000)
- Facilities, Expenses (\$145,000)
- Community Maintenance, Expenses (\$225,000)
- Fire, Expenses (\$150,000)
- Reserve for Employee Benefits (\$65,000)
- Debt Service (\$200,000)

to:

- Fire, Salaries (\$1,400,000)

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

COMMUNICATIONS – INVITATIONS – PETITIONS

41a. Voter petition to amend the Zoning Map for the Brayton-Warren Corridor district
Vice President Dionne stated that she would not support this Zoning Map petition, as an entire neighborhood should not be re-zoned to provide ease of construction on one individual's property.

On a motion made by Councilor Raposo and seconded by Councilor Canuel, it was voted 4 yeas, 4 nays, to refer the petition to the Planning Board, with Councilors Cadime, Camara, Canuel and Raposo voting in the affirmative and Councilor Hart absent and not voting and the motion failed to carry.

COMMITTEE REPORTS:

Committee on Public Works and Transportation recommending:

Adopt, as amended:

- 9a. Order – Curb Removal, Jessica Ortega Urgiles, 53 Adams Street, Newark, NJ, 07105 – Addition of 12 feet of curbing and removal of 18 feet of curbing for a total opening of 18 feet at 34-36 California Street

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

Approved, July 17, 2026

Paul E. Coogan, Mayor

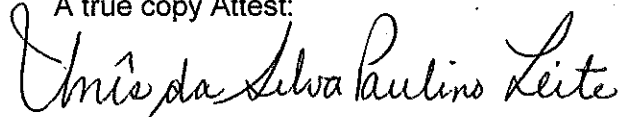
A recess was held from 9:37 p.m. to 9:40 p.m. for the signing of ordinances and the signing of the election warrant.

On a motion made by Councilor Cadime and seconded by Councilor Pereira, it was unanimously voted to adjourn at 9:45 p.m., with Councilor Hart absent and not voting.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

A true copy Attest:

A handwritten signature in black ink, reading "Chris da Silva Paulino Leite". The signature is written in a cursive style with a large initial 'C'.

City Clerk

In City Council, August 11, 2026
Approved.



City of Fall River Massachusetts
Office of the City Clerk

INÊS DA SILVA PAULINO LEITE
CITY CLERK

CHELSEA PACHECO
ASSISTANT CITY CLERK

July 22, 2026

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 July 14, 2026, it was unanimously voted to adopt, as amended, the enclosed resolution relative to earmarked funding for the City of Fall River that was reduced within the Commonwealth of Massachusetts' Fiscal Year 2027 budget.

One of the projects listed within this budget was for Mae's Playground with a requested funding total of \$100,000. As you know, this is planned to be a sensory-friendly autism playground, and the funding request was reduced to \$10,000. Currently the City has inactive Parks capital projects, and this funding could potentially be used for this project. The City Council respectfully requests that the Administration review these inactive accounts to determine whether \$50,000 is available to support Mae's Playground.

This matter was also referred to the City Council Committee on Finance for the Committee's consideration.

Sincerely,

Inês da Silva Paulino Leite
City Clerk

Enc.

CC: Ann O'Neill-Souza, Interim City Administrator/Chief of Staff
Emily Arpke, Director of Financial Services
Ian Schachne, City Treasurer/Collector
Christopher Murphy, City Auditor
Al Oliveira, Director of City Operations
Darren Medeiros, Director of Parks

/lv

City of Fall River, *In City Council*

(Councilor Michael G. Canuel)

WHEREAS, the City of Fall River is home to organizations and initiatives that provide vital services to residents, including children with disabilities, our nation's veterans, and senior citizens, and

WHEREAS, State Representative Alan Silvia requested a \$100,000 legislative earmark to support the development of a sensory-friendly autism playground in Fall River, a project that would provide an inclusive recreational space for children with autism spectrum disorder and other sensory needs, and

WHEREAS, Representative Silvia also requested a \$50,000 legislative earmark to support the Veteran's Kitchen, a local organization that provides hot meals and other assistance to veterans in our community, and

WHEREAS, Representative Silvia also requested a \$25,000 legislative earmark to support Fall River's Council on Aging, which provides support and community engagement for those in their later years of life, and

WHEREAS, all requests were reduced to \$10,000 during the Massachusetts House of Representatives budget process, significantly limiting the resources available to advance these important community initiatives, and

WHEREAS, the City Council believes investments that improve the lives of children with disabilities, honor and support our veterans, and strengthen local senior citizen communities deserve meaningful consideration and equitable support from the Commonwealth, and

WHEREAS, these projects represent important investments in the well-being of Fall River residents and merit the support of the entire Fall River Legislative Delegation, now therefore

BE IT RESOLVED, that the City Council respectfully urges the Speaker of the Massachusetts House of Representatives and the members of the Fall River Legislative Delegation to work collaboratively to restore the funding levels originally requested for these three important Fall River community projects, and

BE IT FURTHER RESOLVED, that the City Council reaffirms its strong support for the creation of a sensory-friendly autism playground in Fall River and for the continued work of the Veteran's Kitchen in serving those who have served our nation, and our local senior citizen community, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the Governor of Massachusetts, the Lieutenant Governor of Massachusetts, the Speaker of the Massachusetts House of Representatives and the Fall River Legislative Delegation, and

BE IT FURTHER RESOLVED, that the City Council requests that the Administration review the City's inactive Parks capital projects to determine whether \$50,000 is available to support Mae's Playground, and that this matter be referred to the Committee on Finance for discussion and recommendation.

In City Council, July 14, 2026
Adopted, as amended.

A true copy. Attest:

Thiê da Silva Paulino Leite
City Clerk



City of Fall River Massachusetts

Office of the City Clerk

RECEIVED

2026 JUL 13 P 2:58

INÊS DA SILVA PAULINO LEITE
CITY CLERK

CITY CLERK
FALL RIVER, MA

CHELSEA PACHECO
ASSISTANT CITY CLERK

ORIGINAL POSTING: JULY 10, 2026, AT 1:31 P.M.

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
JULY 14, 2026
REVISED AGENDA

5:30 P.M. PUBLIC WORKS AND TRANSPORTATION MEETING

5:55 P.M. PUBLIC HEARINGS (OR IMMEDIATELY FOLLOWING THE COMMITTEE ON PUBLIC WORKS AND TRANSPORTATION MEETING IF IT RUNS PAST 5:55 P.M.)

Curb Removals

1. Timothy R. Long, 1343 Newhall Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
677 Meridian Street	15'	9' 1"	0'	24' 1"

The existing parcel was previously served by a 15-foot curb opening/driveway. The applicant requests permission to extend the existing opening by an addition 9 feet, 1 inch. The total opening for the location will be 24 feet, 1 inch. This is an after-the-fact submission. The work was performed without the required permitting.

2. Glenn J. Hathaway, 46 Bowen Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
46 Bowen Street	25' 11"	16'	0'	41' 11"

The existing parcel was previously served by a 25-foot, 11-inch, curb opening/driveway. The applicant requests permission to create an additional 16-foot curb opening/driveway. The total opening for the location will be 41 feet, 11 inches.

ADA Coordinator: Gary P. Howayeck, Esq. 508-324-2850

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

3. Joshua Rodrigues, 840 Rodman Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
840 Rodman Street	16'	7'	0'	23'

The existing parcel is currently served by a 16-foot curb opening/driveway. The applicant proposes to extend the existing opening by an additional 7 feet, westerly. The total opening for the location will be 23 feet.

Second Hand Article Store

4. Connor Vendituoli d/b/a Decked Out Trading Cards LLC, 1054 Wilson Road, Fall River, MA, 02720, for permission to operate and maintain a second hand article store located at 1665 South Main Street (trading cards to be sold).

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

Presentation of Citations

- Jeffrey Sarnecky – Outstanding support of veterans in need

1. Citizen Input
2. *Resolution – Convene with the Director of Financial Services, the Director of City Operations and the Interim Director of Community Maintenance for updates on the Administration's planning for residential solid waste and recycling collection (adopted 3-24-2026)
3. Transfers and appropriations

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

PRIORITY MATTERS

1. *Mayor and order appropriating \$1,400,000 from FY26 Surplus Revenue to Fire, Salaries (objected to 6-23-26)
2. *Mayor and request for confirmation of the following reappointments to the Historical Commission:
 - a. Joyce Rodrigues
 - b. Maria Connie Soule
3. *Mayor and the following appropriation orders:
 - a. Original July Continuing Appropriation Budget for FY 2027
 - b. Revised July Continuing Appropriation Budget for FY 2027
4. *Mayor and the following orders:
 - a. Acceptance of M.G.L. Ch. 44, §53F¾ for a PEG Access and Cable Related Special Revenue Fund
 - b. Appropriation of the following funds to and from the PEG Access and Cable Related Fund, totaling \$586,600:
 - \$330,000 for FREDTV, Operating Salaries & Expenses
 - \$106,600 for FREDTV, Capital
 - \$150,000 for FRCMedia, Operating Salaries & Expenses

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

5. *Mayor and order establishing spending limits of Revolving Funds for Fiscal Year 2027
6. *Mayor and order appropriating \$331,636.27 from the Opioid Stabilization Fund to the Opioid Settlement Revolving Fund
7. *Mayor and loan order of \$6,883,400 for the repairs, renovation, and maintenance of the Third Street Parking Garage

PRIORITY COMMUNICATIONS

8. *Letter from City Council President re: Renovations in the City Council Chamber lobby and stairs taking place between July 15, 2026 and August 10, 2026
9. *Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS – None

ORDINANCES

Second Reading and Enrollment:

10. *Proposed Ordinance – Amending §62-2(C), Solid waste – Collection and disposal, generally
11. *Proposed Ordinance – Amending §50-301, Salary schedule for executive officers, department heads, and non-union personnel
12. *Proposed Ordinance – Amending §50-303, Salary schedule for political appointments and boards/committees

Second Reading and Enrollment, as amended:

13. *Proposed Ordinance – Traffic, Miscellaneous
Parking prohibited during certain hours
 - Hyacinth Street, East, 763 feet north
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
 - Hyacinth Street, West, 763 feet north
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
 - Locust Street, North, 658 feet east
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
 - Locust Street, South, 658 feet east
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
14. *Proposed Ordinance – Traffic, Miscellaneous
Fifteen-minute parking
 - South Main Street, East, 76 feet north of Slade Street
Monday through Saturday, 6:00 A.M. to 10:00 P.M.
Sunday, 7:00 A.M. to 9:00 P.M.
15. *Proposed Ordinance – Traffic, Miscellaneous
Handicapped parking removals
 - Albion Street, West, 30 feet south of Downing Street
 - Bowen Street, West, 160 feet south of Charles Street
 - Brow Street, North, 143 feet east of Fifth Street
 - Center Street, North, 147 feet west of South Main Street
 - Kellogg Street, West, 392 feet north of Hamlet Street
 - Lewis Street, East, 30 feet north of Slade Street

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

- Merchant Street, North, 27 feet west of Eighteenth Street
- Montgomery Street, South, 111 feet east of Robeson Street
- North Main Street, West, 20 feet south of Weaver Street
- North Main Street, West, 144 feet north of Marier Street
- N. Underwood Street, West, 206 feet north of Weetamoe Street
- Oxford Street, West, 143 feet south of Warren Street
- Quequechan Street, West, 255 feet south of County Street
- South Main Street, West, 283 feet south of Woodman Street
- Walnut Street, North, 127 feet west of Linden Street

16. *Proposed Ordinance – Salary amendments for the Director of Health and Human Services

RESOLUTIONS

17. *Committee on Ordinances and Legislation convene to draft a proposed ordinance to define the City Council's authority to vote to approve or reject any contract renewal granted to a department head whose expiring contract was executed for a term of less than three years
18. *Committee on Ordinances and Legislation convene to discuss the creation of an ad-hoc School Transportation Committee
19. *Committee on Public Safety convene to address long standing flooding issues at Stafford Plaza, Pleasant Street and Quarry Street
20. *City Council urges the Speaker of the Massachusetts House of Representatives and the members of the Fall River Legislative Delegation to work collaboratively to restore the funding levels originally requested to support the development of a sensory-friendly autism playground, Veteran's Kitchen and Fall River's Council on Aging
21. *Committee on Public Safety convene to discuss the potential installation and maintenance of AEDs within all City-owned parks

CITATIONS

22. Jacob P. Gagnon - Achieving the rank of Eagle Scout on February 15, 2026
23. William C. Gagnon - Achieving the rank of Eagle Scout on February 15, 2026
24. Jeffrey Sarnecky – Outstanding support for veterans in need
25. Lt. Mason Evangelista – Providing off duty aid to a pedestrian struck by a motor vehicle on April 3, 2026
26. Michael Kelley – Retirement from the Sheriff's Department after over 31 years of service

ORDERS – HEARINGS

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ORDERS – MISCELLANEOUS

31. *Warrant – State Primary Election – September 1, 2026
32. Auto Repair Shop License Renewals
Fouad Rechmani d/b/a JC Gas, LLC, 537 Bedford Street
Brandon Rocha d/b/a Shea's Automotive Center, 400 Stafford Road
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David Saber d/b/a Eleventh Street Assoc., Inc., 50 Sixth Street
Tanios Barbour d/b/a Barbour Auto Sales Trust, 673 Bedford Street

COMMUNICATIONS – INVITATIONS – PETITIONS

33. *Claims
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Bond Civil and Utility Construction, Inc.
35. Application for a License to Conduct One-Day Bingo – The Kiwanis Club of Fall River Foundation, Inc., September 19, 2026, at 486 Bedford Street
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37. Zoning Board of Appeals Minutes – May 21, 2026
- City Council Minutes
38. *Public Hearings – June 23, 2026
39. *Committee on Finance – June 23, 2026
40. *Regular Meeting of the City Council – June 23, 2026
41. *Special Meeting of the City Council – June 30, 2026

BULLETINS – NEWSLETTERS – NOTICES – None



City Clerk

ITEMS FILED AFTER THE AGENDA DEADLINE
CITY COUNCIL MEETING DATE: JULY 14, 2026

PRIORITY MATTERS

- 7a. *Mayor and appropriations totaling \$1,400,000 from the following accounts:
- Veterans, Expenses (\$500,000)
 - Financial Services, Expenses (\$115,000)
 - Facilities, Expenses (\$145,000)
 - Community Maintenance, Expenses (\$225,000)
 - Fire, Expenses (\$150,000)
 - Reserve for Employee Benefits (\$65,000)
 - Debt Service (\$200,000)
- to:
- Fire, Salaries (\$1,400,000)

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

COMMUNICATIONS – INVITATIONS – PETITIONS

- 41a. *Petition for Zoning Map Amendment between Warren Street and Brayton Avenue
(Brayton-Warren Corridor) to re-designate parcels from the R-4 to A-2 District

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

COMMITTEE REPORTS:

Committee on Public Works and Transportation recommending:

Action

- Order – Curb Removal, Jessica Ortega Urgiles, 53 Adams Street, Newark, NJ, 07105 – Removal of 19 feet for a total opening of 31 feet at 34-36 California Street

41a

PETITION FOR ZONING MAP AMENDMENT TO THE CITY COUNCIL OF THE CITY OF FALL RIVER, MASSACHUSETTS

The undersigned, being ten (10) or more registered voters of the City of Fall River, hereby petition the City Council, pursuant to M.G.L. Chapter 40A, Section 5, to amend the Official Zoning Map of the City of Fall River as follows:

OBJECTIVE: To promote housing production, neighborhood stabilization, and transit-oriented development by increasing the allowable residential density in the neighborhood between Warren St. and Brayton Avenue. To be referred to as the "Brayton-Warren Corridor"

PROPOSED AMENDMENT: To re-designate the proposed parcels from their current Residential (R-4) District to the Apartment (A-2) District:

AMENDMENT SCOPE: The "Brayton-Warren Corridor" to be defined as all parcels currently zoned as R-4 contained in the following circumnavigation:

Starting at Stafford Road and Brayton Avenue,
North to the intersection of Stafford Road and Coral St.,
Northeast to the intersection of Coral St. and Warren St.,
Southeast to the intersection of Warren St. And Jefferson St.,
Southwest to the intersection of Jefferson St. and Brayton Avenue,
And returning northwest to the intersection of Stafford Road and Brayton Avenue.

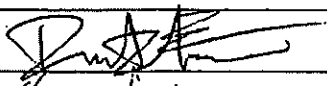
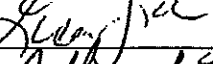
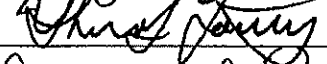
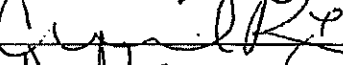
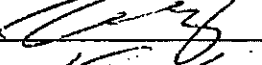
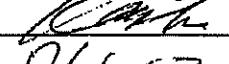
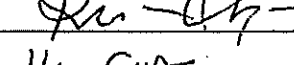
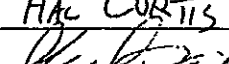
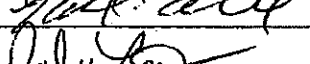
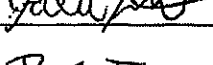
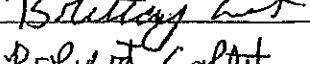
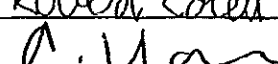
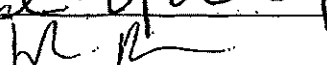
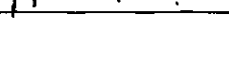
JUSTIFICATION: This amendment facilitates the creation of multi-family housing and increases the permissible density of population in an existing urban corridor. As such, this petition qualifies for the Simple Majority voting threshold under the Massachusetts Housing Choice Act. This change to the Brayton-Warren Corridor zoning district also brings several pre-existing non-conforming parcels into conformance and brings several more parcels closer to conformance.

RECEIVED
2026 JUL 10 A 9:58
CITY CLERK
FALL RIVER, MA

SIGNATURES OF REGISTERED VOTERS:

We, the undersigned, are registered voters in the City of Fall River. Pursuant to M.G.L. Chapter 40A, Section 5, and propose to amend the Official Zoning Map of the City of Fall River, defined as the "Brayton-Warren Corridor," to an A-2 district as described in this document. Pursuant to M.G.L. Chapter 40A, Section 5, we request that this amendment be submitted to the planning board within 14 days and that public hearing shall be held by the planning board within sixty-five days of such submission.

THE UNDERSIGNED:

Name	Signature	Address
Ian A Tompkins		636 Rakest Fall River MA 02720
Lisa Lunn		307 Mt Hope Ave Fall River MA 02721
Thomas J. Lunn		307 Mt Hope Ave Fall River MA 02721
Chapel Rioux		116 Evelyns Way Fall River, MA 02720
David Lunn		541 Osborn St Fall River MA 02720
Shawn Lunn		16 Evelyns Way Fall River MA 02720
Kathleen Tompkins		173 Hudson St Fall River MA 02720
Ruth Vorn		450 Cambridge St Apt 1
Ruth Vorn		450 Cambridge St Apt 1
Hal Curtis		276 Pine St. #5 FALL RIVER 02720
MANUEL CABRAL		175 JACKSON ST. FALL RIVER
Jordan Lincoirt		1864 Southmain St Fall River
Brittany Lincoirt		1864 S Main St
Robert Collet		1864 S main St
Courtney Young		450 Cambridge St
Hollie		450 Cambridge St
RECEIVED		
JUL 10 A		
FALL RIVER, MA		

SIGNATURES OF REGISTERED VOTERS:

We, the undersigned, are registered voters in the City of Fall River. Pursuant to M.G.L. Chapter 40A, Section 5, and propose to amend the Official Zoning Map of the City of Fall River, defined as the "Brayton-Warren Corridor," to an A-2 district as described in this document. Pursuant to M.G.L. Chapter 40A, Section 5, we request that this amendment be submitted to the planning board within 14 days and that public hearing shall be held by the planning board within sixty-five days of such submission.

THE UNDERSIGNED:

[illegible]

41a

MAP Showing Affected R-4 District

Area to be affected shown in red





ELECTIONS DEPARTMENT
CITY OF FALL RIVER

41a

Lauren A. Valcourt
Secretary, Office of the City Council
One Government Center#221
Fall River, MA. 02722

RECEIVED

2026 JUL 13 P 12:09

Dear Ms. Valcourt,

CITY CLERK
FALL RIVER, MA

Attached to this cover letter please see the Petition for a Zoning Map Amendment that was filed with my office on July 13, 2026. I hereby certify that the following individuals are registered voters in the City of Fall River in accordance with the General Laws of the Commonwealth and Code of Massachusetts Regulations (950 CMR 55.00).

Ian Tompkins
636 Rock Street

Lisa Jeanne Lowney
307 Mount Hope Avenue

Thomas James Lowney
307 Mount Hope Avenue

Chanel Rioux
16 Evelyns Way

David P. Lowney
541 Osborn Street#1

Shawn Thomas Lowney
16 Evelyns Way

Kathleen A. Tompkins
173 Hudson Street

Raksmey Allen Vorn
450 Cambridge Street#1

Rinn Vorn
450 Cambridge Street#1

Manuel Francisco Cabral
175 Jackson Street

Jordan Taylor Lincourt
1864 South Main Street#3E

Page 1 of 2

41a

Brittany Marie Lincourt
1864 South Main Street

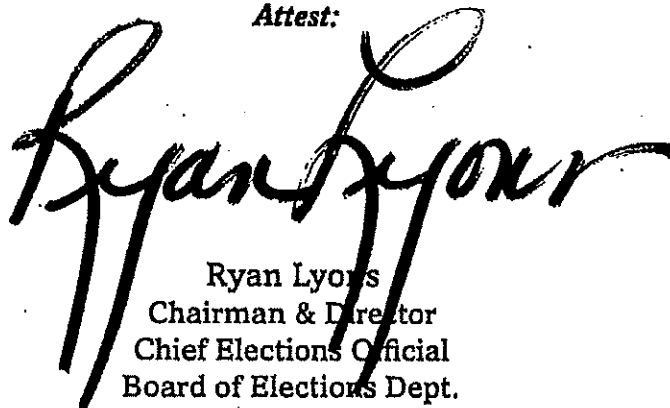
Robert Allen Collet
1864 South Main Street#2W

Courtney Elizabeth Young
450 Cambridge Street#2

Hollie A. Pease
450 Cambridge Street#3

Brittney Campinha
190 Osborn Street#1

Attest:

A large, stylized handwritten signature in black ink, reading "Ryan Lyons". The signature is written over the printed name and title of the signatory.

Ryan Lyons
Chairman & Director
Chief Elections Official
Board of Elections Dept.

cc: Ines Leite, City Clerk
Cliff A. Ponte, City Council President



City of Fall River Massachusetts

Office of the City Clerk

RECEIVED

2026 JUL 10 P 1:31

INÊS DA SILVA PAULINO LEITE
CITY CLERK

CITY CLERK
FALL RIVER, MA

CHELSEA PACHECO
ASSISTANT CITY CLERK

MEETINGS SCHEDULED
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
JULY 14, 2026
AGENDA

5:30 P.M. PUBLIC WORKS AND TRANSPORTATION MEETING

5:55 P.M. PUBLIC HEARINGS (OR IMMEDIATELY FOLLOWING THE COMMITTEE ON PUBLIC WORKS AND TRANSPORTATION MEETING IF IT RUNS PAST 5:55 P.M.)

Curb Removals

1. Timothy R. Long, 1343 Newhall Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
677 Meridian Street	15'	9' 1"	0'	24' 1"

The existing parcel was previously served by a 15-foot curb opening/driveway. The applicant requests permission to extend the existing opening by an addition 9 feet, 1 inch. The total opening for the location will be 24 feet, 1 inch. This is an after-the-fact submission. The work was performed without the required permitting.

2. Glenn J. Hathaway, 46 Bowen Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
46 Bowen Street	25' 11"	16'	0'	41' 11"

The existing parcel was previously served by a 25-foot, 11-inch, curb opening/driveway. The applicant requests permission to create an additional 16-foot curb opening/driveway. The total opening for the location will be 41 feet, 11 inches.

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_clerk@fallriverma.gov

3. Joshua Rodrigues, 840 Rodman Street, for the removal of curbing as follows:

	Existing Opening	Curbing to be Removed	Curbing to be Added	Combined Opening Proposed After Alteration
840 Rodman Street	16'	7'	0'	23'

The existing parcel is currently served by a 16-foot curb opening/driveway. The applicant proposes to extend the existing opening by an additional 7 feet, westerly. The total opening for the location will be 23 feet.

Second Hand Article Store

4. Connor Vendituoli d/b/a Decked Out Trading Cards LLC, 1054 Wilson Road, Fall River, MA, 02720, for permission to operate and maintain a second hand article store located at 1665 South Main Street (trading cards to be sold).

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

Presentation of Citations

- Jeffrey Sarnecky – Outstanding support of veterans in need

1. Citizen Input
2. *Resolution – Convene with the Director of Financial Services, the Director of City Operations and the Interim Director of Community Maintenance for updates on the Administration's planning for residential solid waste and recycling collection (adopted 3-24-2026)
3. Transfers and appropriations

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

PRIORITY MATTERS

1. *Mayor and order appropriating \$1,400,000 from FY25 Surplus Revenue to Fire, Salaries (objected to 6-23-26)
2. *Mayor and request for confirmation of the following reappointments to the Historical Commission:
 - a. Joyce Rodrigues
 - b. Maria Connie Soule
3. *Mayor and the following appropriation orders:
 - a. Original July Continuing Appropriation Budget for FY 2027
 - b. Revised July Continuing Appropriation Budget for FY 2027
4. *Mayor and the following orders:
 - a. Acceptance of M.G.L. Ch. 44, §53F¾ for a PEG Access and Cable Related Special Revenue Fund
 - b. Appropriation of the following funds to and from the PEG Access and Cable Related Fund, totaling \$586,600:
 - \$330,000 for FREDTV, Operating Salaries & Expenses
 - \$106,600 for FREDTV, Capital
 - \$150,000 for FRCMedia, Operating Salaries & Expenses
5. *Mayor and order establishing spending limits of Revolving Funds for Fiscal Year 2027

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

6. *Mayor and order appropriating \$331,636.27 from the Opioid Stabilization Fund to the Opioid Settlement Revolving Fund
7. *Mayor and loan order of \$6,883,400 for the repairs, renovation, and maintenance of the Third Street Parking Garage

PRIORITY COMMUNICATIONS

8. *Letter from City Council President re: Renovations in the City Council Chamber lobby and stairs taking place between July 15, 2026 and August 10, 2026
9. *Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS – None

ORDINANCES

Second Reading and Enrollment:

10. *Proposed Ordinance – Amending §62-2(C), Solid waste – Collection and disposal, generally
11. *Proposed Ordinance – Amending §50-301, Salary schedule for executive officers, department heads, and non-union personnel
12. *Proposed Ordinance – Amending §50-303, Salary schedule for political appointments and boards/committees

Second Reading and Enrollment, as amended:

13. *Proposed Ordinance – Traffic, Miscellaneous
Parking prohibited during certain hours
 - Hyacinth Street, East, 763 feet north
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
 - Hyacinth Street, West, 763 feet north
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
 - Locust Street, North, 658 feet east
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
 - Locust Street, South, 658 feet east
Monday through Friday, 7:00 A.M. to 3:00 P.M.
from September 1st to June 30th
14. *Proposed Ordinance – Traffic, Miscellaneous
Fifteen-minute parking
 - South Main Street, East, 76 feet north of Slade Street
Monday through Saturday, 6:00 A.M. to 10:00 P.M.
Sunday, 7:00 A.M. to 9:00 P.M.
15. *Proposed Ordinance – Traffic, Miscellaneous
Handicapped parking removals
 - Albion Street, West, 30 feet south of Downing Street
 - Bowen Street, West, 160 feet south of Charles Street
 - Brow Street, North, 143 feet east of Fifth Street
 - Center Street, North, 147 feet west of South Main Street
 - Kellogg Street, West, 392 feet north of Hamlet Street
 - Lewis Street, East, 30 feet north of Slade Street
 - Merchant Street, North, 27 feet west of Eighteenth Street

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

- Montgomery Street, South, 111 feet east of Robeson Street
- North Main Street, West, 20 feet south of Weaver Street
- North Main Street, West, 144 feet north of Marier Street
- N. Underwood Street, West, 206 feet north of Weetamoe Street
- Oxford Street, West, 143 feet south of Warren Street
- Quequechan Street, West, 255 feet south of County Street
- South Main Street, West, 283 feet south of Woodman Street
- Walnut Street, North, 127 feet west of Linden Street

16. *Proposed Ordinance – Salary amendments for the Director of Health and Human Services

RESOLUTIONS

17. *Committee on Ordinances and Legislation convene to draft a proposed ordinance to define the City Council's authority to vote to approve or reject any contract renewal granted to a department head whose expiring contract was executed for a term of less than three years
18. *Committee on Ordinances and Legislation convene to discuss the creation of an ad-hoc School Transportation Committee
19. *Committee on Public Safety convene to address long standing flooding issues at Stafford Plaza, Pleasant Street and Quarry Street
20. *City Council urges the Speaker of the Massachusetts House of Representatives and the members of the Fall River Legislative Delegation to work collaboratively to restore the funding levels originally requested to support the development of a sensory-friendly autism playground, Veteran's Kitchen and Fall River's Council on Aging
21. *Committee on Public Safety convene to discuss the potential installation and maintenance of AEDs within all City-owned parks

CITATIONS

22. Jacob P. Gagnon - Achieving the rank of Eagle Scout on February 15, 2026
23. William C. Gagnon - Achieving the rank of Eagle Scout on February 15, 2026
24. Jeffrey Sarnecky – Outstanding support for veterans in need
25. Lt. Mason Evangelista – Providing off duty aid to a pedestrian struck by a motor vehicle on April 3, 2026
26. Michael Kelley – Retirement from the Sheriff's Department after over 31 years of service

ORDERS – HEARINGS

Curb Removals

27. Timothy R. Long, 1343 Newhall Street – Removal of 9 feet, 1 inch, of curbing for an opening total of 24 feet, 1 inch, at 677 Meridian Street
28. Glenn J. Hathaway, 46 Bowen Street – Removal of 16 feet of curbing for an opening total of 41 feet, 11 inches, at 46 Bowen Street
29. Joshua Rodrigues, 840 Rodman Street – Removal of 7 feet of curbing for an opening total of 23 feet at 840 Rodman Street

Second Hand Article Store

30. Connor Vendituoli d/b/a Decked Out Trading Cards LLC, 1054 Wilson Road, Fall River, MA, 02720, for permission to operate and maintain a second hand article store located at 1665 South Main Street (trading cards to be sold).

ORDERS – MISCELLANEOUS

31. *Warrant – State Primary Election – September 1, 2026
32. Auto Repair Shop License Renewals
Fouad Rechmani d/b/a JC Gas, LLC, 537 Bedford Street
Brandon Rocha d/b/a Shea's Automotive Center, 400 Stafford Road
Manuel Ferreira d/b/a J & S Auto Sales & Repair, Inc., 178 Aberdeen Street
David Saber d/b/a Eleventh Street Assoc., Inc., 50 Sixth Street
Tanios Barbour d/b/a Barbour Auto Sales Trust, 673 Bedford Street

COMMUNICATIONS – INVITATIONS – PETITIONS

33. *Claims
34. Drainlayer License
Bond Civil and Utility Construction, Inc.
35. Application for a License to Conduct One-Day Bingo – The Kiwanis Club of Fall River Foundation, Inc., September 19, 2026, at 486 Bedford Street
36. Application for a License to Conduct One-Day Bingo – PVT Joseph Francis VFW Post 486 Inc., October 5, 2026, at 486 Bedford Street
37. Zoning Board of Appeals Minutes – May 21, 2026
- City Council Minutes
38. *Public Hearings – June 23, 2026
39. *Committee on Finance – June 23, 2026
40. *Regular Meeting of the City Council – June 23, 2026
41. *Special Meeting of the City Council – June 30, 2026

BULLETINS – NEWSLETTERS – NOTICES – None


Assistant City Clerk

ITEMS FILED AFTER THE AGENDA DEADLINE
CITY COUNCIL MEETING DATE: JULY 14, 2026

PRIORITY MATTERS

- 7a. *Mayor and appropriations totaling \$1,400,000 from the following accounts:
- Veterans, Expenses (\$500,000)
 - Financial Services, Expenses (\$115,000)
 - Facilities, Expenses (\$145,000)
 - Community Maintenance, Expenses (\$225,000)
 - Fire, Expenses (\$150,000)
 - Reserve for Employee Benefits (\$65,000)
 - Debt Service (\$200,000)
- to:
- Fire, Salaries (\$1,400,000)



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED

2026 JUN 17 P 2:42

CITY CLERK _____
FALL RIVER, MA

June 17, 2026

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

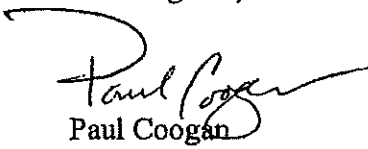
Dear Honorable Council Members:

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

1. \$1,400,000 That the sum of \$1,400,000.00 be, and the same is hereby transferred to FIRE,
Salaries from the FY25 SURPLUS REVENUE.

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

JUN 23 2026

*Objected to and
laid on the table in
accordance with the
Charter*

One Government Center • Fall River, MA 02722

TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

City of Fall River, In City Council

June 23, 2026

ORDERED:

That the sum of \$1,400,000 be, and the same is hereby transferred to Fire,
Salaries from FY25 Surplus Revenue:

FY25 Surplus Revenue:

\$1,400,000.00

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 23 2026

*Objected to and
laid on the table
in accordance with
the Charter*



FIRE DEPARTMENT
CITY OF FALL RIVER

June 15, 2026

Mayor Coogan,

I am requesting a transfer of \$1.4 million into the Fire Department's overtime account to cover costs associated with the increase in daily staffing levels implemented in July 2025.

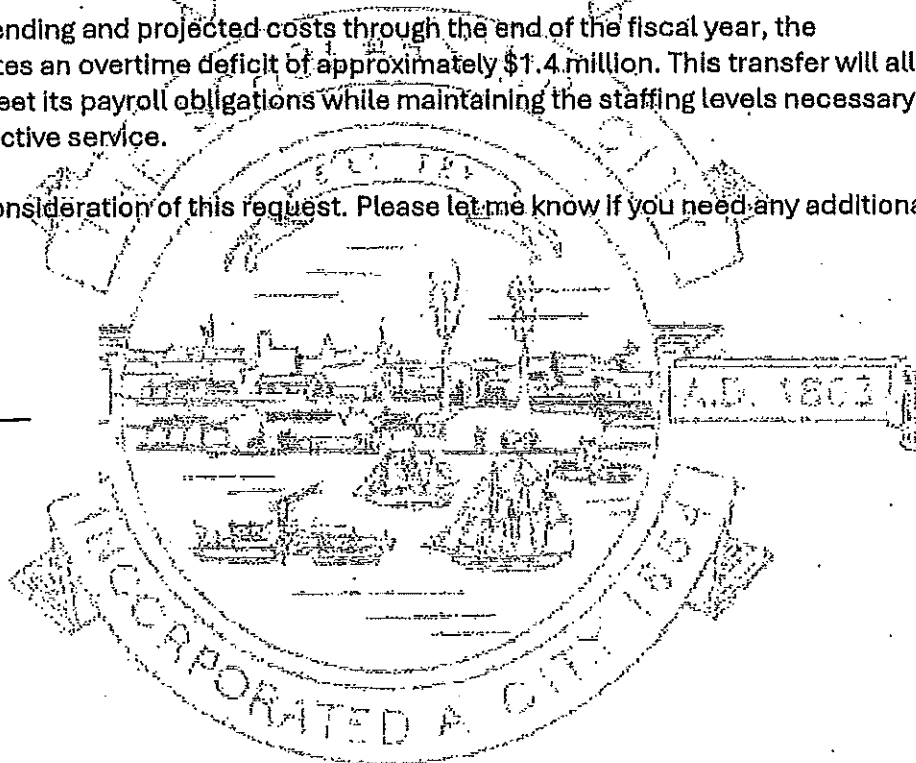
The additional manpower has improved firefighter safety and our ability to provide emergency services to the residents of Fall River. However, maintaining these staffing levels has resulted in overtime expenditures that exceed the amount originally budgeted for the fiscal year.

Based on current spending and projected costs through the end of the fiscal year, the department anticipates an overtime deficit of approximately \$1.4 million. This transfer will allow the department to meet its payroll obligations while maintaining the staffing levels necessary to provide safe and effective service.

Thank you for your consideration of this request. Please let me know if you need any additional information.

Respectfully,

Jeffrey P. Bacon



Jeffrey P. Bacon • Fire Chief

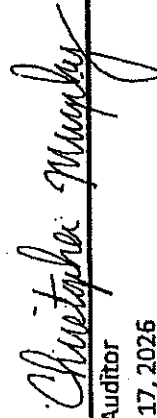
140 Commerce Drive • Fall River, MA 02720

TEL (508) 324-2740 • FAX (508) 672-5993 • EMAIL firechief@frfd.org

FY26 Appropriation/Transfer Number Analysis

Line	Fund Balance	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
General Fund Surplus Revenue		\$ 1,584,830.10	\$ (1,400,000.00)	\$ 184,830.10
Fire Department - Salaries		\$ 17,998,780.61	\$ 1,400,000.00	\$ 19,398,780.61

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


 City Auditor
 June 17, 2026

2a



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

RECEIVED

2026 JUL -9 P 3: 09

PAUL E. COOGAN
Mayor

CITY CLERK
FALL RIVER, MA

July 9, 2026

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 confirmation from the City Council of the following reappointment:

Name: Joyce Rodrigues

Address: 254 Chavenson Street
Fall River, MA 02723

Position: Historical Commission

Term: June 21, 2026

Expires: June 20, 2029

Sincerely,

Paul E. Coogan
Mayor

PC/amos

26



City of Fall River
Massachusetts
Office of the Mayor

PAUL E. COOGAN
Mayor

RECEIVED

2026 JUL -9 P 3:09

6MY CLERK
FALL RIVER, MA

July 9, 2026

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 confirmation from the City Council of the following reappointment:

Name: Maria Connie Soule

Address: 577 Rock Street
Fall River, MA 02720

Position: Historical Commission

Term: June 22, 2026

Expires: June 23, 2029

Sincerely,

Paul E. Coogan
Mayor

PC/amos



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2026 JUL -1 A 8 19

CITY CLERK
FALL RIVER, MA

July 1, 2026

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 Massachusetts General Laws Chapter 44, Section 32, I am submitting the following as a continuing appropriation for Fiscal Year 2027 for the month of July to your Honorable Body.

The following is the opinion of the Division of Local Services Bureau of Municipal Finance Law:

Given that no time frame is provided in G.L. c. 44, § 32 for the City Council to act on a continuing appropriation budget, together with the necessity of a city having budget authority to incur expenses beginning July 1, it is our opinion that once submitted, a continuing appropriation budget is effective unless and until the city council votes to reject or reduce any or all amounts within it.

Best Regards,

Paul E. Coogan
Mayor

BE IT ORDERED, that the Continuing Appropriation for July of Fiscal Year 2027 from various funds, is \$24,794,922.51
as follows:

A. for the purpose of GENERAL GOVERNMENT

1. from the General Fund, for MAYOR, Salaries	\$	16,323.51	
2. from the General Fund, for MAYOR, Expenses	\$	17,000.00	
3. from the General Fund, for CITY COUNCIL, Salaries	\$	20,823.43	
4. from the General Fund, for CITY COUNCIL, Expenses	\$	-	
5. from the General Fund, for CITY CLERK, Salaries	\$	29,172.72	
6. from the General Fund, for CITY CLERK, Expenses	\$	1,240.00	
7. from the General Fund, for ELECTIONS, Salaries	\$	21,225.00	
8. from the General Fund, for ELECTIONS, Expenses	\$	5,610.00	
9. from the General Fund, for VETERANS' BENEFITS, Salaries	\$	22,997.54	
10. from the General Fund, for VETERANS' BENEFITS, Expenses	\$	134,002.50	
			\$ 268,394.70

B. for the purpose of ADMINISTRATION

1. from the General Fund, for ADMINISTRATIVE SERVICES, Salaries	\$	118,952.42	
2. from the General Fund, for ADMINISTRATIVE SERVICES, Expenses	\$	1,585,965.00	
3. from the General Fund, for JUDGEMENTS AND CLAIMS	\$	25,000.00	
			\$ 1,729,917.42

C. for the purpose of FINANCIAL SERVICES

1. from the General Fund, for FINANCIAL SERVICES, Salaries	\$	139,366.49	
2. from the General Fund, for FINANCIAL SERVICES, Expense	\$	37,195.00	
			\$ 176,561.49

D. for the purpose of FACILITIES MAINTENANCE

1. from the General Fund, for FACILITIES, Salaries	\$	87,126.53	
2. from the General Fund, for FACILITIES, Expense	\$	292,347.50	
3. from the General Fund, for FACILITIES, Capital	\$	-	
			\$ 379,474.03

E. for the purpose of COMMUNITY MAINTENANCE

1. from the General Fund, for COMMUNITY MAINTENANCE, Salaries	\$	489,134.43	
2. from the General Fund, for COMMUNITY MAINTENANCE, Expense	\$	1,666,826.50	
3. from the General Fund, for COMMUNITY MAINTENANCE, Capital	\$	-	
			\$ 2,155,960.93

F. for the purpose of COMMUNITY SERVICE

1. from the General Fund, for COMMUNITY SERVICES, Salaries	\$	234,857.23	
2. from the General Fund, for COMMUNITY SERVICES, Expense	\$	104,301.16	
3. from the General Fund, for COMMUNITY SERVICES, Transfers	\$	-	
			\$ 339,158.39

G. for the purpose of EDUCATION

2. from the General Fund, for SCHOOL TRANSPORTATION	\$	377,000.00	
			\$ 377,000.00

H. for the purpose of COMMUNITY PROTECTION

1. from the General Fund, for POLICE, Salaries	\$	2,130,502.00	
2. from the General Fund, for POLICE, Expenses	\$	288,579.00	
3. from the General Fund, for POLICE, Capital	\$	-	
4. from the General Fund, for HARBOR MASTER, Salaries	\$	1,000.00	
5. from the General Fund, for HARBOR MASTER, Expenses	\$	2,750.00	
6. from the General Fund, for FIRE & EMERGENCY SERVICES, Salaries	\$	1,390,118.75	
7. from the General Fund, for FIRE & EMERGENCY SERVICES, Expenses	\$	92,166.95	
8. from the General Fund, for FIRE & EMERGENCY SERVICES, Capital	\$	-	
			\$ 3,905,116.70

I. for the purpose of OTHER GOVERNMENTAL EXPENSES

1. from the General Fund, for DEBT - SERVICE	\$ 2,856,900.10
2. from the General Fund, for INSURANCE	\$ 4,294,250.00
3. from the General Fund, for PENSION CONTRIBUTIONS	\$ 3,765,972.76
4. from the General Fund, for RESERVE FUND	\$ 603,012.75

\$ 11,520,135.61

TOTAL GENERAL FUND OPERATING BUDGET \$ 20,851,719.26

CHERRY SHEET ASSESSMENTS \$ 3,943,203.25

GENERAL FUND OPERATING BUDGET \$ 24,794,922.51

FUNDING SOURCES:

from Stabilization Fund	\$
from Surplus Revenue (Free Cash)	\$ 150,000.00
from the EMS Rate Revenues for INSURANCE	\$ 128,952.96
from the EMS Rate Revenues for PENSION	\$ 192,247.95
from the EMS Rate Revenues for OTHER INDIRECT	\$ 105,415.00
from the Water Rate Revenues for INSURANCE	\$ 51,569.92
from the Water Rate Revenues for PENSION	\$ 99,661.00
from the Water Rate Revenues for OTHER INDIRECT	\$ 67,786.50
from the Sewer Rate Revenues for INSURANCE	\$ 12,884.58
from the Sewer Rate Revenues for PENSION	\$ 24,385.33
from the Sewer Rate Revenues for OTHER INDIRECT	\$ 41,730.08

from Ordinary Revenue and Municipal Receipts \$ 23,920,289.19

GENERAL FUND OPERATING BUDGET \$ 24,794,922.51



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2026 JUL -2 P 2:15

CITY CLERK
FALL RIVER, MA

July 2, 2026

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 Massachusetts General Laws Chapter 44, Section 32, I am submitting the following as a corrected continuing appropriation for Fiscal Year 2027 for the month of July to your Honorable Body. The funding source from Surplus Revenue of \$150,000.00 was inadvertently included in the July 1 submission. There is no impact on the order having included it, but this submission is to allow the record to be reflected clearly.

The following is the opinion of the Division of Local Services Bureau of Municipal Finance Law:

Given that no time frame is provided in G.L. c. 44, § 32 for the City Council to act on a continuing appropriation budget, together with the necessity of a city having budget authority to incur expenses beginning July 1, it is our opinion that once submitted, a continuing appropriation budget is effective unless and until the city council votes to reject or reduce any or all amounts within it.

Best Regards,

Paul E. Coogan
Mayor

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3. from the General Fund, for CITY COUNCIL, Salaries	\$	20,823.43	
4. from the General Fund, for CITY COUNCIL, Expenses	\$	-	
5. from the General Fund, for CITY CLERK, Salaries	\$	29,172.72	
6. from the General Fund, for CITY CLERK, Expenses	\$	1,240.00	
7. from the General Fund, for ELECTIONS, Salaries	\$	21,225.00	
8. from the General Fund, for ELECTIONS, Expenses	\$	5,610.00	
9. from the General Fund, for VETERANS' BENEFITS, Salaries	\$	22,997.54	
10. from the General Fund, for VETERANS' BENEFITS, Expenses	\$	134,002.50	
			\$ 268,394.70

B. for the purpose of ADMINISTRATION

1. from the General Fund, for ADMINISTRATIVE SERVICES, Salaries	\$	118,952.42	
2. from the General Fund, for ADMINISTRATIVE SERVICES, Expenses	\$	1,585,965.00	
3. from the General Fund, for JUDGEMENTS AND CLAIMS	\$	25,000.00	
			\$ 1,729,917.42

C. for the purpose of FINANCIAL SERVICES

1. from the General Fund, for FINANCIAL SERVICES, Salaries	\$	139,366.49	
2. from the General Fund, for FINANCIAL SERVICES, Expense	\$	37,195.00	
			\$ 176,561.49

D. for the purpose of FACILITIES MAINTENANCE

1. from the General Fund, for FACILITIES, Salaries	\$	87,126.53	
2. from the General Fund, for FACILITIES, Expense	\$	292,347.50	
3. from the General Fund, for FACILITIES, Capital	\$	-	
			\$ 379,474.03

E. for the purpose of COMMUNITY MAINTENANCE

1. from the General Fund, for COMMUNITY MAINTENANCE, Salaries	\$	489,134.43	
2. from the General Fund, for COMMUNITY MAINTENANCE, Expense	\$	1,666,826.50	
3. from the General Fund, for COMMUNITY MAINTENANCE, Capital	\$	-	
			\$ 2,155,960.93

F. for the purpose of COMMUNITY SERVICE

1. from the General Fund, for COMMUNITY SERVICES, Salaries	\$	234,857.23	
2. from the General Fund, for COMMUNITY SERVICES, Expense	\$	104,301.16	
3. from the General Fund, for COMMUNITY SERVICES, Transfers	\$	-	
			\$ 339,158.39

G. for the purpose of EDUCATION

1. from the General Fund, for SCHOOL APPROPRIATION	\$	-	
2. from the General Fund, for SCHOOL TRANSPORTATION	\$	377,000.00	
3. from the General Fund, for EDUCATION ASSESSMENTS	\$	-	
			\$ 377,000.00

H. for the purpose of COMMUNITY PROTECTION

1. from the General Fund, for POLICE, Salaries	\$ 2,130,502.00
2. from the General Fund, for POLICE, Expenses	\$ 288,579.00
3. from the General Fund, for POLICE, Capital	\$ -
4. from the General Fund, for HARBOR MASTER, Salaries	\$ 1,000.00
5. from the General Fund, for HARBOR MASTER, Expenses	\$ 2,750.00
6. from the General Fund, for FIRE & EMERGENCY SERVICES, Salaries	\$ 1,390,118.75
7. from the General Fund, for FIRE & EMERGENCY SERVICES, Expenses	\$ 92,166.95
8. from the General Fund, for FIRE & EMERGENCY SERVICES, Capital	\$ -

\$ 3,905,116.70

I. for the purpose of OTHER GOVERNMENTAL EXPENSES

1. from the General Fund, for DEBT - SERVICE	\$ 2,856,900.10
2. from the General Fund, for INSURANCE	\$ 4,294,250.00
3. from the General Fund, for PENSION CONTRIBUTIONS	\$ 3,765,972.76
4. from the General Fund, for RESERVE FUND	\$ 603,012.75

\$ 11,520,135.61

TOTAL GENERAL FUND OPERATING BUDGET

\$ 20,851,719.27

CHERRY SHEET ASSESSMENTS

\$ 3,943,203.25

GENERAL FUND OPERATING BUDGET

\$ 24,794,922.52

FUNDING SOURCES:

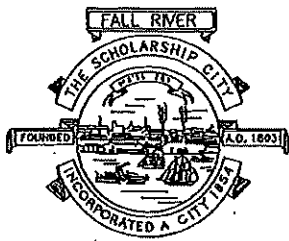
from Stabilization Fund	\$ -
from Surplus Revenue (Free Cash)	\$ -
from the EMS Rate Revenues for INSURANCE	\$ 128,952.96
from the EMS Rate Revenues for PENSION	\$ 192,247.95
from the EMS Rate Revenues for OTHER INDIRECT	\$ 105,415.00
from the Water Rate Revenues for INSURANCE	\$ 51,569.92
from the Water Rate Revenues for PENSION	\$ 99,661.00
from the Water Rate Revenues for OTHER INDIRECT	\$ 67,786.50
from the Sewer Rate Revenues for INSURANCE	\$ 12,884.58
from the Sewer Rate Revenues for PENSION	\$ 24,385.33
from the Sewer Rate Revenues for OTHER INDIRECT	\$ 41,730.08

from Ordinary Revenue and Municipal Receipts

\$ 24,070,289.20

GENERAL FUND OPERATING BUDGET

\$ 24,794,922.52



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2026 JUL -9 P 3:09

CITY CLERK
FALL RIVER, MA

July 9, 2026

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

Dear Honorable Council Members:

Following the Division of Local Services Informational Guideline Release No. 16-102, we are requesting acceptance of G.L. c. 44, § 53F¾ for a PEG Access and Cable Related Fund to establish a Special Revenue fund. This will bring the operation of long-standing fund back into compliance.

Additionally, we are submitting an order to appropriate funds for use in accordance with the existing MOU. It is stated that appropriations are limited to the actual unencumbered balance of the Fund at the time of the appropriation and anticipated receipts cannot be appropriated. Therefore, there will be two to three appropriations per year. In accordance with the provisions of Chapter 44, Section 53F¾ of the Massachusetts General Laws, I recommend the following appropriations to your Honorable Body for roughly the first half of the year for this fund.

1. \$586,600.00 That the sum of \$586,600.00 be and the same is hereby appropriated to and from the PEG Access and Cable Related Fund.

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

ORDERED, that the provisions of Massachusetts General Laws Chapter 44, Section 53F^{3/4}, which establishes a special revenue fund known as the PEG Access and Cable Related Fund, to reserve cable franchise fees and other cable-related revenues for appropriation to support PEG access services and oversight and renewal of the cable franchise agreement, the fund to begin operation for fiscal year 2027, which begins on July 1, 2026 or take any other action relative thereto be and the same are hereby accepted.

July 14, 2026

ORDERED:

That the sum of \$586,600.00 be and the same hereby is appropriated as follows, said sum to be met from available funds in the PEG Access and Cable Related Fund pursuant to Section 53F ¾ of Chapter 44 of the General Laws and the same is hereby appropriated for cable related purposes consistent with the franchise agreement between the cable operator, Comcast, and the City, including but not limited to: (i) supporting public, educational or governmental access cable television services; (ii) monitoring compliance of cable operator with the franchise agreement; or (iii) preparation of renewal of the franchise license.

PEG Access - FREDTV, Operating Salaries & Expenses	\$330,000.00
PEG Access - FREDTV, Capital	\$106,600.00
PEG Access - FRCMedia, Operating Salaries & Expenses	\$150,000.00



DLS
DIVISION OF LOCAL SERVICES
MA DEPARTMENT OF REVENUE

Mark E. Nunnelly
Commissioner of Revenue

Sean R. Cronin
Senior Deputy Commissioner

Informational Guideline Release

Bureau of Accounts
Informational Guideline Release (IGR) No. 16-102
January 2016

CABLE TELEVISION PUBLIC, EDUCATIONAL AND GOVERNMENTAL ACCESS SPECIAL REVENUE FUNDS

(G.L. c. 44, § 53F½; G.L. c. 44, § 53F¾)

This Informational Guideline Release (IGR) explains to local officials the procedures and requirements for establishing an enterprise fund to account for monies received and spent for cable television public, educational and governmental (PEG) access facilities and operations, or alternatively, for creating a receipts reserved fund known as the PEG Access and Cable Related Fund to fund PEG access programming, as well as certain other municipal cable-related expenses.

Topical Index Key:

Accounting Policies and Procedures
Special Funds

Distribution:

Treasurers
Clerks
Accountants/Auditors
Mayors/Selectmen
Managers/Administrators/Exec. Secys.
Finance Directors
City Solicitors/Town Counsels

**CABLE TELEVISION PUBLIC, EDUCATIONAL AND GOVERNMENTAL ACCESS
SPECIAL REVENUE FUNDS**

(G.L. c. 44, § 53F½; G.L. c. 44, § 53F¾)

SUMMARY:

These guidelines explain two options now available to cities and towns to separately account for cable franchise fees collected from customers by cable companies and other cable-related monies negotiated in cable television agreements between the municipality and the cable television operator.

Those monies include fees collected from customers by the cable operator in connection with the franchise and in support of public, educational and government (PEG) programming. In addition to the imposition of these franchise fees, cable licensing agreements typically require that cable companies provide services, facilities and equipment for PEG channels, deliver cable television programming to municipal buildings, and maintain customer service quality. Under state law, cable operators also pay the municipality an annual license fee, which is based on the number of cable customers. All of these monies are general fund revenues, absent a special act treating them otherwise. G.L. c. 44, § 53.

Cities and towns may now designate cable PEG access operations or services as an enterprise and separately account for all franchise fees and other revenues derived from enterprise activities in the same manner as other enterprise funds. G.L. c. 44, § 53F½.

Alternatively, cities and towns may reserve the franchise fees and other cable related revenues for appropriation to support PEG access services, monitor compliance with the franchise agreement or prepare for license renewal by accepting G.L. c. 44, § 53F¾ and establishing a PEG Access and Cable Related Fund.

This statute may be accepted to take effect for fiscal years beginning on or after July 1, 2015.

GUIDELINES:

I. TRANSITION TO SPECIAL REVENUE FUND

As part of the certification of general fund free cash, the Director of Accounts will close any reservations of cable franchise fees or other cable-related funds that appear on a city or town balance sheet on or after June 30, 2016 unless:

BUREAU OF ACCOUNTS

MARY JANE HANDY, DIRECTOR

- A. The city or town has accepted one of the special revenue funds, as explained in Sections II and III below, and
- B. The legislative body of the city or town has voted to have the accounting officer transfer any balance to the accepted fund at the beginning of the fiscal year the fund will start operation. The transfer may be voted as part of the acceptance or separately.

II. CABLE PUBLIC ACCESS ENTERPRISE FUND

Cities and towns may accept G.L. c. 44, § 53F½ and establish an enterprise fund to separately account for all revenues and expenditures in connection with operating cable PEG access service for city or town residents, whether the service is operated by a city or town department or a contractor.

For detailed guidance on adoption of an enterprise fund, setting the annual enterprise budget, accounting for enterprise activities and operation of the fund, see the Enterprise Funds Guidelines issued by the Bureau of Accounts.

III. PEG ACCESS AND CABLE RELATED FUND

A. Local Acceptance

1. Acceptance Procedure

Acceptance of G.L. c. 44, § 53F¼ for a PEG Access and Cable Related Fund (Fund), is by majority vote of the municipality's legislative body, subject to charter. G.L. c. 4, § 4. (See attached sample acceptance vote.)

2. Revocation of Acceptance

Acceptance may be revoked, but the city or town must wait until at least three years after acceptance. Revocation is also by majority vote of the municipality's legislative body, subject to charter. G.L. c. 4, § 4B.

3. Notification of Acceptance or Revocation

The city or town clerk must notify the Municipal Databank if it accepts or revokes G.L. c. 44, § 53F¼. (See "Notification of Acceptance or Revocation."") The notification should be made as soon as possible after the vote.

4. **Effective Date**

The Fund will begin operation for the fiscal year that begins the next July 1, unless a later fiscal year is designated in the acceptance. Revocation of the statute terminates the Fund at the end of the fiscal year in which the revocation is voted.

B. **Special Revenue Fund**

The Fund is a receipts reserved for appropriation special revenue fund.

1. **Receipts**

The following revenues received in connection with the municipality's franchise agreements may be credited to the Fund:

- a. Cable franchise fees collected by the cable operator for PEG access and received by the city or town.
- b. Annual license fees paid by the cable operator. G.L. c. 166A, § 9.
- c. Other revenues received in connection with the franchise agreement.

2. **Investment**

The treasurer is the custodian of the Fund. The treasurer may invest the monies of the Fund in the same manner as general funds under G.L. c. 44, §§ 55, 55A and 55B. The treasurer may pool the cash and does not have to establish a separate bank account for the Fund.

Interest earned on Fund monies belongs to the general fund.

C. **Expenditures**

An appropriation is required to spend any monies in the Fund. Appropriations are by majority vote of the legislative body and are limited to the actual unencumbered balance of the Fund at the time of the appropriation. Anticipated receipts cannot be appropriated.

Monies from the Fund may be appropriated consistent with the cable franchise agreement to:

- 1. Support cable PEG access service or programming for city or town residents, whether operated by a city or town department or a contractor.
- 2. Monitor the cable operator's compliance with the franchise agreement.
- 3. Prepare for renewal of the cable franchise license, including any associated expert and legal services.

Payment of bills charged to appropriations from the Fund must follow the same process used for payment of other municipal expenses. G.L. c. 41, §§ 52 and 56. A payment voucher with appropriate supporting documentation is submitted to the accounting officer for placement of the bill on the treasury warrant.

D. Accounting

The accounting officer must establish and maintain the Fund as a separate account and record all activity in the Fund.

1. Receipts are recorded directly into the Fund.
3. Expenditures are recorded as direct expenditures in the Fund.
4. The unspent and unencumbered balance of an appropriation for a particular cable-related purpose is closed to the Fund.
5. The balance in the Fund at the end of a fiscal year carries forward to the next fiscal year.

E. Supplemental Appropriations

Appropriations may be made from other municipal funding sources, such as the tax levy, free cash or other available funds, to supplement and carry out cable-related purposes funded by the Fund. However, monies from these sources may not be appropriated directly into the Fund. Depending on the purpose, appropriations from the Fund could be operating or special purpose appropriations and the accounting officer would close them out in the same manner as other such appropriations.

F. Fund Revocation

If the city or town revokes its acceptance of G.L. c. 44, § 53F¹/₄, the accounting officer is to close the fund balance to the general fund at the end of the fiscal year.

SAMPLE

(Sample should not be used without the advice of municipal counsel.)

PEG ACCESS AND CABLE RELATED FUND ACCEPTANCE**Legislative Body Vote**

ARTICLE/ORDER. To see if the city/town will accept General Laws Chapter 44, Section 53F³/₄, which establishes a special revenue fund known as the PEG Access and Cable Related Fund, to reserve cable franchise fees and other cable-related revenues for appropriation to support PEG access services and oversight and renewal of the cable franchise agreement, the fund to begin operation for fiscal year _____, which begins on July 1, _____ or take any other action relative thereto.

MOTION. Moved/ordered that the city/town accept General Laws Chapter 44, Section 53F³/₄, which establishes a special revenue fund known as the PEG Access and Cable Related Fund, to reserve cable franchise fees and other cable-related revenues for appropriation to support PEG access services and oversight and renewal of the cable franchise agreement, the fund to begin operation for fiscal year _____, which begins on July 1, _____.

Part I ADMINISTRATION OF THE
GOVERNMENT

Title VII CITIES, TOWNS AND DISTRICTS

Chapter MUNICIPAL FINANCE

44

Section PEG ACCESS AND CABLE
RELATED FUND
53F3/4

Section 53F3/4. Notwithstanding section 53 or any other general or special law to the contrary, a municipality that accepts this section may establish in the treasury a separate revenue account to be known as the PEG Access and Cable Related Fund, into which may be deposited funds received in connection with a franchise agreement between a cable operator and the municipality. Monies in the fund shall only be appropriated for cable-related purposes consistent with the franchise agreement, including, but not limited to: (i) support of public, educational or governmental access cable television services; (ii) monitor compliance of the cable operator with the franchise agreement; or (iii) prepare for renewal of the franchise license.

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is made by and between the City of Fall River, a municipal corporation, One Government Center, Fall River, Massachusetts, FREDTV, the City's educational access channel, FRGTV, the City's government access channel, both located at BMC Durfee High School, 460 Elsbree Street, Fall River, Massachusetts, and FRCMedia, the City's public access channel located at Bristol Community College on 777 Elsbree Street, Fall River, Massachusetts, effective November 1, 2022.

WHEREAS, the City receives funding from Comcast Corporation pursuant to a cable television license,

NOW, THEREFORE, in consideration of the terms and conditions contained herein the City, FREDTV, FRGTV, and FRCMedia/Bristol Community College agree as follows:

AGREEMENT

1. **FREDTV RESPONSIBILITIES.** FREDTV shall be responsible for the operation of the educational access channel including all programming, staffing and equipment. Said channel shall include coverage of School Committee meetings, educational events within the school department, sporting events within the school department and other educational related programming. Said channel shall be operated in coordination with the Fall River Public School Department. FREDTV shall adopt policies and procedures regarding the operation of said channels.

Furthermore, FREDTV shall be responsible for the operation of FRGTV including all staffing and equipment. Said channel shall include coverage of City Council meetings, government events within the City of Fall River and other government related programming. Said channel shall be operated in coordination with the City of Fall River.

Funding Obligations:

- a. **Annual Payments.** The City shall provide FREDTV with annual payments, of \$106,600 to be exclusively used for capital costs associated with the operation of FREDTV and FRGTV. The first annual payment shall be made within thirty (30) days of this MOU. Additional annual payments shall be made within thirty (30) days after the City receives its PEG funding from Comcast (contractually due on December 1st).
- b. **Quarterly Payments.** During the term of this MOU, the City shall make quarterly payments to FREDTV in an amount equal to 67% of the remaining Franchise Fee (remaining after the City's payment of costs, expenses, and fees incurred in preparation for renewal of the cable franchise license) received by the City pursuant to its 2022 Renewal License/Contract with Comcast. This money shall be exclusively used by FREDTV and FRGTV for salaries, operating or other expenses related to PEG Access programming operations, equipment,

and/or facilities. Payment shall be made within thirty (30) days after the City receives its Franchise Fee from Comcast (contractually due on 2/15, 5/15, 8/15, and 11/15).

2. **FRCMedia RESPONSIBILITIES:** FRCMedia shall be responsible for operating the public access channel including all programming, staffing and equipment. FRCMedia shall also provide media training to Fall River residents and organizations. FRCMedia shall adopt policies and procedures regarding the operation of said channel. Said channel shall be operated in coordination with the City of Fall River.

Funding Obligations:

- a. **Annual Payments.** The City shall provide FRCMedia with annual payments of \$53,400 to be exclusively used for capital costs associated with the operation of FRCMedia. The first annual payment shall be made within thirty (30) days of this MOU. Additional annual payment shall be made within thirty (30) days after the City receives its PEG funding from Comcast (contractually due on December 1st).
 - b. **Quarterly Payments:** During the term of this MOU, the City shall make quarterly payments to FRCMedia in an amount equal to 33% of the remaining Franchise Fee (remaining after the City's payment of costs, expenses, and fees incurred in preparation for renewal of the cable franchise license) received by the City pursuant to its 2022 Renewal License/Contract with Comcast. This money shall be exclusively used by FRCMedia for salaries, operating or other expenses related to PEG Access programming operations, equipment, and/or facilities. Payment shall be made within thirty (30) days after the City receives its Franchise Fee from Comcast (contractually due on 2/15, 5/15, 8/15, and 11/15).
3. **HD CHANNEL:** Pursuant to section 6.1(c) of the Cable Television Renewal License for the City of Fall River, upon construction and activation of the city's High-Definition (HD) PEG Access Channel, FREDTV/FRGTV and FRCMedia shall be jointly responsible for the operation of said HD Channel including all programming, staffing and equipment. Said channel shall be operated in coordination with the City of Fall River.
 4. **PAYMENTS/FUNDING.** The City is not, under any circumstances, required to make any payments pursuant to this MOU unless the City first receives the funds from Comcast Corporation pursuant to a cable television license. Payments made pursuant to this MOU are for the sole purpose of funding community, educational and/or government access expenses, as those terms are defined in the Federal Cable Act of 1984, as amended.
 5. **TERM.** The term of this MOU is for ten (10) years, but can be terminated for any reason as detailed in Paragraph 6 of this MOU.

6. **TERMINATION.** Any party may terminate this MOU at any time and for any reason upon written notice to the other parties. Termination will take effect sixty (60) days following the date of the written notice.
7. **GOVERNING LAW.** This MOU shall be governed by Massachusetts law. Any action to enforce or interpret this MOU shall be brought in a court of competent jurisdiction in Bristol County, Massachusetts.
8. **PURPOSE.** This MOU is to establish the understanding of the parties regarding the funding and operation of said channels with the recognition that all parties are part of the same municipality and nothing herein shall be construed to establish a binding contract among the parties hereto.
9. **ENTIRE AGREEMENT.** This MOU is the entire understanding and agreement between the parties and supersedes all prior negotiations, representations, or agreements, whether written or oral. This MOU may be amended only by written agreement signed by all parties.

City of Fall River:

By: Paul E. Coogan
 Paul E. Coogan
 Mayor, City of Fall River

FREDTV/FRGTV:

By: Rene A. Kochman
 Rene Kochman
 Director of Operations, FREDTV and FRGTV

Bristol Community College/FRCMedia:

By: Joyce Brennan
 Joyce Brennan
 Vice President of Marketing & Communications
 Bristol Community College



November 21, 2022

Via Email

Mayor Paul Coogan
Office of the Mayor
City of Fall River
One Government Center – Room 619
Fall River, MA 02722

Re: City of Fall River – Cable Television Renewal License

Dear Mayor Coogan:

Attached is the fully executed Cable Television Renewal License between the City of Fall River and Comcast which commenced on November 1, 2022.

Please feel free to contact me at Michael_Galla@cable.comcast.com should you have any questions.

Sincerely,

Michael Galla

Michael Galla, Sr. Manager
Government Relations

cc: Shonda Green – MA DTC (via email)
Denise Mason – Comcast Manager of Government & Regulatory Affairs (via email)
Comcast Corporate Franchising (via email)
Comcast Division Franchising and Finance (via email)

RENEWAL

CABLE TELEVISION RENEWAL LICENSE

FOR

**THE CITY OF FALL RIVER,
MASSACHUSETTS**

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FALL RIVER RENEWAL LICENSE

INTRODUCTION

WHEREAS, Comcast of Southern New England, Inc. (hereinafter "Licensee"), is the duly authorized holder of a renewal license to operate a cable television system in the City of Fall River, Massachusetts (hereinafter the "City"), said license having commenced on November 20, 2009;

WHEREAS, Licensee filed a written request for a renewal of its license by letter dated March 13, 2017 in conformity with the Cable Communications Policy Act of 1984 ("Cable Act") and filed a renewal proposal dated July 19, 2019;

WHEREAS, there has been an opportunity for public comment, as required by Section 626(h) of the Cable Act;

WHEREAS, the Issuing Authority has determined that the financial, legal, and technical ability of Licensee is reasonably sufficient to provide services, facilities, and equipment necessary to meet the future cable-related needs of the community, and desires to enter into this Renewal License with Licensee for the construction and continued operation of a cable system on the terms and conditions set forth herein; and

WHEREAS, the City's Mayor, as the Issuing Authority, finds that Licensee has complied with the terms of its previous license.

NOW THEREFORE, after due and full consideration, the Issuing Authority and Licensee agree that this Renewal License is issued upon the following terms and conditions:

ARTICLE 1

DEFINITIONS

SECTION 1.1 - DEFINITIONS

For the purpose of this Renewal License, capitalized terms, phrases, words, and abbreviations shall have the meanings ascribed to them in the Cable Communications Policy Act of 1984, as amended from time to time, 47 U.S.C. §§ 521 et seq. (the "Cable Act"), and Massachusetts General Laws Chapter 166A (M.G.L.c.166A), as amended from time to time, unless otherwise defined herein.

(a) Access Provider – shall mean the person, group or entity, or non-profit corporation, designated by the Issuing Authority for the purpose of operating and managing the use of Public, Educational and Governmental Access funding, equipment and channels on the cable television system in accordance with this Renewal License and 47 U.S.C. 531.

(b) Affiliate – Any corporation, partnership or other business entity that owns or controls, is owned or controlled by, or is under common ownership or control with Comcast but does not include Affiliated Entities that are not involved with the use, management, operation, construction, repair and/or maintenance of Comcast's Cable Systems.

(c) Basic Cable Service – shall mean the lowest tier of service which includes the retransmission of local television broadcast signals.

(d) Cable Act – shall mean the Cable Communications Policy Act of 1984, Public Law No. 98-549, 98 Stat. 2779 (1984), 47 U.S.C. 521 et. seq., amending the Communications Act of 1934, as further amended by the 1992 Cable Consumer Protection and Competition Act, Public Law No. 102-385 and the Telecommunications Act of 1996, Public Law No. 104-458, 110 Stat. 56 (1996) and as may be further amended.

(e) Cable Television System or Cable System – shall mean the facility owned, constructed, installed, operated and maintained by Licensee in the City of Fall River, consisting of a set of closed

transmission paths and associated signal generation, reception, and control equipment that is designed to provide cable service which includes video programming and which is provided to multiple subscribers within a community, but such term does not include (a) a facility that serves only to retransmit the television signals of one or more television broadcast stations; (b) a facility that serves subscribers without using any public right-of-way; (c) a facility of a common carrier which is subject, in whole or in part, to the provisions of Title II of the Cable Act, except that such facility shall be considered a cable system (other than for purposes of section 621(c) of the Cable Act) to the extent such facility is used in the transmission of video programming directly to subscribers unless the extent of such use is solely to provide interactive on-demand services; or (d) an open video system that complies with section 653 of this title, or (e) any facilities of any electric utility used solely for operating its electric utility systems.

(f) Cable Service – shall mean the one-way transmission to subscribers of (i) video programming, or (ii) other programming service, and subscriber interaction, if any, which is required for the selection or use of such video programming or other programming service.

(g) Department or DTC – shall mean the Massachusetts Department of Telecommunications and Cable established by Chapter 25C, Section 7 of the Massachusetts General Laws ("M.G.L.") and Chapter 19 of the Acts of 2007 or its successor.

(h) Drop – shall mean the coaxial cable that connects a home or building to the Subscriber Network or Video Return Line.

(i) Effective Date – November 1, 2022.

(j) FCC – shall mean the Federal Communications Commission or any successor governmental entity.

(k) Franchise Fee – shall mean the payments to be made by Licensee to the Issuing Authority, the City of Fall River and or any other governmental subdivision, such as an Access Provider, which shall have the meaning as set forth in Section 622(g) of the Cable Act.

(l) Gross Annual Revenues – shall mean the revenues received by the Licensee and/or its Affiliates derived from the operation of the Cable System to provide Cable Service, accrued in accordance with generally accepted accounting principles (GAAP in the United States), and shall include, without

limitation: the revenues derived from the distribution of any Cable Service over the Cable System; Basic Service monthly fees and all other Cable Service fees; any and all Cable Service fees and/or charges received from Subscribers; Installation, reconnection, downgrade, upgrade and any similar charges; interest earned on all Subscriber fees and/or charges collected; all digital Cable Service revenues; fees paid on all Subscriber fees ("Fee-on Fee"); all Commercial Subscriber Cable Service revenues (including bulk account revenues); Pay Cable, Premium Services and Pay-Per View revenues; video on demand Cable Services; converter, remote control and other Cable Service-related equipment rentals and/or leases or sales; fees paid for channels designated for commercial use; home shopping revenues; and advertising revenues. In the event that an Affiliate and/or any other Person is responsible for advertising, advertising revenues for purposes herein shall be deemed to be the pro-rata portion of the advertising revenues accrued by such Affiliate or other Person for such Affiliate's or other Person's use of the Cable System for the carriage of advertising. Gross Annual Revenues shall also include the gross revenue of any other Person which is derived directly from or in connection with the operation of the Cable System to the extent that said revenue is derived through a means which has the effect of avoiding payment of Franchise Fees to the City that would otherwise be paid herein. Gross Annual Revenues shall not include actual bad debt that is written off, consistent with GAAP; provided, however, that all or any part of any such actual bad debt that is written off, but subsequently collected, shall be included in Gross Annual Revenues in the period so collected.

(m) Issuing Authority – shall mean the Mayor of the City of Fall River, Massachusetts, or the lawful designee thereof.

(n) Licensee – shall mean Comcast of Southern New England, Inc., or any successor or transferee in accordance with the terms and conditions in this Renewal License.

(o) License Fee – shall mean the payments to be made by Licensee to the Issuing Authority, the City of Fall River and or any other governmental subdivision, which shall have the meaning as set forth in M.G.L.c. 166A, § 9.

(p) Multichannel Video Programming Distributor – shall mean a person such as, but not limited to, a cable operator, a multichannel multipoint distribution service, a direct broadcast satellite service, or

a television receive-only satellite program distributor, who makes available for purchase, by subscribers or customers, multiple channels of video programming.

(q) Outlet - shall mean an interior receptacle that connects a television set to the Cable Television System.

(r) PEG Access User - shall mean a Person utilizing the Cable Television System, including all related facilities for purposes of production and/or transmission of electronic or other signals, as opposed to utilization solely as a Subscriber.

(s) Person - shall mean any natural person or any association, firm, partnership, joint venture, corporation, or other legally recognized entity; whether for-profit or not-for profit, but shall not mean the Issuing Authority.

(t) Public Buildings - shall mean those buildings owned or leased by the Issuing Authority for municipal government administrative purposes, and shall not include buildings owned by Issuing Authority but leased to third parties or buildings such as storage facilities at which government employees are not regularly stationed.

(u) Public, Educational and Governmental Access Channel - shall mean a video channel designated for non-commercial use by the public, educational institutions such as public or private schools, but not "home schools," community colleges, and universities.

(v) Public, Educational and Government (PEG) Access Programming - shall mean non-commercial programming produced by any Fall River residents or organizations, schools and government entities and the use of designated facilities, equipment and/or channels of the Cable System in accordance with 47 U.S.C. 531 and this Renewal License.

(w) Public Way - shall mean the surface of, and the space above and below, any public street, highway, freeway, bridge, land path, alley, court, boulevard, sidewalk, way, lane, public way, drive, circle or other public right-of-way, including, but not limited to, public utility easements, dedicated utility strips, or rights-of-way dedicated for compatible uses and any temporary or permanent fixtures or improvements located thereon now or hereafter held by the Issuing Authority in the City of Fall River, which shall entitle Licensee to the use thereof for the purpose of installing, operating, repairing, and

maintaining the Cable System. Public Way shall also mean any easement now or hereafter held by the Issuing Authority within the City of Fall River for the purpose of public travel, or for utility or public service use dedicated for compatible uses, and shall include other easements or rights-of-way as shall within their proper use and meaning entitle Licensee to the use thereof for the purposes of installing, operating, and maintaining Licensee's Cable System over poles, wires, cables, conductors, ducts, conduits, vaults, manholes, amplifiers, appliances, attachments, and other property as may be ordinarily necessary and pertinent to the Cable System.

(x) Renewal License or License – shall mean this Agreement and any amendments or modifications in accordance with the terms herein.

(y) Signal – shall mean any transmission which carries Programming from one location to another.

(z) Standard Installation – shall mean the standard one hundred fifty foot (150') aerial Drop connection to the existing distribution system or the standard two hundred foot (200') underground Drop connection to the existing distribution system.

(aa) Subscriber – shall mean a Person or user of the Cable System who lawfully receives Cable Service with Licensee's express permission.

(ab) Subscriber Network – shall mean the trunk and feeder signal distribution network over which video and audio signals are transmitted to Subscribers.

(ac) City – shall mean the City of Fall River, Massachusetts.

(ad) Trunk and Distribution System – shall mean that portion of the Cable System for the delivery of Signals, but not including Drop Cable(s) to Subscriber's residences.

(ae) Video Programming or Programming – shall mean the programming provided by, or generally considered comparable to programming provided by, a television broadcast station.

ARTICLE 2

GRANT OF RENEWAL LICENSE

SECTION 2.1 - GRANT OF RENEWAL LICENSE

(a) Pursuant to the authority of M.G.L. c. 166A, and the Cable Act the Issuing Authority hereby grants a non-exclusive Renewal License to Comcast of Southern New England, Inc., authorizing and permitting Licensee to construct, operate and maintain a Cable Television System in the Public Way within the municipal limits of the City of Fall River. Nothing in this License shall be construed to prohibit Licensee from offering any service over its Cable System that is not prohibited by federal or state law.

(b) This Renewal License is granted under and in compliance with the Cable Act and M.G.L.c. 166A, and in compliance with all rules and regulations of the FCC and the DTC in force and effect during the period for which this Renewal License is granted.

(c) Subject to the terms and conditions herein, the Issuing Authority hereby grants to Licensee the right to construct, upgrade, install, operate and maintain a Cable Television System within the Public Way.

SECTION 2.2 - TERM: NON-EXCLUSIVITY [SEE M.G.L. c. 166A §3(d) and 13]

The term of this non-exclusive Renewal License shall be for a period of ten (10) years and shall commence on November 1, 2022 and shall expire at midnight on October 31, 2032.

SECTION 2.3 - POLE AND CONDUIT ATTACHMENT RIGHTS [SEE M.G.L. c. 166 §22-25]

Pursuant to M.G.L. c. 166, §§22-25, permission is hereby granted to Licensee to attach or otherwise affix including, but not limited to cables, wire, or optical fibers comprising the Cable Television System to the existing poles and conduits on and under public streets and ways, provided Licensee secures the permission and consent of the public utility companies to affix the cables and/or wires to their pole and conduit facilities. By virtue of this License the Issuing Authority grants Licensee equal standing with power and telephone utilities in the manner of placement of facilities on Public Ways.

SECTION 2.4 - RENEWAL [SEE M.G.L. c. 166A §13]

(a) In accordance with the provisions of federal law, M.G.L. c. 166A, § 13 and applicable regulations, this Renewal License shall be subject to additional renewals for the periods not to exceed ten (10) years or such other periods as allowed by law.

(b) In accordance with applicable law, any such renewal or renewals shall be upon mutual written agreement by Licensee and the Issuing Authority and shall contain such modified or additional terms as Licensee and the Issuing Authority may then agree.

SECTION 2.5 - RESERVATION OF AUTHORITY

Nothing in this Renewal License shall (A) abrogate the right of the Issuing Authority to perform any public works or public improvements of any description, (B) be construed as a waiver of any codes or bylaws/ordinances of general applicability and not specific to the Cable Television System, Licensee, or this License, or (C) be construed as a waiver or release of the rights of the Issuing Authority in and to the Public Ways.

This License is a contract and except as to those changes which are the result of the Issuing Authority's lawful exercise of its general police power, the Issuing Authority may not take any unilateral action which materially changes the explicit mutual promises in this License. Any changes to this License must be made in writing signed by the Licensee and the Issuing Authority. In the event of any conflict between this License and any Issuing Authority ordinance or regulation that is not generally applicable, such conflicts may be referred to a mutually agreed-upon arbitrator, or to a Court of appropriate jurisdiction. Notwithstanding any other provision of this License, Licensee reserves the right to challenge provisions of any ordinance, rule, regulation, or other enactment of the Issuing Authority that conflicts with its contractual rights under this License, either now or in the future.

SECTION 2.6 - NON-EXCLUSIVITY OF LICENSE

(a) Licensee acknowledges and agrees that the Issuing Authority reserves the right to grant one or more additional licenses or other authorizations to other Cable Service providers or wireline based video service providers within the City for the right to use and occupy the Public Ways or streets within the Issuing Authorities Jurisdiction. If any such additional or competitive license or other authorization is granted by the Issuing Authorities which, in the reasonable opinion of Licensee, contains more financially favorable or less burdensome terms or conditions than this Renewal License, including, but not limited to: franchise fees; payment schedules, insurance; system build-out requirements; performance bonds or similar instruments; public, education and government access channels and support; customer service standards; required reports and related record keeping; and notice and opportunity to cure breaches; the Issuing Authority agrees that it shall amend this Renewal License to include any more favorable or less burdensome terms or conditions.

(b) In the event an application for a new cable television license or other authorization is filed with the Issuing Authority, proposing to serve the City, in whole or in part, the Issuing Authority shall serve a copy of such application upon any existing licensee or incumbent cable operator by registered or certified mail or via nationally recognized overnight courier service within a reasonable time thereafter.

(c) To the extent allowed by applicable law(s), the grant of any additional cable television license(s) or other authorization shall be on equivalent terms and conditions as those contained in this Renewal License.

(d) The issuance of additional license(s) shall be subject to all applicable federal and state laws, including M.G.L. c. 166A and applicable regulations promulgated thereunder.

(e) In the event that Licensee believes that any additional license(s) or other authorization has been granted on terms or conditions more favorable or less burdensome than those contained in this Renewal License, the Issuing Authority shall convene a public hearing on such issue, within not more than thirty (30) days of receipt of a hearing request from Licensee. Along with said written request, Licensee shall provide the Issuing Authority with written reasons for its belief. At the public hearing, the Issuing Authority shall afford Licensee an opportunity to demonstrate that any such additional license(s) or other

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authorization are on terms more favorable or less burdensome than those contained in this Renewal License. Licensee shall provide the Issuing Authority with such financial or other relevant information as is reasonably requested.

(f) Should Licensee demonstrate that any such additional license(s) or other authorizations have been granted on terms and conditions more favorable or less burdensome than those contained in this Renewal License, the Issuing Authority shall make equitable amendments to this Renewal License within a reasonable time.

(g) In the event that Licensee demonstrates that an existing or future Cable Service provider or wireline based video service provider in the City has been provided relief by the Issuing Authority from any obligation of its license, then Licensee shall be awarded an equivalent amount of relief from the material obligations herein. Such relief shall be in writing and in the form of an amendment to this License. The Issuing Authority shall convene a public hearing on the issue within sixty (60) days of Licensee's notification to the Issuing Authority requiring such relief, unless otherwise mutually agreed to. License shall provide reasons for its belief in the notification. At the public hearing, the Issuing Authority shall afford Licensee an opportunity to demonstrate that any existing or future service providers in the City have been provided relief by the Issuing Authority from any obligation of its cable television license or other similar lawful authorization. Licensee shall provide the Issuing Authority with such financial or other relevant information as is reasonably requested to justify its belief; provided, however, that the parties' counsel mutually and reasonably deem said information is non-proprietary.

ARTICLE 3

SYSTEM SPECIFICATIONS AND CONSTRUCTION

SECTION 3.1 - AREA TO BE SERVED [SEE M.G.L. c. 166A §3(a)]

(a) Licensee shall make Cable Service available to every residential dwelling unit within the City where the minimum density is at least thirty (30) dwelling units per aerial mile and sixty (60) dwelling units per underground mile providing however, that any plant extension is measured from the existing Trunk and Distribution System and Licensee is able to obtain from property owners any necessary easements and/or permits in accordance with Cable Act. Licensee shall make service available to multiple dwelling units (MDU) where economically feasible and providing that Licensee is able to obtain from the property owners any necessary easements, permits and agreements to provide service to said MDU. Subject to the density requirement, Licensee shall offer Cable Service to all new homes or previously unserved homes located within one hundred fifty feet (150') of Licensee's Distribution Cable and/or within two hundred underground feet (200') of said Distribution Cable. For non-Standard Installations Licensee shall offer said service within ninety (90) days of a Subscriber requesting such for aerial Installations and one hundred eighty (180) days, weather permitting, of a Subscriber requesting such for underground Installations. With respect to areas of the City which are currently served by Licensee from a contiguous cable television system or currently unserved but could be served by abutting City(s) served by Licensee, Licensee shall have the option to serve such areas from its cable television system in such abutting City.

(b) Installation costs shall conform with the Cable Act. Any dwelling unit within an aerial one hundred fifty feet (150 ft.) of the Trunk and Distribution Cable shall be entitled to a Standard Installation rate in accordance with applicable federal and state laws. Underground Installs are considered non-standard Installations. All non-standard Installations shall be provided at a rate established by the Licensee in accordance with applicable federal and state laws.

(c) Provided Licensee has at least ninety (90) days' prior written notice concerning the opening of residential subdivision trenching, or of the installation of conduit for the location of utilities, it shall install its cable in such trenching or conduits or may seek permission to utilize alternative trenching or conduits within a comparable time frame. If a substantial quantity of cable is required for a large subdivision and said quantity is not in stock, Licensee shall be allowed additional time for said installation. The Issuing Authority, or its designee, shall exercise reasonable efforts to have the Planning Board and developers give timely written notice of trenching and underground construction to Licensee. Developer shall be responsible for the digging and back-filling of all trenches.

SECTION 3.2 - SUBSCRIBER NETWORK

Licensee shall maintain a Cable Television System, fully capable of providing Cable Service in accordance with applicable law, and at a minimum bandwidth of 750 MHz.

SECTION 3.3 - PARENTAL CONTROL CAPABILITY

(a) Pursuant to applicable law, upon request, and at no separate, additional charge, Licensee shall provide Subscribers with the capability to control the reception of any channel on the Cable System.

(b) The Issuing Authority acknowledges that the parental control capability may be part of a converter box and Licensee may charge Subscriber for use of said box.

SECTION 3.4---EMERGENCY ALERT OVERRIDE CAPACITY

Licensee shall comply with the FCC's Emergency Alert System ("EAS") regulations.

ARTICLE 4

TECHNOLOGICAL AND SAFETY STANDARDS

SECTION 4.1 - SYSTEM MAINTENANCE [SEE M.G.L. c. 166A §5]

(a) In installing, operating and maintaining equipment, cable and wires, Licensee shall avoid damage and injury to trees, structures and improvements in and along the routes authorized by the Issuing Authority, except as may be approved by the Issuing Authority if required for the proper installation, operation and maintenance of such equipment, cable and wires.

(b) The construction, maintenance and operation of the Cable Television System for which this Renewal License is granted shall be done in conformance with all applicable laws, bylaws/ordinances of general applicability, codes and regulations, including but not limited to OSHA, the National Electrical Safety Code, and the rules and regulations of the FCC as the same exist or as same may be hereafter changed or amended.

(c) Operating and maintenance personnel shall be trained in the use of all safety equipment and the safe operation of vehicles and equipment. Licensee shall install and maintain its equipment, cable and wires in such a manner as shall not interfere with any installations of the City or any public utility serving the City.

(d) All structures and all equipment, cable and wires in, over, under, and upon streets, sidewalks, alleys, and public rights of ways of the City, wherever situated or located shall at all times be kept and maintained in a safe and suitable condition and in good order and repair.

(e) The signal of any Broadcast station carried on the Cable Television System shall be carried without material degradation in quality at all subscribing locations within the limits imposed by the technical specifications of the Cable System and as set forth by the FCC. The Cable System shall be operated and maintained so as to comply with the technical standards set forth in the FCC's rules and regulations as they apply to cable television systems.

(f) Upon written notice from the Issuing Authority, Licensee shall remedy a general deficiency with respect to the technical standards described herein within three (3) months of receipt of notice and a

safety deficiency within forty-eight (48) hours of receipt of notice and shall notify the Issuing Authority when the deficiency has been corrected.

SECTION 4.2 - REPAIRS AND RESTORATION [SEE M.G.L.c. 166A §5(g)]

Whenever Licensee takes up or disturbs any pavement, sidewalk or other improvement of any public right of way or public place, the same shall be replaced and the surface restored in as good condition as possible as before entry as soon as practicable. If Licensee fails to make such restoration within a reasonable time, the Issuing Authority may fix a reasonable time for such restoration and repairs, and shall notify Licensee in writing of the restoration and repairs required and the time fixed for the performance thereof. Upon failure of Licensee to comply within the time specified, the Issuing Authority may cause proper restoration and repairs to be made and the expense of such work shall be paid by Licensee upon written demand by the Issuing Authority.

SECTION 4.3 - CABLE LOCATION

(a) In all areas of the City where all of the transmission and distribution facilities of all public or municipal utilities are installed underground, Licensee shall install its Cable System underground provided that such facilities are actually capable of receiving the Franchisee's cable and other equipment without technical degradation of the Cable System's signal quality.

(b) In all areas of the City where public utility lines are aerially placed, if subsequently during the term of the Renewal License such public utility lines are required by local ordinance or State law to be relocated aerially or underground, Licensee shall similarly relocate its Cable System if it is given reasonable notice and access to the public and municipal utilities facilities at the time that such are placed underground. Any costs incurred by Licensee for relocating utility poles or trenching for the placement of underground conduits shall be entitled to reimbursement of such relocation costs in the event public or private funds are raised for the project and made available to other users of the Public Way.

(c) Provided Licensee has at least ninety (90) days' prior written notice concerning the opening of residential subdivision trenching, or of the installation of conduit for the location of utilities, it shall

install its cable in such trenching or conduits or may seek permission to utilize alternative trenching or conduits within a comparable time frame. If a substantial quantity of cable is required for a large subdivision and said quantity is not in stock, Licensee shall be allowed additional time for said installation. The Issuing Authority, or its designee, shall exercise reasonable efforts to have the Planning Board and developers give timely written notice of trenching and underground construction to Licensee. Developer shall be responsible for the digging and back-filling of all trenches.

(d) Nothing in this Section shall be construed to require Licensee to construct, operate, or maintain underground any ground-mounted appurtenances such as customer taps, line extenders, system passive devices, amplifiers, power supplies, pedestals, or other related equipment.

SECTION 4.4 - TREE TRIMMING [SEE M.G.L. c. 166A §5(a)]

In installing, operating and maintaining equipment, cable and wires, the Licensee shall avoid all unnecessary damage to trees, structures, and improvements in and along the routes authorized by the Issuing Authority.

SECTION 4.5 – STRAND MAPS

Upon written request, the Licensee shall file with the Issuing Authority strand maps of the Cable System plant installed. Upon written request such strand maps shall also be provided in electronic format if they exist in such. The Licensee shall not be required to provide a particular type of electronic format which is different from the electronic format maintained by the Licensee.

SECTION 4.6 - BUILDING MOVES [SEE M.G.L. c. 166 §39]

(a) In accordance with applicable laws, Licensee shall, at its sole expense, upon the written request of any person holding a building moving permit issued by the City, temporarily raise or lower its wires to permit the moving of the building(s). Licensee shall be given not less than thirty (30) days' advance written notice to arrange for such temporary wire changes.

(b) In either case, Licensee shall have the right to seek reimbursement under any applicable insurance or government program for reimbursement.

SECTION 4.7 - DIG SAFE [SEE M.G.L. c. 82 §40]

Licensee shall comply with all applicable "dig safe" provisions pursuant to M.G.L.c. 82, § 40.

SECTION 4.8 - DISCONNECTION AND RELOCATION [SEE M.G.L. c. 166 §39]

(a) In accordance with applicable law, Licensee shall, at its sole cost and expense, protect, support, temporarily disconnect, relocate in the same street, or other Public Right of Ways, or remove from any street or any other Public Ways and places, any of its property as required by the Issuing Authority by reason of traffic conditions, public safety, street construction, change or establishment of street grade, or the construction of any public improvement or structure by any City department acting in a governmental capacity.

(b) In requiring Licensee to protect, support, temporarily disconnect, relocate or remove any portion of its property, the Issuing Authority shall treat Licensee the same as, and require no more of Licensee, than any other similarly situated utility.

(c) In either case, Licensee shall have the right to seek reimbursement under any applicable insurance or government program for reimbursement. All cable operators or public or municipal utility companies shall be treated alike if reimbursed for such costs by the City.

SECTION 4.9 - EMERGENCY REMOVAL OF PLANT

(a) If, at any time, in case of fire or disaster in the City, it shall be necessary in the reasonable judgment of the Issuing Authority to cut or move any of the wires, cable or equipment of the Cable Television System, the City shall have the right to do so without cost or liability, provided however that, wherever possible, the Issuing Authority gives Licensee written notice and the ability to relocate wires, cable or other equipment.

(b) In either case, Licensee shall have the right to seek reimbursement under any applicable insurance or government program for reimbursement. All cable operators or public or municipal utility companies shall be treated alike if reimbursed for such costs by the City.

SECTION 4.10 – PROHIBITION AGAINST RESELLING OF SERVICE

No Person shall resell, without the express prior written consent of Licensee, any Cable Service, program or signal transmitted over the Cable System by Licensee.

SECTION 4.11 – SERVICE INTERRUPTION

Except where there exists an emergency situation necessitating a more expeditious procedure, the Licensee may interrupt service for the purpose of repairing or testing the Cable Television System only during periods of minimum use and, if practical, only after a minimum of forty-eight (48) hours notice to all affected subscribers.

SECTION 4.12 – COMMERCIAL ESTABLISHMENTS

The Licensee shall make Cable Service(s) available to any commercial establishments in the City provided that said establishment(s) agrees to pay for construction, installation and monthly subscription costs as established by the Licensee, including any costs of extending the Trunk and Distribution System, if necessary in order to provide such Cable Service.

SECTION 4.13 – SERVICE OUTAGE NOTIFICATION

Upon written request, the Licensee shall explain any significant service outages in the City to the Issuing Authority and/or its designee(s).

**ARTICLE 5
PROGRAMMING**

SECTION 5.1 - BASIC CABLE SERVICE

Licensee shall make available a Basic Cable Service tier to all subscribers in accordance with 47 U.S.C. 534.

SECTION 5.2 - PROGRAMMING

(a) Pursuant to 47 U.S.C. 544, Licensee shall maintain the mix, quality and broad categories of Video Programming as set forth in Exhibit A. Pursuant to federal law, all Video Programming decisions, excluding PEG Access Programming, are at the sole discretion of Licensee.

(b) Licensee shall comply with 76.1603(c)(3)(i)(b) of the FCC Rules and Regulations as well as 207 CMR 10.02 of the Massachusetts DTC Rules and Regulations regarding notice of programming changes.

SECTION 5.3 - REMOTE CONTROLS

Licensee shall allow Subscribers to purchase remote control devices which are compatible with the converter installed by Licensee, if any, and allow the use of remotes. Licensee takes no responsibility for changes in its equipment or services that might render inoperable the remote control devices acquired by Subscribers.

SECTION 5.4 - STEREO TV TRANSMISSIONS

All Broadcast Signals that are transmitted to Licensee's headend in stereo shall be transmitted in stereo to Subscribers.

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SECTION 5.5 – CABLE CHANNELS FOR COMMERCIAL USE

Pursuant to 47 U.S.C. 532, Licensee shall make available channel capacity for commercial use by persons unaffiliated with Licensee. Rates for use of commercial access channels shall be negotiated between Licensee and the commercial user in accordance with federal law.

ARTICLE 6

PEG ACCESS CHANNEL(S) AND SUPPORT

SECTION 6.1 - PEG ACCESS CHANNEL(S)

(a) Use of a video channel for Public, Educational and Governmental ("PEG") Access shall be provided in accordance with federal law, 47 U.S.C. 531, and as further set forth below. Licensee does not relinquish its ownership of or ultimate right of control over a channel by designating it for PEG use. A PEG Access User – whether an individual, educational or governmental user – acquires no property or other interest by virtue of the use of a channel so designated, and may not rely on the continued use of a particular channel number, no matter how long the same channel may have been designated for such use. Licensee may not, however, change any PEG channel number without 30 days' notice to the Issuing Authority. Licensee shall not exercise editorial control over any public, educational, or governmental use of channel capacity, except Licensee may refuse to transmit any public access program or portion of a public access program that contains obscenity, indecency, or nudity pursuant to Section 611 of the Cable Act. The Issuing Authority shall be responsible for developing, implementing, interpreting and enforcing rules for PEG Access Channel use which shall ensure that PEG Access Channel(s) and PEG Access equipment will be available on a first-come non-discriminatory basis.

(b) Licensee shall make available three (3) channel(s) for Public, Educational, and Governmental (PEG) Access Programming to be used for public access video programming provided by the Issuing Authority or its designee, educational access video programming provided by the Issuing Authority or its designated educational institution(s), and governmental access video programming provided by the Issuing Authority.

(c) Upon written request and payment by the Issuing Authority, the Licensee shall, within twenty-four (24) months of the Effective Date of this License, purchase, install and operate standard definition serial digital interface (SD/SDI) equipment at the PEG Access video return hub for three (3) SD PEG Access Channels and one (1) HD PEG Access Channel. Said equipment shall be used for transport of said PEG Access signal(s) to Comcast's headend facility to enable the Issuing Authority, its designee(s) and/or the

Access Provider to cablecast their PEG Access Programming over the Subscriber Network PEG Access Downstream Channels. The Licensee shall provide the City with an invoice for the cost of the project which shall not exceed thirty thousand dollars (\$30,000). Prior to making any payment to the Licensee, the Licensee shall provide the Issuing Authority with a written invoice detailing the cost for said serial digital interface equipment. The Licensee shall own, maintain and repair and/or, if necessary, replace, said equipment for the entire term of this Renewal License.

(d) A Public, Educational and Governmental Access Channel may not be used to cablecast for-profit, political or commercial fundraising programs in any fashion. Unused capacity may be utilized by Licensee subject to the provisions set forth in subsection (c) below.

(e) In the event that the Issuing Authority, its designee(s) or other PEG Access User elects not to program a PEG Access channel for a period of one hundred twenty (120) days or more, the Licensee may thereafter use such channel capacity that is not being used for PEG Access purposes, subject to the right of the Issuing Authority to reclaim said channel capacity for its PEG Access use or the PEG Access use of its designee(s) or other Access Users.

SECTION 6.2 - PEG ACCESS PROVIDER

Beginning on the Effective Date, the Access Provider shall provide services to PEG Access Users and the City as follows:

- (1) Schedule, operate and program the PEG Access channels provided in accordance with Section 6.3 below;
- (2) Manage the annual funding, pursuant to Section 6.4 below;
- (3) Purchase, maintain and/or lease equipment, with the funds allocated for such purposes in Section 6.4 below;
- (3) Conduct training programs in the skills necessary to produce PEG Access Programming;
- (4) Provide technical assistance and production services to PEG Access Users;
- (5) Establish rules, procedures and guidelines for use of the PEG Access Channels;

- (6) Provide publicity, fundraising, outreach, referral and other support services to PEG Access Users;
- (7) Assist PEG Access Users in the production of Video Programming of interest to Subscribers and issues, events and activities; and
- (8) Accomplish such other tasks relating to the operation, scheduling and/or management of the PEG Access Channels, facilities and equipment as appropriate and necessary.

SECTION 6.3 - PEG ACCESS CABLECASTING

(a) In order that PEG Access Programming can be cablecast over Licensee's downstream PEG Access Channel, all PEG Access Programming shall be modulated, then transmitted from an origination location listed in Exhibit B to Licensee-owned headend or hub-site on a Licensee-owned upstream channel made available, without charge, to the City for its use. At Licensee-owned headend or hub-site, said PEG Access Programming shall be retransmitted in the downstream direction on two Licensee-owned Subscriber Network downstream PEG Access Channels.

(b) Licensee shall own, maintain, repair and/or replace any Licensee-owned headend or hub-site audio and/or video signal processing equipment maintained at the City's hub. The City and/or PEG access provider shall own, maintain, repair and/or replace studio and/or portable modulators and demodulators located at the local origination sites identified in Exhibit B. The demarcation point between Licensee's equipment and the City's or PEG Access provider's equipment shall be at the output of the City's and/or the PEG Access provider's modulator(s) at any of the origination locations in Exhibit B.

(c) There shall be no charge to the City, its Issuing Authority, the Access Provider or Access Users for the provision of PEG Access Origination, video return or cable casting as required by this Section 6.3.

SECTION 6.4 - PEG ACCESS SUPPORT

(a) Licensee shall provide a Franchise Fee to the Issuing Authority, or its designee, for PEG Access purposes, equal to five percent (5%) of its Gross Annual Revenues, less applicable License Fees and

assessments from any state or other governmental agencies, effective November 1, 2022. Said Franchise Fee shall be used for salaries, operating and other expenses related to PEG Access programming operations, equipment and/or facilities. Said five percent (5%) Franchise Fee shall be made to the Issuing Authority, or its designee, on a quarterly basis. Licensee shall provide payments on or before each February 15th, May 15th, August 15th, and November 15th based on Gross Revenues from the previous calendar quarter.

(b) The Licensee shall provide capital funding to the Issuing Authority or its Access Designee for capital costs for public, educational or governmental (PEG) access facilities (the "PEG Access Capital Funding") in the amount of One Million Six Hundred Thousand Dollars (\$1,600,000). First payment of \$160,000 will be issued within 90 days of the effective date and the following nine (9) payments will be issued on or before the below referenced dates, as follows:

December 1, 2023	\$160,000
December 1, 2024	\$160,000
December 1, 2025	\$160,000
December 1, 2026	\$160,000
December 1, 2027	\$160,000
December 1, 2028	\$160,000
December 1, 2029	\$160,000
December 1, 2030	\$160,000
December 1, 2031	\$160,000

SECTION 6.5 - PROGRAMMING EXCLUSIVITY AND NON-COMPETITION

(a) The Issuing Authority, or its designee, agrees that it will not use its designated PEG Access channel(s), equipment, or other facilities to provide for-profit commercial services which have the effect of competing with Licensee's business. In addition, any Video Programming produced under the provisions of this Article 6 shall not be commercially distributed to a competing Multichannel Video Programming Distributor without the written consent of Licensee.

(b) Nothing in this Section 6.5 shall prohibit the Issuing Authority or its designee from having memberships, sponsorships, underwriting or acknowledgements (such as underwriting and

acknowledgements displayed by the Public Broadcasting System), to the extent not otherwise prohibited by applicable law or regulation.

SECTION 6.6 – INTERCONNECTION WITH COMPETING CABLE LICENSEE

In the event a License is issued by the Issuing Authority to a competing Licensee, the competing Licensee may not connect its system to Licensee's current system for purposes of obtaining PEG Access Programming from the Licensee's PEG Access channels without the prior written consent of Licensee.

SECTION 6.7 – PEG ACCESS PROGRAMMING INDEMNIFICATION

The Issuing Authority and/or the Access Provider shall indemnify the Licensee for any liability, loss or damage it may suffer due to violation of the intellectual property rights of third parties or arising out of the content of programming aired on any PEG channel and from claims arising out of the Issuing Authority's rules for or administration of PEG Access Programming.

SECTION 6.8 – MISCELLANEOUS PEG ACCESS MATTERS

(a) It shall be the Licensee's sole responsibility to ensure that said PEG Access Programming is properly switched electronically to the appropriate Downstream Channel, in an efficient and timely manner. The demarcation point between the equipment owned, operated and maintained by the Licensee and the equipment owned, operated and maintained by the City and/or its Access Designee shall be the output of the City and/or the Access Designee modulator at any of the origination sites listed in Exhibit B or constructed pursuant to Section 3.2 above.

(b) The Licensee shall monitor the PEG Access Channels, including any video origination channels used for upstream Access originations, for technical quality and shall ensure that such channels are maintained at standards commensurate with those which apply to the Cable System's commercial channels. Upon the written request of the Issuing Authority, the Licensee shall make available a copy of its most recent annual performance tests.

(c) Licensee may require access to the City and/or its Access Designee owned modulator(s) for the purpose of testing and/or adjusting output levels of the modulator(s) and Licensee shall test and adjust the output levels if reasonably needed, however, Licensee may require the Issuing Authority or its Access Designee, as applicable, to first test and determine if end-user equipment is the source of apparent signal problems, if any.

(d) The Issuing Authority or its Access Designee may require members of the public to assume individual responsibility for any PEG Access program-based liability including but not limited to liability for copyright infringement or defamation, and to hold the City and Licensee harmless for same, subject to Cable Act and FCC requirements. It is the intent of the parties that producers be on notice that neither the Licensee nor the Issuing Authority shall assume editorial responsibility for such individual's local productions and therefore are not liable for the errors, if any, of such individual local access producers. Further, The Issuing Authority or its Access Designee may, at its discretion, adopt and enforce lawful Access Programming rules and guidelines.

(e) Tender or acceptance of any payment shall not be construed as an accord that the amount paid is correct, nor shall such acceptance of payment be construed as a release of any claim that the Issuing Authority may have for payment.

(f) Consistent with the current underwriting standards for charitable, non-profit, non-commercial television stations, notices of support and underwriting may be included within or adjacent to PEG Access Programming on the Access Channels

ARTICLE 7

CUSTOMER SERVICE AND CONSUMER PROTECTION

SECTION 7.1 - CUSTOMER SERVICE

(a) Licensee shall comply with all customer service regulations of the FCC (47 CFR §76.1603 and §76.309) as they exist or as they may be amended from time to time. Likewise, Licensee shall comply with the customer service regulations, 207 CMR §10.00 et seq promulgated by the Department as they exist or as they may be amended from time to time.

(b) The Licensee shall maintain a publicly listed, toll-free, customer service number for the general purpose of serving customer needs including receiving and resolving complaints, including without limitation, those regarding service, equipment malfunctions or billing and collection disputes.

SECTION 7.2 - CUSTOMER SERVICE CALL CENTER

The Licensee shall maintain and operate its customer service call center twenty-four (24) hours a day, seven (7) days a week, including holidays. The Licensee reserves the right to modify its business operations with regard to such customer service call center. The Licensee shall comply with all state and federal requirements pertaining to the hours of operation of such customer service call center.

SECTION 7.3 - CONSUMER COMPLAINT PROCEDURES [SEE M.G.L. c. 166A §10]

Complaints by any Person as to the operation of the Cable System may be filed in writing with the Department or with the Issuing Authority, each of which shall within ten (10) days forward copies of such complaints to the other. The Issuing Authority and the Department shall be notified by Licensee on forms to be prescribed by the Department not less than annually, of the complaints of subscribers received during the reporting period and the manner in which they have been met, including the time required to make any necessary repairs or adjustments.

SECTION 7.4 - PROTECTION OF SUBSCRIBER PRIVACY

Licensee shall comply with all applicable federal and state privacy laws and regulations, including 47 U.S.C. 551 and regulations adopted pursuant thereto.

SECTION 7.5 - PROPRIETARY INFORMATION

Notwithstanding anything to the contrary set forth in this License, Licensee shall not be required to disclose information which it reasonably deems to be proprietary or confidential in nature. The Issuing Authority agrees to treat any information disclosed by Licensee as confidential and only to disclose it to those employees, representatives, and agents of the Issuing Authority that have a need to know in order to enforce this License and who shall agree to maintain the confidentiality of all such information. Licensee shall not be required to provide Subscriber information in violation of 47 U.S.C. 551 or any other applicable federal or state privacy law. For purposes of this Section, the terms "proprietary or confidential" include, but are not limited to, information relating to the Cable System design, customer lists, marketing plans, financial information unrelated to the calculation of franchise fees or rates pursuant to FCC rules, or other information that is reasonably determined by Licensee to be competitively sensitive. In the event that the Issuing Authority receives a request under a state "sunshine," public records or similar law for the disclosure of information Licensee has designated as confidential, trade secret or proprietary, the Issuing Authority shall notify Licensee of such request and, to the extent permitted by law, cooperate with Licensee in opposing such request.

SECTION 7.6 - EMPLOYEE IDENTIFICATION CARDS

All of Licensee's employees, including repair and sales personnel, entering private property shall be required to carry an employee photo identification card issued by Licensee.

SECTION 7.7 - SERVICE INTERRUPTIONS [SEE M.G.L. c. 166A §5(1)]

In the event that the Licensee's service to any Subscriber is completely interrupted for twenty-four (24) or more consecutive hours, the Licensee will grant such Subscriber a pro rata credit or rebate upon

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request, on a daily basis, of that portion of the service charge during the next consecutive billing cycle, or at its option, apply such credit to any outstanding balance then currently due. In the instance of other individual subscriber service interruptions, credits shall be applied as described above after due notice to the licensee from the subscriber.

ARTICLE 8

PRICES AND CHARGES

SECTION 8.1 - PRICES AND CHARGES

(a) All rates, fees, charges, deposits and associated terms and conditions to be imposed by Licensee or any affiliated Person for any Cable Service as of the Effective Date shall be in accordance with applicable FCC's rate regulations [47 U.S.C. 543]. Before any new or modified rate, fee, or charge is imposed, Licensee shall follow the applicable FCC and State notice requirements and rules and notify affected Subscribers, which notice may be by any means permitted under applicable law. Nothing in this Renewal License shall be construed to prohibit the reduction or waiver of charges in conjunction with promotional campaigns for the purpose of attracting or retaining Subscribers.

(b) The Issuing Authority acknowledges that under the 1992 Cable Television Consumer Protection and Competition Act, certain costs of Public, Educational and Governmental ("PEG") Access and other license/franchise requirements, may be passed through to the Subscribers in accordance with federal law.

**ARTICLE 9
REGULATORY OVERSIGHT**

SECTION 9.1 - INDEMNIFICATION

Licensee shall indemnify, defend and hold harmless the Issuing Authority, its officers, employees, and agents from and against any liability or claims resulting from property damage or bodily injury (including accidental death) that arise out of Licensee's construction, operation, maintenance or removal of the Cable System, including, but not limited to, reasonable attorney's fees and costs, provided that the Issuing Authority shall give Licensee timely written notice of its obligation to indemnify and defend the Issuing Authority, in sufficient time to prevent the entry of a default judgment against the City. If the Issuing Authority determines that it is necessary for it to employ separate counsel, the costs for such separate counsel shall be the responsibility of the Issuing Authority.

SECTION 9.2 - INSURANCE

(a) Licensee shall carry insurance throughout the term of this Renewal License and any removal period pursuant to M.G.L.c. 166A, § 5(c) with an insurance company authorized to conduct business in Massachusetts satisfactory to the Issuing Authority protecting, as required in this Renewal License, Licensee and listing the City as an additional insured, against any and all claims for injury or damage to persons or property, both real and personal, caused by the construction, installation, operation, maintenance or removal of its Cable System. The amount of such insurance against liability for damage to property shall be no less than One Million Dollars (\$1,000,000) as to any one occurrence. The amount of such insurance for liability for injury or death to any person shall be no less than One Million Dollars (\$1,000,000). The amount of such insurance for excess liability shall be Five Million Dollars (\$5,000,000) in umbrella form.

(b) Licensee shall carry insurance against all claims arising out of the operation of motor vehicles and general tort or contract liability in the combined single limit amount of One Million Dollars (\$1,000,000).

(c) All insurance coverage, including Workers' Compensation, shall be maintained throughout the period of this Renewal License. All expenses incurred for said insurance shall be at the sole expense of Licensee. Policy will contain a provision that the Issuing Authority will receive thirty (30) days' written notice prior to any cancellation.

(d) Licensee shall provide Issuing Authority with certificate(s) of insurance for all policies required herein upon expiration of policies.

SECTION 9.3 - PERFORMANCE BOND

(a) Licensee has submitted and shall maintain throughout the duration of this Renewal License and any removal period pursuant to M.G.L. c. 166A, § 5(k) a performance bond in the amount of Twenty-five Thousand Dollars (\$25,000) running to the City with a surety company satisfactory to the Issuing Authority to guarantee the following terms:

- (1) the satisfactory completion of the installation and operation of the Cable System in the time schedule provided herein and otherwise of M.G.L. c. 166A, § 5(a), (m) and (n);
- (2) the satisfactory restoration of pavements, sidewalks and other improvements in accordance with M.G.L. c. 166A, § 5(g);
- (3) the indemnity of the City in accordance with M.G.L. c. 166A, § 5(b); and
- (4) the satisfactory removal or other disposition of the Cable System in accordance with M.G.L. c. 166A, § 5(f).

(b) Licensee shall not reduce the amount or cancel said bond, or materially change the terms of said bond from the provisions of Section 9.3(a) herein without the Issuing Authority's prior written consent. The Issuing Authority shall not unreasonably withhold its consent.

SECTION 9.4 - LICENSE FEES

(a) During the term of the Renewal License the annual License Fee payable to the Issuing Authority shall be the maximum allowable by law, per Subscriber served as of the last day of the

preceding calendar year, payable on or before March 15th of the said year. Pursuant to M.G.L. c. 166A, § 9, this fee is currently fifty cents (\$.50) per Subscriber, but not less than Two Hundred Fifty Dollars (\$250) annually.

(b) In accordance with Section 622(b) of the Cable Act, Licensee shall not be liable for a total financial commitment pursuant to this Renewal License and applicable law in excess of five percent (5%) of its Gross Annual Revenues; provided, however, that said five percent (5%) shall also include (i) the PEG Access Annual Support (Section 6.4) and (ii) any amounts included in the term "Franchise Fee" pursuant to Section 622(g)(1) of the Cable Act, but shall not include the following: (i) interest due herein to the Issuing Authority because of late payments; and (ii) any other exclusion to the term "Franchise Fee" pursuant to Section 622(g)(2) of the Cable Act.

(c) All payments by Licensee to the City pursuant to this Section shall be made payable to the City unless otherwise agreed to in writing by the parties, and unless the Issuing Authority authorizes payment directly to its designee.

SECTION 9.5 - REPORTS

(a) Licensee shall file annually with the Department on forms prescribed by the Department, a sworn statement of its revenues and expenses for official use only. In addition, Licensee shall also file with the Department, a financial balance sheet and statement of ownership which shall be supplied upon written request of the Issuing Authority. These requirements shall be subject to the regulations of the Department.

(b) In addition, Licensee shall maintain for public inspection all records required by the FCC and as specified in 47 CFR §76.305 in the manner prescribed therein.

SECTION 9.6 - EQUAL EMPLOYMENT OPPORTUNITY

Licensee is an Equal Opportunity Employer and shall comply with applicable FCC regulations with respect to Equal Employment Opportunities.

SECTION 9.7 - REVOCATION OF LICENSE

The License Issued hereunder may, after due written notice and hearing per Section 9.8 (Notice and Opportunity to Cure), be subject to liquidated damages per Section 9.9, or be revoked by the Issuing Authority or the Cable Division for any of the following reasons:

- (a) For false or misleading statements in, or material omissions from, the application submitted under M.G.L. c. 166A, § 4;
- (b) For failure to file and maintain the performance bond as described in Section 9.3 (Performance Bond) or to maintain insurance as described in Section 9.2 (Insurance);
- (c) For repeated violations, as determined by the Department, of commitments of the license as set forth in M.G.L. c. 166A, § 5(i);
- (d) For repeated failure, as determined by the Department, to maintain signal quality pursuant to the standards provided for by the FCC and/or Department;
- (e) For any transfer or assignment of the Renewal License or control thereof without consent of the Issuing Authority in violation of Section 9.9 herein;
- (f) For repeated failure to comply with the material terms and conditions herein required by M.G.L. c. 166A, §5; and
- (g) For failure to complete construction in accordance with the provisions of the Renewal License.

SECTION 9.8 - NOTICE AND OPPORTUNITY TO CURE

In the event that the Issuing Authority has reason to believe that Licensee has defaulted in the performance of any or several material provisions of this Renewal License, except as excused by Force Majeure, the Issuing Authority shall notify Licensee in writing, by certified mail, of the material provision or provisions which the Issuing Authority believes may have been in default and the details relating thereto. Licensee shall have thirty (30) days from the receipt of such notice to:

(a) respond to the Issuing Authority in writing, contesting the Issuing Authority's assertion of default and providing such information or documentation as may be necessary to support Licensee's position; or

(b) cure any such default (and provide written evidence of the same), or, in the event that by nature of the default, such default cannot be cured within such thirty (30) day period, to take reasonable steps to cure said default and diligently continue such efforts until said default is cured. Licensee shall report to the Issuing Authority, in writing, by certified mail, at forty-five (45) day intervals as to Licensee's efforts, indicating the steps taken by Licensee to cure said default and reporting Licensee's progress until such default is cured.

(c) In the event that (i) Licensee fails to respond to such notice of default; and/or (ii) Licensee fails to cure the default or to take reasonable steps to cure the default within the required forty-five (45) day period; the Issuing Authority or its designee shall promptly schedule a public hearing no sooner than fourteen (14) days after written notice, by certified mail, to Licensee. Licensee shall be provided reasonable opportunity to offer evidence, question witnesses, if any, and be heard at such public hearing.

(d) Within thirty (30) days after said public hearing, the Issuing Authority shall issue a written determination of its findings. In the event that the Issuing Authority determines that Licensee is in such default, the Issuing Authority may determine to pursue any lawful remedy available to it.

(e) In the event that (i) the Issuing Authority fails to issue a written reply within 30 days accepting or rejecting Licensee's response pursuant to 9.8(a) above; (ii) the Issuing Authority fails to issue a written acknowledgement after Licensee's notice that it cured said default pursuant to 9.8(b) above; and/or (iii) the Issuing Authority fails to schedule a public hearing no later than thirty (30) days of having sent a written notice consistent with Section 9.8(c) above and/or (iv) the Issuing Authority fails to issue a written determination within thirty (30) days after the public hearing pursuant to Section 9.8(d) above, then that claim of default against Licensee by the Issuing Authority shall be considered null and void.

SECTION 9.9 – LIQUIDATED DAMAGES

(a) For the violation of any of the following provisions of this Renewal License, liquidated damages shall be paid by the Licensee to the City, subject to Section 9.8 (Notice and Opportunity to Cure) above. Any such liquidated damages shall be assessed as of the date that the Licensee receives written notice, by certified mail, pursuant to Section 9.8 (Notice and Opportunity to Cure) above, of the provision(s) which the Issuing Authority believes to be in default, unless cured pursuant to Section 9.8 (Notice and Opportunity to Cure) above.

- (1) For failure to extend service to any resident in accordance with Article 3 (Area to be served) herein, One Hundred and Fifty Dollars (\$150) per day, for each day that such non-compliance continues.
- (2) For failure to request the advance, written approval of the Issuing Authority for any transfer of the Renewal License in accordance with Section 9.10 (Transfer or Assignment) herein, One Hundred and Fifty Dollars (\$150.00) per day, for each day that such non-compliance continues;
- (3) For failure to comply with the FCC's Customer Service Obligations, and the Massachusetts DTC Billing Practices Regulation 207 CMR §10.01 et seq., as set forth in Sections 7.1 and 7.2, and as each may from time to time be amended. Fifty Dollars (\$50.00) for each day that any such non-compliance continues;
- (4) For failure to operate and maintain the Cable Television System, in accordance with Sections 4.1 (Subscriber Network) and Section 6.3 (PEG Cablecasting) herein, Fifty Dollars (\$50.00) per day, for each day such non-compliance continues;
- (5) For failure to comply with the PEG Access commitments contained in Article 6 (PEG Access Channels and Support) herein, Fifty Dollars (\$50.00) per day, for each day such non-compliance continues longer than 30 days;
- (6) For failure to maintain the bonds and insurance required by Article 9 (Insurance and Performance Bonds) herein, One Hundred Dollars (\$100.00) per day, for each day of non-compliance.

(b) all similar violations or failures from the same factual events affecting multiple Subscribers shall be assessed as a single violation, and each violation or a failure may only be assessed as a single material violation.

SECTION 9.10 - TRANSFER OR ASSIGNMENT

This Renewal License or control hereof shall not be transferred or assigned without the prior written consent of the Issuing Authority, which consent shall not be arbitrarily or unreasonably withheld. The consent of the Issuing Authority shall be given only after a hearing upon written application therefor on forms prescribed by the Department. Pursuant to 207 CMR 4.01(2), a transfer or assignment of a license or control thereof between commonly controlled entities, between affiliated companies, or between parent and subsidiary corporations, shall not constitute a transfer or assignment of a license or control thereof under M.G.L.c.166A Section 7. Under 207 CMR 4.00, an "affiliated company" is any person or entity that directly or indirectly or through one or more intermediaries, controls, is controlled by, or is under common control with another person or entity. The application for consent to an assignment or transfer shall be signed by Licensee and by the proposed assignee or transferee or by their representatives, evidence of whose authority shall be submitted with the application. Within thirty (30) days of receiving a request for consent, the Issuing Authority shall, in accordance with State and FCC rules and regulations, notify Licensee in writing of the additional information, if any, it requires to determine the legal, financial, technical and managerial qualifications of the transferee or new controlling party. If the Issuing Authority has not taken action on Licensee's request for consent within one hundred twenty (120) days after receiving such request, consent shall be deemed given.

SECTION 9.11 - REMOVAL OF SYSTEM

Upon termination of this Renewal License or denial of any renewal hereof by passage of time or otherwise in accordance with applicable law and after all appeals from any judicial determination are exhausted and final, Licensee shall remove its supporting structures, poles, transmission and distribution systems and other appurtenances from the streets, ways, lanes, alleys, parkways, bridges, highways, and

other public and private places in, over, under, or along which they are installed and shall restore the areas to their original condition. If such removal is not completed within six (6) months of such termination, the Issuing Authority or property owner may deem any property not removed as having been abandoned. Notwithstanding the above, Licensee shall not be required to remove its Cable System, or to relocate the Cable System, or to sell the Cable System, or any portion thereof as a result of termination, denial of renewal, or any other lawful action to forbid or disallow Licensee from providing Cable Service, if the Cable System is actively being used to facilitate any other services not governed by the Cable Act.

SECTION 9.12 - INCORPORATION BY REFERENCE

All presently and hereafter applicable conditions and requirements of federal, state and generally applicable local laws, including but not limited to M.G.L.c. 166A, and the rules and regulations of the FCC and the Department, as they may be amended from time to time, are incorporated herein by reference, to the extent not enumerated herein. However, no such generally applicable local laws, rules, regulations and codes, as amended, may alter the obligations, interpretation and performance of this Renewal License to the extent that any provision of this Renewal License conflicts with or is inconsistent with such generally applicable local laws, rules or regulations.

SECTION 9.13 - NO THIRD PARTY BENEFICIARIES

Nothing in this Renewal License is intended to confer third-party beneficiary status on any member of the public to enforce the terms of this Renewal License.

SECTION 9.14 NON-PERFORMANCE BY LICENSEE

(a) The payment of damages for violations under this License shall not be deemed to excuse the violation, unless said payment is made pursuant to a settlement agreement that resolves the violation.

Renewal Cable Television License for the City of Fall River, MA
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(b) Failure of the City to enforce the performance of any term of this License shall not be deemed a waiver of its right to insist upon the subsequent performance of that term.

ARTICLE 10

MISCELLANEOUS

SECTION 10.1 - SEVERABILITY

If any section, subsection, sentence, clause, phrase, or other portion of this Renewal License is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body, or other authority of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

SECTION 10.2 - FORCE MAJEURE

If, for any reason of force majeure Licensee is unable in whole or in part to carry out its obligations hereunder, said Licensee shall not be deemed in violation or default during the continuance of such inability. Unless further limited elsewhere in this Renewal License, the term "force majeure" as used herein shall have the following meaning: strikes; acts of god; public health emergencies; acts of public enemies; orders of any kind of the government of the United States of America or of the Commonwealth of Massachusetts or any of their departments, agencies, political subdivision, or officials, or any civil or military authority; Insurrections; riots; epidemics; landslides; lightning; earthquakes; tornadoes; fires; hurricanes; volcanic activity; storms; floods; washouts; droughts; environmental restrictions; arrests; civil disturbances; explosions; partial or entire failure of utilities; unavailability of materials and/or essential equipment; environmental restrictions or any other cause or event not reasonably anticipated or within Licensee's control.

SECTION 10.3 - NOTICES

(a) Every notice to be served upon the Issuing Authority shall be delivered or sent by certified mail (postage prepaid) nationally recognized overnight courier service or other means as allowed by applicable law to the following address or such other address as the Issuing Authority may specify in writing to Licensee.

City of Fall River
Attn: Mayor
One Government Center
Fall River, MA 02722

(b) Every notice served upon Licensee shall be delivered or sent by certified mail (postage prepaid) to the following address or such other address as Licensee may specify in writing to the Issuing Authority.

Comcast Cable Communications, Inc.
Attn: Vice President of Government Affairs
5 Omni Way
Chelmsford, MA 01824

with copies to:

Comcast Cable Communications, Inc.
Attn: Senior Vice President, Government Affairs
676 Island Pond Road
Manchester, NH 03109

Comcast Cable Communications, Inc.
Attn: Government Affairs
One Comcast Center
Philadelphia, PA 19103

(c) Delivery of such notices shall be equivalent to direct personal notice, direction or order, and shall be deemed to have been given at the time of receipt.

SECTION 10.4 - ENTIRE AGREEMENT

This Instrument contains the entire agreement between the parties, supersedes all prior agreements or proposals except as specifically incorporated herein, and cannot be changed without written amendment.

SECTION 10.5 - CAPTIONS

The captions to sections throughout this Renewal License are intended solely to facilitate reading and reference to the sections and provisions of the Renewal License. Such sections shall not affect the meaning or interpretation of the Renewal License.

SECTION 10.6 - WARRANTIES

Licensee warrants, represents and acknowledges that, as of the Effective Date of this Renewal License:

- (a) Licensee is duly organized, validly existing and in good standing under the laws of the State;
- (b) Licensee has the requisite power and authority under applicable law and its by-laws and articles of incorporation and/or other organizational documents, is authorized by resolutions of its Board of Directors or other governing body, and has secured all consents which are required to be obtained as of the date of execution of this Renewal License, to enter into and legally bind Licensee to this Renewal License and to take all actions necessary to perform all of its obligations pursuant to this Renewal License;
- (c) This Renewal License is enforceable against Licensee in accordance with the provisions herein; and
- (d) There is no action or proceedings pending or threatened against Licensee which would interfere with performance of this Renewal License.

SECTION 10.7 - APPLICABILITY OF RENEWAL LICENSE

All of the provisions in this Renewal License shall apply to the City, Licensee, and their respective successors and assigns.

**EXHIBIT A
PROGRAMMING**

Licensee shall provide the following broad categories of Video Programming:

- News Programming;
- Sports Programming;
- Public Affairs Programming;
- Children's Programming;
- Entertainment Programming; and
- Local Programming.

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EXHIBIT B

VIDEO ORIGATION LOCATIONS

Fall River Community Media (BCC)

777 Elsbree Street

Fall River City Hall

One Government Center

Durfee High School

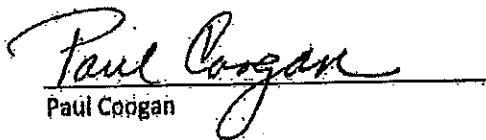
460 Elsbree Street

*Renewal Cable Television License for the City of Fall River, MA
Term: November 1, 2022 - October 31, 2032 (10 yrs)*

WITNESS OUR HANDS AND OFFICIAL SEAL, THIS 17th DAY OF November, 2022.

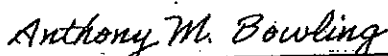
CITY OF FALL RIVER, MA

By: Mayor


Paul Coogan

Comcast of Southern New England, Inc.

By: Anthony Bowling


Sr. Vice President
Greater Boston Region

Approved as to Form and Manner of Execution Only:


Alan J. Rumsey
Corporate Counsel, City of Fall River



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2026 JUL -9 P 3:09

CITY CLERK
FALL RIVER, MA

July 9, 2026

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

Dear Honorable Council Members:

Massachusetts General Laws Chapter 44, § 53E½ require spending limits be established for revolving funds for use by the City, departments, boards, committees, agencies and officers in connection with the operation of programs or activities that generate fees, charges or other receipts to support all or some of the expenses of those programs or activities.

Your approval of the associated appropriation order is respectfully requested to establish authorized spending limits for the following Revolving Funds for FY2027:

Fire Department	\$50,000	Hazardous Material Recovery
Community Services	\$50,000	Cleaning & Securing Buildings
Community Services	\$1,700,000	Demolition
Community Maintenance	\$5,000	Home Composting
Police Department	\$6,000	Moorings Maintenance
Police Department	\$80,000	Police Cruiser
School Dept	\$150,000	Summer Tuition
School Dept	\$125,000	Athletic Events
School Dept	\$31,000	Music Revolving
School Dept	\$5,000	School Store
School Dept	\$250,000	Daycare Services

School Dept	\$175,000	School Buildings Use
CVTE Revolving Fund	\$350,000	Durfee High School
Library	\$20,000	Library Programs

Should you have any questions or concerns in this regard, please do not hesitate to contact Emily Arpke or me.

Best Regards,



Paul E. Coogan
Mayor

City of Fall River, *In City Council*

Ordered, that under the provisions of Massachusetts General Laws, Chapter 44, Section 53 E ½, the City of Fall River by vote of the City Council, hereby establishes authorized spending limits for the following Revolving Funds for FY2027:

Fire Department	\$50,000	Hazardous Material Recovery
Community Services	\$50,000	Cleaning & Securing Buildings
Community Services	\$1,700,000	Demolition
Community Maintenance	\$5,000	Home Composting
Police Department	\$6,000	Moorings Maintenance
Police Department	\$80,000	Police Cruiser
School Dept	\$150,000	Summer Tuition
School Dept	\$125,000	Athletic Events
School Dept	\$31,000	Music Revolving
School Dept	\$5,000	School Store
School Dept	\$250,000	Daycare Services
School Dept	\$175,000	School Buildings Use
CVTE Revolving Fund	\$350,000	Durfee High School
Library	\$20,000	Library Programs



PAUL E. COOGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2026 JUL -9 P 3:09

CITY CLERK
FALL RIVER, MA

July 9, 2026

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. \$331,636.27 That the sum of \$331,636.27 be, and the same is, hereby appropriated to the OPIOID SETTLEMENT REVOLVING FUND, Transfer from OPIOID STABILIZATION FUND.

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

Best Regards,

Paul E. Coogan
Mayor

6



**HEALTH &
HUMAN SERVICES**
CITY OF FALL RIVER

July 9, 2026

Dear Mayor Coogan,

I am respectfully requesting that a total of \$331,636.27 of Opioid Settlement Funds be allocated to continue the following projects:

OPD-1 Enhancement without Encampment (EWE)

Request: \$100,000

Total Funding received to date: \$200,000

The program: The EWE program will provide sober housing for a period of six months. In addition to providing housing stability, the City of Fall River's FAST Team will provide comprehensive, wrap-around services to these individuals. These services include providing assistance to develop resumes, accessing job training programs, securing employment opportunities, facilitating connections to recovery centers, and addressing transportation needs.

OPD-3 Advocacy Fund

Request: \$20,000

Total funding received: \$29,840

The program: the Advocacy Fund seeks to continue to quickly intervene and immediately support individuals by providing access to basic needs (hygiene products, harm reduction supplies), emergency rental and utilities payments, assisting with sober living costs, and providing financial support to impacted families and/or assisting with funeral expenses.

OPD-8 Fall River Public School PASS Program

Request: \$211,636.27

Total funding received: \$450,416.27

The program: The FRPS PASS model is a restorative, school-based intervention approach focusing on preventing future substance/opioid use by addressing risk factors and connecting students and caregivers to community resources. Fall River Public Schools, in collaboration with the Boys and Girls Club of Fall River, Stanley Street Treatment and Resources, Inc. (SSTAR), and Family Service Association's Family Resource Center (FRC) will utilize funds to provide clinical support, psychoeducational substance/opioid prevention groups, academic support, connection to care, and prosocial skills to students in lieu of suspension for drug/substance-related infractions.

Respectfully Submitted,

Tess Curran

Director of Health & Human Services

One Government Center • Fall River, MA 02722
TEL (508) 324-2410 • FAX (508) 324-2429 • EMAIL TCurran@fallriverma.gov

6

City of Fall River, In City Council

July 14, 2026

ORDERED:

That the sum of \$331,636.27 be, and the same is, hereby transferred to Opioid Settlement Revolving Fund from Opioid Stabilization Fund:

Opioid Stabilization Fund

\$331,636.27

6

FY27 Appropriation/Transfer Number Analysis

Line	Fund Balance	Amount Transferred	Adjusted Balance
Opioid Stabilization Fund	\$ 1,200,075.82	(331,636.27)	\$ 868,439.55
Opioid Revolving Fund	\$ 457,158.44	331,636.27	\$ 788,794.71

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

Christophe Murphy
 City Auditor
 7/9/2026



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

PAUL E. COOGAN
Mayor

July 9, 2026

RECEIVED

2026 JUL -9 P 3:28

CITY CLERK
FALL RIVER, MA

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:

Your approval is respectfully requested for the appropriation and attached Loan Order in the amount of \$6,883,400.00 for the repairs, renovation, and maintenance of the Third Street Parking Garage. The loan order has been reviewed and approved by Bond Counsel.

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

Sincerely,

Paul E Coogan
Mayor

City of Fall River, In City Council

**CITY OF FALL RIVER
LOAN ORDER
(Third Street Parking Garage)**

ORDERED, That the City hereby appropriates Six Million Eight Hundred Eighty-Three Thousand and Four Hundred Dollars (\$6,883,400.00) to pay costs of repairing and renovating the Third Street Parking Garage, including the payment of all costs incidental and related thereto; that to meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to G.L. Chapter 44, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor; and that the Mayor is authorized to take any other action necessary or convenient to carry out this project, and

BE IT FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City to be issued pursuant to this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require.



**CITY OPERATIONS -
FACILITIES MAINTENANCE**
CITY OF FALL RIVER

PAUL E. COOGAN
Mayor

Al Oliveira
Director

July 9, 2026.

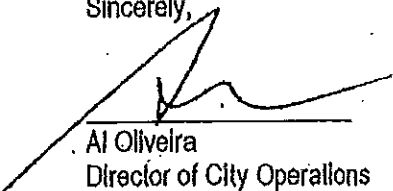
The Honorable Paul E. Coogan
Mayor of the City of Fall River
One Government Center
Fall River, Massachusetts 02721

Mayor Coogan,

I am requesting appropriation in the amount of \$6,883,400 to complete the repairs, renovation, and maintenance of the Third Street Garage as bid in June. Funding was previously approved for the feasibility and design required for this project. The Capital Improvement Plan published on January 28, 2026 included this work to be complete over three phases from FY2027 through FY2029. Through request from the City Council and conversations with the Administration and design team, we bid this to be completed as one project beginning in July 2026. Included below is the breakdown of costs:

Description	Cost
Base Bid Contract Price (Inclusive of unit prices - \$338,050)	\$4,920,000.00
Alternate 1 - Concrete Coatings	\$600,000.00
Alternate 2 - Additional Structural Repairs (\$630,000) - Not accepted	\$-
Construction Contract	\$5,520,000.00
PCO#1 - Alternate 2 Scope of Work	\$630,000.00
Construction Contingency	\$198,000.00
Total Base Bid Construction Contracts + Contingency	\$6,348,000.00
Soft Costs - Designer/OPM and 3rd Party Testing	
LeftField Contract	\$65,600.00
Tighe & Bond Construction Phase Contract	\$439,800.00
3rd Party Testing	\$30,000.00
Soft Costs - Subtotal	\$535,400.00
Total Project Costs	\$6,883,400.00

Sincerely,


Al Oliveira
Director of City Operations



**City of Fall River
Massachusetts
City Council**

RECEIVED

2026 JUL -9 P 12:59

CITY CLERK _____
FALL RIVER, MA

CLIFF A. PONTE
President
City Council

July 9, 2026

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

Dear Honorable Members of the City Council:

I am writing to inform you that work will take place in the City Council Chamber lobby and stairs between July 15, 2026 and August 10, 2026.

The Director of City Operations, Al Oliveira, has informed me that the carpet in the lobby will be replaced with carpet squares and new carpeting will be added to the stairs and landings to match the floor. The current carpet has stains, rips and is very worn.

Mr. Oliveira has also informed me that he will take this opportunity to do general maintenance work that is needed and will paint the lobby and install new ceiling tiles, speakers, HVAC registers, and LED lights.

Except for the electrical and carpet installation, the work will be done in-house.

During the renovations, the Council Chamber will be inaccessible for the holding of Committee meetings. Councilors can utilize the City Council Hearing Room on the first floor as the renovations won't interfere with the use of that room.

The next Regular Meeting of the City Council will be held as scheduled on August 11, 2026 and Committee meetings can resume in the Council Chamber on the same day as well.

Sincerely,

Cliff A. Ponte
City Council President

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division



Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 23, 2026

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

RECEIVED
2026 JUN 24 A 8:09
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 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

HANDICAP PARKING

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Cherry Street	South	Starting at a point 198 feet West of Grove Street. For a distance of 20 feet West.

Very truly yours,

Stephanie MacArthur
Director of Traffic & Parking

3/2

9

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division



Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 23, 2026

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

RECEIVED
2026 JUN 24 A 8:09
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 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

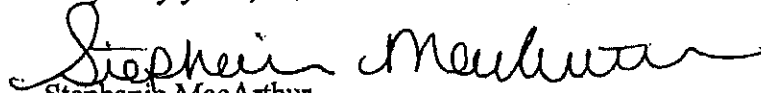
HANDICAP PARKING

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Palmer Street	North	Starting at a point 224 feet West of East Main Street. For a distance of 20 feet West.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

SN

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division



Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 23, 2026

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

RECEIVED
2026 JUN 24 A 8:09
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 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 HANDICAP PARKING

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Plain Street	East	Starting at a point 314 feet North of Bedford Street. For a distance of 20 feet North.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

94

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division



Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 23, 2026

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

RECEIVED
2026 JUN 24 A 8 09
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 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

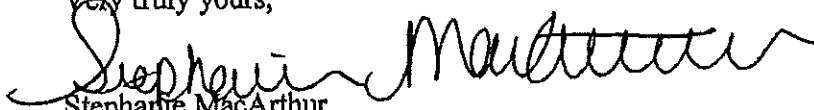
HANDICAP PARKING

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
St Mary Street	East	Starting at a point 136 feet South of Essex Street. For a distance of 20 feet South.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

21

CITY OF FALL RIVER
MASSACHUSETTS

Traffic & Parking Division



Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 23, 2026

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

RECEIVED
2026 JUN 24 A 8:09
CITY CLERK
FALL RIVER, MA

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 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

HANDICAP PARKING

By inserting in proper alphabetical order the following:

INSERT

Name of Street	Side	Location
Tripp Street	East	Starting at a point 87 feet North of King Philip Street. For a distance of 20 feet North.

Very truly yours,

Stephanie MacArthur
Director of Traffic & Parking

2

CITY OF FALL RIVER
MASSACHUSETTS



Traffic & Parking Division
RECEIVED

2026 JUN 22 P 12:01

CITY CLERK
FALL RIVER, MA

Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 22, 2026

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 the following request was heard and approved by the Traffic Commission.

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

Article: 70

Section: 387

Handicapped Parking

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
Third Street	West	Starting at a point of 155 feet South of Branch Street, for a distance of 20 feet Southerly.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

4W

CITY OF FALL RIVER
MASSACHUSETTS



Traffic & Parking Division

2026 JUN 22 P 12:01

CITY CLERK
FALL RIVER, MA

Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 18, 2026

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 the following request was heard and approved by the Traffic Commission.

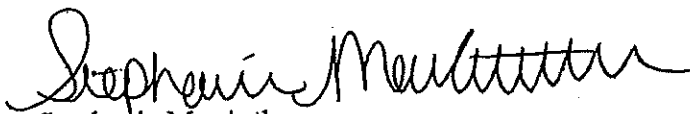
That Chapter 70 of Revised Ordinances be amended in the following Section:

Article: 70
Section: 387 Handicapped Parking

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
Hunter Street	East	Starting at a point of 126 feet South of Hope Street, for a distance of 20 feet South.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

9

**CITY OF FALL RIVER
MASSACHUSETTS**



Traffic & Parking Division

2026 JUN 22 P 12:01

CITY CLERK
FALL RIVER, MA

Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 18, 2026

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 the following request was heard and approved by the Traffic Commission.

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

Article: 70

Section: 387

Handicapped Parking

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
Mason Street	East	Starting at a point of 328 feet South of Pleasant 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

RECEIVED

2026 JUN 22 P 12:01

Paul E. Coogan
Mayor

CITY CLERK
FALL RIVER, MA
Stephanie MacArthur
Director of Traffic & Parking

June 22, 2026

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 the following request was heard and approved by the Traffic Commission.

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

Article: 70
Section: 387 Handicapped Parking

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
Pine Street	South	Starting at a point of 20 feet East of Robeson Street, for a distance of 20 feet Easterly.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

CITY OF FALL RIVER
MASSACHUSETTS



Traffic & Parking Division
RECEIVED

2026 JUN 22 P 12:01

CITY CLERK
FALL RIVER, MA

Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 22, 2026

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 the following request was heard and approved by the Traffic Commission.

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

Article: 70

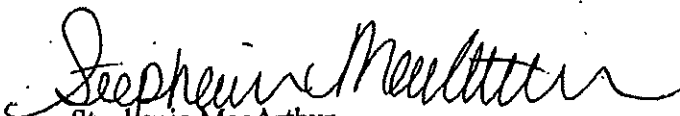
Section: 387

Handicapped Parking

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
South Beach Street	East	Starting at a point of 104 feet South of Oliver Street, for a distance of 20 feet Southerly.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

9

CITY OF FALL RIVER
MASSACHUSETTS



Traffic & Parking Division

2026 JUN 22 P 12:01

CITY CLERK
FALL RIVER, MA

Paul E. Coogan
Mayor

Stephanie MacArthur
Director of Traffic & Parking

June 22, 2026

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 the following request was heard and approved by the Traffic Commission.

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

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

By striking out in proper alphabetical order the following.

Name of Street	Side	Location
South Beacon Street	West	Starting at a point of 343 feet North of Sprague Street, for a distance of 20 feet Northerly.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

CITY OF FALL RIVER
MASSACHUSETTS



Traffic & Parking Division
RECEIVED

2026 JUN 22 P 12:01

CITY CLERK
FALL RIVER, MA

Stephanie MacArthur
Director of Traffic & Parking

Paul E. Coogan
Mayor

June 18, 2026

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

Honorable Council Members:

At a meeting of the Traffic Board Commission held on Wednesday, June 17, 2026 the following request was heard and approved by the Traffic Commission.

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

Article: 70

Section: 387

Handicapped Parking

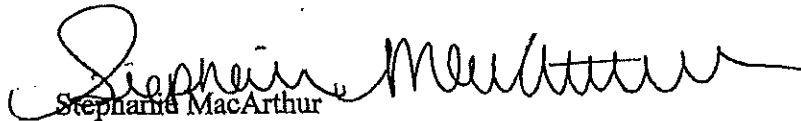
By striking out in proper alphabetical order the following.

Name of Street
Washington Street

Side
West

Location
Starting at a point of 128 feet North of William Street, for a distance of 20 feet Northerly.

Very truly yours,


Stephanie MacArthur
Director of Traffic & Parking

City of Fall River, In City Council

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

That Section 62-2 of the Code of the City of Fall River, Massachusetts, 2018, which chapter relates to solid waste be amended as follows:

By striking Section 62-2(C) in its entirety and replacing it with the following language:

- C. The City shall collect municipal solid waste and recyclables from single-family dwellings and multiple-family residential buildings containing up to four (4) dwelling units per parcel as shown on the City of Fall River Assessors Maps, as amended. Municipal solid waste shall be collected only if placed in a bag and placed in a green cart. Recyclables shall only be placed in blue carts. Municipal solid waste shall not be placed in blue or brown carts.

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 09 2026

*Referred to the Committee
on Ordinances and Legislation*

CITY OF FALL RIVER
IN CITY COUNCIL
JUN 23 2026

*Passed through
first Reading,
8 yeas, 1 nay*

City of Fall River, In City Council

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

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

Section 1

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

Title	Grade	Effective Date	Not to Exceed
Account Manager Police	AMP	7/1/2022	65,000.00
Administrative Assistant/Code Enforcement	AACD	7/1/2022	53,324.27
Assistant Collector	ACOL	7/1/2022	66,452.02
Assistant Treasurer	ASTR	7/1/2022	73,298.23
City Council Principal Clerk	CCCT	7/1/2022	45,106.60
Commissioner for Recreational Facilities/ Director of Recreational Facilities	CRFD	7/1/2022	89,992.61
Director of Minimum Housing Standards Inspectional Services	DOMM	7/1/2022	67,000.00
Mayor's Administrative Assistant	RCEP	7/1/2022	46,236.50
Network Administrator	CNET	7/1/2022	81,763.88
Project Manager - Community Utilities	PMS	7/1/2022	86,287.30
Project Specialist - Community Utilities	PSW	7/1/2022	66,944.46
Water Quality Manager	WQM	7/1/2022	76,000.00

And inserting in place thereof the following:

Title	Grade	Effective Date	Not to Exceed
Account Manager Police	AMP	7/1/2026	65,153.95
Administrative Assistant/Code Enforcement	AACD	7/1/2026	57,079.70
Assistant Collector	ACOL	7/1/2026	69,141.63
Assistant Treasurer	ASTR	7/1/2026	75,014.63
City Council Principal Clerk	CCCT	7/1/2026	45,644.59
Commissioner for Recreational Facilities/ Director of Recreational Facilities	CRFD	7/1/2026	91,404.38
Director of Minimum Housing Standards Inspectional Services	DOMM	7/1/2026	70,391.88
Mayor's Administrative Assistant	RCEP	7/1/2026	48,577.22
Network Administrator	CNET	7/1/2026	82,122.26
Project Manager - Community Utilities	PMS	7/1/2026	88,252.50
Project Specialist - Community Utilities	PSW	7/1/2026	68,815.94
Water Quality Manager	WQM	7/1/2026	78,315.27

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 09 2026

*Referred to the Committee
on Ordinances and Legislation*

CITY OF FALL RIVER

IN CITY COUNCIL

JUN 23 2026

*Passed through
first reading, 6 yeas,
3 nays*

City of Fall River, In City Council

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

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

Section 1.

By inserting in Section 50-303, which section relates to Salary schedules for political appointments and boards/committees, the following:

Title	Grade	Effective Date	Step 1
Assistant Clerk of Council	ACOC	7/1/2026	\$5,000.00 per annum

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 09 2026

*Referred to the Committee
on Ordinances and Legislation*

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 23 2026

*Passed through first
Reading (C. Pickham opposed)*

City of Fall River, In City Council

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

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

By inserting in Section 70-372, which section relates to Parking prohibited during certain hours, the following:

Name of Street	Side	Location	Hours/Days
Hyacinth Street	East	Starting at Locust Street for a distance of 763 feet northerly	7:00 A.M. to 3:00 P.M. Monday through Friday from September 1 st to June 30 th
Hyacinth Street	West	Starting at Locust Street for a distance of 763 feet northerly	7:00 A.M. to 3:00 P.M. Monday through Friday from September 1 st to June 30 th
Locust Street	North	Starting at Fenmore Street for a distance of 658 feet easterly	7:00 A.M. to 3:00 P.M. Monday through Friday from September 1 st to June 30 th
Locust Street	South	Starting at Fenmore Street for a distance of 658 feet easterly	7:00 A.M. to 3:00 P.M. Monday through Friday from September 1 st to June 30 th

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 23 2026

*Passed through City
Reading, as amended,
6 yrs, 2 days*

City of Fall River, *In City Council*

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

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

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

Name of Street	Side	Location	Hours/Days
South Main Street	East	Starting at a point 76 feet north of Slade Street for a distance of 20 feet northerly	6:00 A.M. to 10:00 P.M. Monday through Saturday 7:00 A.M. to 9:00 P.M. Sunday

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 23 2026

Passed through
first reading, as amended

City of Fall River, In City Council

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

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

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

Name of Street	Side	Location
Alblon Street	West	Starting at a point 30 feet south of Downing Street, for a distance of 20 feet southerly
Bowen Street	West	Starting at a point 160 feet south of Charles Street, for a distance of 20 feet southerly
Brow Street	North	Starting at a point 143 feet east of Fifth Street, for a distance of 20 feet easterly
Center Street	North	Starting at a point 147 feet west of South Main Street, for a distance of 20 feet westerly
Kellogg Street	West	Starting at a point 392 feet north of Hamlet Street, for a distance of 20 feet northerly
Lewis Street	East	Starting at a point 30 feet north of Slade Street, for a distance of 20 feet northerly
Merchant Street	North	Starting at a point 27 feet west of Eighteenth Street, for a distance of 20 feet westerly
Montgomery Street	South	Starting at a point 111 feet east of Robeson Street, for a distance of 20 feet easterly
North Main Street	West	Starting at a point 20 feet south of Weaver Street, for a distance of 20 feet southerly
North Main Street	West	Starting at a point 144 feet north of Marier Street, for a distance of 20 feet northerly
N. Underwood Street	West	Starting at a point 206 feet north of Weetamoe Street, for a distance of 20 feet northerly
Oxford Street	West	Starting at a point 143 feet south of Warren Street, for a distance of 20 feet southerly
Quequechan Street	West	Starting at a point 255 feet south of County Street, for a distance of 20 feet southerly
South Main Street	West	Starting at a point 283 feet south of Woodman Street, for a distance of 20 feet southerly
Walnut Street	North	Starting at a point 127 feet west of Linden Street, for a distance of 20 feet westerly

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 23 2026

*passed through
first reading, as amended*

City of Fall River, In City Council

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

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

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

	Grade	Effective Date	Not to exceed
Director of Health and Human Services	HHS	7/1/2022	\$101,000.86

and inserting in place thereof the following:

	Grade	Effective Date	Not to exceed
Director of Health and Human Services	HHS	7/1/2026	\$110,000.00

CITY OF FALL RIVER
IN CITY COUNCIL

JUN 23 2026

Passed through
first reading as amended

City of Fall River, *In City Council*

(Councilor Linda M. Pereira)

WHEREAS, pursuant to the City Charter, the City Council maintains the express authority to vote to approve or reject any initial department head contract proposed by the Mayor, and

WHEREAS, there is established a three-year term for department head appointments, but the City Charter lacks distinguishing provisions or distinct procedures for contracts executed for alternative durations of one or two years, and

WHEREAS, a formal dispute has arisen between the City Council and the Administration regarding whether the City Council's Charter-mandated approval authority extends to the renewal of existing department head contracts, and

WHEREAS, this lack of explicit regulatory clarity creates administrative ambiguity, hinders municipal oversight and requires immediate legislative resolution to ensure stable governance, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene a meeting with all interested parties, including representatives from the Administration and Corporation Counsel, to review this matter, and

BE IT FURTHER RESOLVED, that the Committee on Ordinances and Legislation draft an ordinance that precisely defines, clarifies and affirms the City Council's authority to vote to approve or reject any contract renewal granted to a department head whose expiring contract was executed for a term of less than three years.

(Filed 6-26-2026)

City of Fall River, *In City Council*

(Councilor Andrew J. Raposo)

WHEREAS, throughout the Fiscal Year 2027 budgetary discussions, numerous concerns have been raised in relation to the calculation process for School Transportation costs, and

WHEREAS, there are anticipated changes to both school district assignments as well as school bus routes within the upcoming years that will affect the City's expenditures for this vital service, and

WHEREAS, there was incongruity between the School Transportation appropriation recommended by the School Committee in comparison to the School Transportation appropriation submitted by the Administration within the Fiscal Year 2027 budget, and

WHEREAS, communication between the Administration, School Committee and City Council is pertinent to ensure successful financial planning that will benefit students, now therefore

BE IT RESOLVED, that the Committee on Ordinances and Legislation convene with the Interim City Administrator, the Director of Financial Services, the Interim Superintendent of the Fall River Public Schools and Corporation Counsel to discuss the creation of an ad-hoc School Transportation Committee consisting of representatives from the Administration, the School Committee and the City Council, and

BE IT FURTHER RESOLVED, that, at the will of the Committee, Corporation Counsel draft a proposed ordinance to create and define said ad-hoc School Transportation Committee to allow for open communication regarding anticipated budgetary costs, planned transportation contract expenses and future program changes that may financially affect the City of Fall River and the Fall River School Department.

(Filed 6-26-2026)

City of Fall River, *In City Council*

19

(Councillor Christopher M. Peckham, Sr.)

WHEREAS, the area of Stafford Plaza, located at Pleasant Street and Quarry Street in the City of Fall River, has experienced repeated and longstanding flooding issues for decades, and

WHEREAS, this flooding has created ongoing concerns for residents, business owners, motorists, pedestrians, and the overall public as it pertains to public safety and emergency response accessibility, and

WHEREAS, the City of Fall River remains under significant federal and state obligations related to its Combined Sewer Overflow (CSO) system, requiring major infrastructure improvements to reduce stormwater and wastewater impacts during heavy rain events, and

WHEREAS, the same stormwater pressures that contribute to CSO concerns may also contribute to localized flooding in vulnerable areas of the City, including low-lying or overburdened drainage areas such as Stafford Plaza, now therefore

BE IT RESOLVED, that the Committee on Public Safety convene with the Administration, the Administrator of Community Utilities, a representative from the Fall River State Legislative Delegation, and a representative from United States Congressman Jake Auchincloss's office to address the longstanding flooding issues at Stafford Plaza, Pleasant Street, and Quarry Street as a public safety concern, and to identify appropriate actions to mitigate and rectify the hazard.

(Filed 6-23-2026)

City of Fall River, In City Council

(Councilor Michael G. Canuel)

WHEREAS, the City of Fall River is home to organizations and initiatives that provide vital services to residents, including children with disabilities, our nation's veterans, and senior citizens, and

WHEREAS, State Representative Alan Silvia requested a \$100,000 legislative earmark to support the development of a sensory-friendly autism playground in Fall River, a project that would provide an inclusive recreational space for children with autism spectrum disorder and other sensory needs, and

WHEREAS, Representative Silvia also requested a \$50,000 legislative earmark to support the Veteran's Kitchen, a local organization that provides hot meals and other assistance to veterans in our community, and

WHEREAS, Representative Silvia also requested a \$25,000 legislative earmark to support Fall River's Council on Aging, which provides support and community engagement for those in their later years of life, and

WHEREAS, all requests were reduced to \$10,000 during the Massachusetts House of Representatives budget process, significantly limiting the resources available to advance these important community initiatives, and

WHEREAS, the City Council believes investments that improve the lives of children with disabilities, honor and support our veterans, and strengthen local senior citizen communities deserve meaningful consideration and equitable support from the Commonwealth, and

WHEREAS, these projects represent important investments in the well-being of Fall River residents and merit the support of the entire Fall River Legislative Delegation, now therefore

BE IT RESOLVED, that the City Council respectfully urges the Speaker of the Massachusetts House of Representatives and the members of the Fall River Legislative Delegation to work collaboratively to restore the funding levels originally requested for these three important Fall River community projects, and

BE IT FURTHER RESOLVED, that the City Council reaffirms its strong support for the creation of a sensory-friendly autism playground in Fall River and for the continued work of the Veteran's Kitchen in serving those who have served our nation, and our local senior citizen community, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to the Governor of Massachusetts, the Lieutenant Governor of Massachusetts, the Speaker of the Massachusetts House of Representatives and the Fall River Legislative Delegation.

City of Fall River, *In City Council*

21

(Councilor Andrew J. Raposo)

WHEREAS, there are many public parks in the City of Fall River that host league games, outdoor community events and recreational activities, and

WHEREAS, all public spaces should be equipped with Automated External Defibrillators (AEDs) to assist with unexpected cardiac emergencies while awaiting the arrival of first responders, and

WHEREAS, the installation of AEDs in parks and recreational areas is now recognized as the best public safety practice throughout the country, and

WHEREAS, this life-saving equipment requires weather-resistant enclosures and proper maintenance by qualified professionals, now therefore

BE IT RESOLVED, that the Committee on Public Safety convene with the Interim City Administrator, the Director of Parks and Recreation and the Chief of Emergency Medical Services to discuss the potential installation of AEDs within all City-owned parks, as well as the cost of continued maintenance and upkeep of these life-saving devices.

(Filed 7-8-2026)



ELECTIONS DEPARTMENT
CITY OF FALL RIVER

31

2 July 2026

RECEIVED

2026 JUL -2 P 2:34

Cliff A. Ponte, President
Honorable Members of the City Council
One Government Center
Fall River, MA. 02722

CITY CLERK
FALL RIVER, MA

Dear Honorable City Councilors,

In accordance with the General Laws of the Commonwealth *Chapter 54, Section 64*, I respectfully request that you vote to accept and sign the attached Warrant for the State Primary to be held on Tuesday, September 1, 2026. The accompanying order shall state that voters will cast their ballots for the following Offices:

Senator in Congress
Governor
Lieutenant Governor
Attorney General
Secretary of the Commonwealth
Treasurer & Receiver General
Auditor
Representative in Congress
Governor's Councillor
Senator in General Court
Representative in General Court
District Attorney
Register of Probate
County Treasurer
County Commissioner

Warrants shall be posted as public notice at each of the city's twenty-seven (27) polling precincts. The polls will be open on Election Day from 7:00 A.M. to 8:00 P.M.

Sincerely,


Ryan Lyons
Chairman & Director
Chief Elections Official
Board of Elections Dept.

Ryan Lyons, Chairman & Director
One Government Center • Fall River, MA 02722
TEL (508) 324-2630 • FAX (508) 324-2633 • EMAIL rlyons@fallriverma.gov

City of Fall River, *In City Council*

ORDERED, that in accordance with provisions of law, notice is hereby given that meetings of the citizens qualified to vote at a State Primary Election will be held on Tuesday, September 1, 2026, in the several voting places designated by the Council, to cast their votes for the candidates of political parties for the following offices:

Senator in Congress: For this Commonwealth
Governor: For this Commonwealth
Lieutenant Governor: For this Commonwealth
Attorney General: For this Commonwealth
Secretary of the Commonwealth: For this Commonwealth
Treasurer & Receiver General: For this Commonwealth
Auditor: For this Commonwealth
Representative in Congress: Fourth Congressional District
Governor's Councillor: First District
Senator in General Court: First Bristol & Plymouth District(s)
Representative in General Court: Sixth, Seventh and Eighth Bristol District(s)
District Attorney: Bristol District
Register of Probate: Bristol County
County Treasurer: Bristol County
County Commissioner: Bristol County

BE IT FURTHER ORDERED, that the Election Commission be and they are hereby authorized and empowered to cause all necessary rooms, fixtures, apparatus and supplies for the holding of the State Primary Election to be prepared and furnished for the same, the use of same to be charged to the appropriation for elections.

Polls to be opened from seven o'clock A.M. to eight o'clock P.M. and all voting precincts to be used.



RECEIVED

City of Fall River
Notice of Claim

2026 JUN 17 P 3:53

1. Claimant's name: Alex Demelo CITY CLERK #26-123
FALL RIVER, MA
2. Claimant's complete address: 168 Barnes St
3. Telephone number: Home: 774-955-4193 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Property Damage
5. Date and time of accident: 6/11/26 7PM Amount of damages claimed: \$ 1955.83
6. Exact location of the incident: (include as much detail as possible):
168 Barnes St my driveway
7. Circumstances of the incident: (attach additional pages if necessary):
The driveway entrance was narrowed by construction barrels placed on both sides of the driveway. While entering my property my vehicle contacted a barrel. That was protruding into the driveway opening.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 6-15-26

Claimant's signature: Alex Demelo

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: 6/17/26



RECEIVED

City of Fall River
Notice of Claim

2026 JUN 22 A 9:50

1. Claimant's name: Tracy Parmela CITY CLERK: A26-124
2. Claimant's complete address: 2100 So. Main St - Apt 100 FALL RIVER, MA
3. Telephone number: Home: 774-225-5997 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage);
going down Federal St on sidewalk dropped to dirt.
5. Date and time of accident: 5/20 Amount of damages claimed: \$ 132
6. Exact location of the incident: (include as much detail as possible):
Tow charges \$132
7. Circumstances of the incident: (attach additional pages if necessary):
Photos on Phone, unable to copy
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 6/22/26

Claimant's signature: Tracy Parmela

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

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For official use only:

Copies forwarded to: ☒ City Clerk

☐ Law

☒ City Council

☐ City Administrator

☐

D?W

Date: 6/22/26

BRIAN R. CUNHA, Esq.**
NELIA CAMARA DeStefano, Esq.**

HONEY POLNER, Esq., R.N.
KAREN A. ALEGRIA, Esq.**
SHARON D. SYBEL, Esq.**

**MEMBER MA & RI BAR

LAW OFFICES
BRIAN CUNHA
& ASSOCIATES

311 PINE STREET
FALL RIVER, MASSACHUSETTS 02720
(608) 676-9500
FAX: (608) 679-6360

WEBSITE: www.briancunha.com
brian@briancunha.com
nel@briancunha.com
karen@briancunha.com
sharon@briancunha.com
honey@briancunha.com

June 17, 2026

Certified Mail Return Receipt No. 9589 0710 5270 0397 8130 68

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

Re: Claimant: Maria Gouveia
Date of Incident: May 19, 2026

NOTICE PURSUANT TO
MASSACHUSETTS GENERAL LAWS, CHAPTER 84 SECTION 15

Dear Mayor Coogan:

Please be advised that this correspondence constitutes presentment of a claim pursuant to Massachusetts General Laws Chapter 84, Section 15.

On or about May 19, 2026, at approximately 10:30 a.m., Maria Gouveia, while lawfully walking along the road way in the vicinity of 82 South Main Street, Fall River, Massachusetts, sustained serious personal injuries as a result of a defect in the road way. Specifically, the defect consisted of uneven broken pavement along the catch basin. (See attached photographs of the defect and injury)

As a direct and proximate result of the defective condition, Ms. Gouveia suffered serious injuries including, but not limited to, fractured nose, facial lacerations and multiple leg and knee contusions, incurred medical expenses and experienced pain and suffering.

Pursuant to M.G.L. c. 84, § 15, this letter is intended to provide the City of Fall River with notice of the claim and to preserve all rights and remedies available to the claimant.

Upon your receipt of this notice, and any necessary investigation on your part, kindly contact my office with regard to an amicable resolution of this matter.

Very truly yours,
BRIAN CUNHA & ASSOCIATES, P.C.

Nelia M. DeStefano, Esq.

NMD/jl

cc: City Clerk
City of Fall River
One Government Center
Fall River, MA 02722

Certified Mail Return Receipt No. 9589 0710 5270 0397 8130 51

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

Certified Mail Return Receipt No. 9589 0710 5270 0397 8130 44

TOLL FREE
1-800-322-8300

NEW BEDFORD, MA
(608) 991-2100

E. PROVIDENCE, RI
(401) 434-5300

cityclerk ✓ citycouncil ✓ Law ✓ DCM ✓ Date: 10/23/21



City of Fall River
Notice of Claim

RECEIVED

2026 JUN 29 P 2:49

CITY CLERK
FALL RIVER, MA

#26-126

1. Claimant's name: Heri Tacapon
2. Claimant's complete address: 580 S Water St. Providence RI, 02903
3. Telephone number: Home: 617-777-1184 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Property damage
5. Date and time of accident: 5/28/26 Amount of damages claimed: \$ 783.84
@ 3:00 P.M.
6. Exact location of the incident: (include as much detail as possible):
Eastern Ave across from the park.
7. Circumstances of the incident: (attach additional pages if necessary):
I was on my way to pick up my son from school, I seen the pothole last minute but couldn't avoid it because there was cars in the other lane. My car has run flat tires and even those flattened immediately. The car had 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: 6-17-26

Claimant's signature: Heri Tacapon

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

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

For official use only:
Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☒ City Administration ☒ DCM Date: 06/29/2026



City of Fall River
Notice of Claim

RECEIVED

1. Claimant's name: WILBER & ASSOCIATES O/B/O SAFETY INSURANCE COMPANY A/S/O TEREZA DEMEDEIROS
2. Claimant's complete address: 210 LANDMARK DRIVE NORMAL, IL 61761 #26-107
3. Telephone number: Home: _____ Work: CITY CLERK
800-313-8168 Ext. 1427
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
AUTO ACCIDENT
5. Date and time of accident: 02/26/2026 AT 1:47 PM Amount of damages claimed: \$ 3,309.56
6. Exact location of the incident: (Include as much detail as possible):
1470 PRESIDENT AVE, FALL RIVER, MA
7. Circumstances of the incident: (attach additional pages if necessary):
YOUR EMPLOYEE, ANDREW GESNER, DRIVER OF THE CITY OF FALL RIVER PLOW, STRUCK OUR INSURED, TEREZA
DEMEDEIROS, PARKED AND UNOCCUPIED VEHICLE, CAUSING DAMAGES.
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
SAFETY INSURANCE COMPANY

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: 06/23/2026

Claimant's signature: Kyle Leake

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

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For official use only:

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

DCM

Date: 6/30/26



RECEIVED

City of Fall River 2026 JUL -2 P 3:35
 Notice of Claim #26-128

1. Claimant's name: Luis Melo + Kimberly Melo
2. Claimant's complete address: 13 Hunters way Westport MA 02790
3. Telephone number: Home: 508 6366652 Work: 617-201-0054 cell
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Door broken open
5. Date and time of accident: 6/4/26 Amount of damages claimed: \$ 1515.00
6. Exact location of the incident: (Include as much detail as possible):
633 Jne St Fall River MA 02720
7. Circumstances of the incident: (attach additional pages if necessary):
3rd FLR tenant placed 911 call
for girlfriend NM-RESPONSIVE
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 6/12/26 Claimant's signature: Kimberly Melo

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

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

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

For official use only:

Copies forwarded to: ☒ City Clerk ☒ Law ☒ City Council ☒ City Administrator ☒ Police Date: 07/02/2026



RECEIVED

City of Fall River
Notice of Claim

2026 JUL -9 P 3:03

1. Claimant's name: Constance Smith CITY CLERK 426-129
2. Claimant's complete address: 42 Conant St FALL RIVER, MA
3. Telephone number: Home: 508 823 3477 Work: 508 491-6646
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
sidewalk → see pics
5. Date and time of accident: 4/26 3:30 PM Amount of damages claimed: \$ Not sure yet
6. Exact location of the incident: (include as much detail as possible):
Conant St / Ridge sidewalk lip (see pics)
7. Circumstances of the incident: (attach additional pages if necessary):
Fell on sidewalk
went via Hospital / Ambulance
Hospital stay
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: ☐ Yes ☒ No

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

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

Date: 6/26/26

Claimant's signature: Constance Smith

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

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For official use only:

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

Date: 7/9/26

CITY COUNCIL PUBLIC HEARING

MEETING: June 23, 2026 at 5:55 p.m.
Council Chamber, One Government Center

PRESENT: President Cliff A. Ponte, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara, Michael G. Canuel,
Michelle M. Dionne, Paul B. Hart, Christopher M. Peckham, Sr.,
Linda M. Pereira and Andrew J. Raposo

ABSENT: None

IN ATTENDANCE: Aaron Roy; National Grid Engineer
1250 Brayton Point Road, Somerset, MA, 02725

The President called the meeting to order at 6:03 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium and that the purpose of the hearing was to hear all persons interested and wishing to be heard on the following:

On a motion made by Councilor Raposo and seconded by Councilor Canuel, it was unanimously voted to open the hearing.

Jointly Owned Pole Location

1. Massachusetts Electric Company d/b/a National Grid and Verizon New England, Inc., for one new jointly owned pole location as follows:

Eastern Avenue

One (1) new jointly owned pole location

This petition is proposing to install one new jointly owned 55-foot class H1 pole (P50-50), approximately 100 feet south of the centerline of the intersection of Barnes Street and between Pole 50 and Pole 52 on Eastern Avenue. In accordance with Plan No. 31285764.

The President asked if any proponents were present, and Aaron Roy, National Grid Engineer, came forward. Mr. Roy explained that this new pole installation would be part of the ongoing reliability project allowing the installation of necessary equipment to lower the risk of power outages. The President then asked if any opponents were present, and no one came forward.

On a motion made by Councilor Raposo and seconded by Councilor Hart, it was unanimously voted to close the hearing.

On a further motion made by Councilor Raposo and seconded by Councilor Canuel, it was unanimously voted to adjourn at 6:06 p.m.

List of documents and other exhibits used during the meeting:

Agenda (attached)

A true copy. Attest:

Chêe da Silva Paulino Leite

City Clerk

COMMITTEE ON FINANCE

MEETING: June 23, 2026 at 6:00 p.m.
Council Chamber, One Government Center

PRESENT: President Cliff A. Ponte, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara, Michael G. Canuel,
Michelle M. Dionne, Paul B. Hart, Christopher M. Peckham, Sr.,
Linda M. Pereira and Andrew J. Raposo

ABSENT: None

IN ATTENDANCE: Ann O'Neill-Souza, Interim City Administrator/Chief of Staff
Emily Arpke, Director of Financial Services
Ryan Lyons, Chairperson, Board of Election Commissioners
Paul Ferland, Administrator of Community Utilities
Acting Chief J.T. Hoar, Fall River Police Department
Sergeant Peter DaLuz, Administrative Assistant,
Fall River Police Department
Daniel Robillard, Member, Commission on Disability

The chair called the meeting to order at 6:06 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

In accordance with a resolution adopted, as amended May 8, 2012, persons are allowed to address the Council for a period of three minutes prior to the beginning or at the conclusion of business in the Committee on Finance.

Presentation of Citations – None

1. Citizen Input Time
Bruce Souza, 181 South Main Street – E-bikes
2. Resolution – Convene with the Chair of the Board of Elections, the Administration, and a representative of the Fall River Commission on Disability to discuss election cycle trends within new polling facilities
Ryan Lyons, Chairperson, Board of Election Commissioners, stated that, over the past few months, many polling places were reviewed in relation to voter accessibility. Daniel Robillard, Member, Commission on Disability, stated that there are various polling places in the City that hinder access for those with disabilities, such as the Candelas-Niagara Fire Station and the senior housing locations owned by the Fall River Housing Authority. Mr. Robillard also emphasized that, ideally, polling places would no longer be inside of schools either, but that he understands this type of relocation will take additional time. Mr. Robillard stated that the entire

Commission on Disability supports Mr. Lyons' initiative for the suggested new polling places for the 2026 State Primary Election and Biennial State Election.

Vice President Dionne and Mr. Lyons discussed the process of determining these new polling locations, including meetings of the Board of Election Commissioners and a submitted Home Rule Petition to allow the Liberal Club's Gold Room, located at 20 Star Street, to act as a polling place to reduce parking limitations for voters, which will not impose a fee upon the City. Vice President Dionne asked about changes in voter turnout over the past few years, and Mr. Lyons explained that the turnout has been steadily declining with a percentage rate between 20% and 33% depending on which type of local election is occurring. Mr. Lyons clarified that nationwide elections, such as those held to elect the President of the United States, always result in higher voter turnout.

Vice President Dionne and Mr. Robillard discussed the accessibility concerns within the Candeias-Niagara Fire Station, as well as concerns of reduced voter turnout if senior living high-rises were no longer used as polling places. Mr. Lyons clarified that he will be discussing this matter with the residents of these properties and that the City will continue to offer free transportation for voters. Mr. Lyons also explained that certain senior residences, such as the Edward F. Doolan Apartments, have very limited parking, which creates challenges for those who are assigned to vote at that location.

Councillor Canuel and Mr. Lyons discussed the jurisdiction of the Board of Election Commissioners, as well as its' meetings held throughout the year. Councillor Canuel expressed concern that the public may not have been aware of the discussion held by the Commission in relation to the new polling places. Mr. Lyons explained that notice of the meeting was posted on the City calendar and that the matter was included on the related agenda for their May 27, 2026, meeting.

President Ponte requested clarification regarding the urgency of the City Council voting on a Home Rule Petition to allow the Liberal Club's Gold Room to act as a polling place. Ann O'Neil-Souza, Interim City Administrator/Chief of Staff, explained that a discussion was held between the Mayor and State Senator Michael J. Rodrigues, and it was determined that the matter could be acted upon by the state legislature without the need for a formal session. Ms. O'Neil-Souza stated that this accelerated method of achieving the necessary vote on the Home Rule Petition, if passed, would allow the City to utilize this new polling location for the September 1, 2026, and November 3, 2026, State Primary Election and Biennial State Election, respectively.

Councillor Camara stated that part of the lower voter turnout is related to the lack of candidates interested in running for office and that more voters would participate in the election process if more options were available on their ballots.

Councillor Canuel requested that the Board of Election Commissioners post its' planned meeting dates, and related minutes, on the City's website to provide up-to-date information to all voters. Mr. Lyons stated that he would work to update the City's website as soon as possible.

On a motion made by Councillor Raposo and seconded by Councillor Peckham, it was unanimously voted to table the resolution.

3. Transfers and appropriations

Vice President Dionne requested clarification regarding the Sewer and Water Transfers. Paul Ferland, Administrator of Community Utilities, stated that each Enterprise Fund had revenue totals that were certified and that he would like to utilize these funds for Capital Improvement Projects. Vice President Dionne inquired as to how these transfers may affect future budgets of the Water and Sewer Enterprise Funds. Mr. Ferland explained that there would be no negative impact on future budgets as regular transfers are made to the Stabilization Funds for both the Water and Sewer Enterprise Funds. The Administrator of Community Utilities also stated that the Massachusetts Department of Revenue (DOR) recommends that 10% of the yearly operational budget be kept in retained earnings, in addition to Enterprise Fund capital costs and unspent capital being included in the Fiscal Year 2027 budget.

Councillor Cadime and Mr. Ferland discussed the total amount of generated funds being utilized for capital items, with 80% being used within Water Enterprise Fund and 74% being used within the Sewer Enterprise Fund. Councillor Cadime expressed concern that the Stabilization Funds may not have adequate capital and asked if there was any fiscal policy being utilized to balance these totals. Emily Arpke, Director of Financial Services, stated that there is no current protocol but that the goal would be to keep 10% of these retained earnings within the Stabilization Fund. Councillor Cadime recommended that Mr. Ferland consider depositing 33% of the funding into the Stabilization Fund, 33% of the funding into accounts for Capital Improvement Projects, and 33% of the funding to lessen the burden on the taxpayers by reducing water and sewer rates, when possible. Councillor Cadime emphasized the need to see spending decreased within the next year and requested that a financial policy be drafted for future fiscal years.

President Ponte and Mr. Ferland discussed the funding of \$362,000 that is currently allocated for the Jefferson Street Land Acquisition Capital Project, as that project has been idle for many years. President Ponte asked if this capital could be reallocated to a different capital need. Mr. Ferland stated that he would review the matter, and Ms. Arpke explained that this project has funding authorization, but no capital has been expended. President Ponte acknowledged that the funding had not yet been utilized and emphasized that it may be beneficial to use the capital in a different manner.

Councillor Peckham requested additional information regarding the appropriation of \$1,400,000, from the Fiscal Year 2025 Surplus Revenue to the Fire, Salaries account. Ms. Arpke explained that, following the Gabriel House Assisted Living Facility fire in July 2025, the Fire Department placed additional firefighters on each apparatus which resulted in a larger accumulation of overtime compensation.

Vice President Dionne expressed concern that this matter was not presented to the City Council earlier in Fiscal Year 2026, as the fire occurred almost one year ago. Ms. Arpke stated that this increase in overtime had been discussed at previous meetings and that the larger expenditure was expected to be closer to \$1,500,000, therefore this total was lower than anticipated. Ms. Arpke also provided information regarding the hiring of new firefighters, which should lower the overtime costs going forward. Vice President Dionne reiterated that this information should have been shared in a timelier manner, as this is the last meeting prior to the beginning of the next fiscal year.

Councillor Canuel agreed with Vice President Dionne and stated that the account began operating at a deficit in January 2026. Councillor Canuel stated that a transfer, or at least a

partial transfer, could have been presented to the City Council for consideration at that time to allow for more research and discussion.

Councillor Cadime stated that if the City Council rejects this transfer the City will be forced to operate at a deficit. Councillor Cadime also inquired as to why no spending freezes were implemented during Fiscal Year 2026 (FY26), as that would have helped preserve other funding that could offset the overtime costs without utilizing Free Cash. Ms. Arpke explained that Free Cash was a guaranteed funding total that the City could anticipate before the close of FY26. Councillor Cadime and Ms. Arpke held a detailed discussion regarding the use of Free Cash, other alternative funding options, and the need to present matters to the City Council in a timely manner. Councillor Cadime stated that he would vote against this transfer.

Councillor Pereira agreed with Councillor Cadime and stated that all Department Heads should have been notified to freeze any non-emergent expenditures to help compensate for the increased overtime of the Fire Department. Councillor Pereira stated that if this matter had been presented to the City Council sooner, the Administration could have received additional suggestions from the Councillors for how to resource this necessary funding and that the timing of this presentation limited the potential actions of the City Council.

Councillor Peckham and Ms. Arpke discussed the Executive Office of Public Safety and Security (EOPSS) grant funding that was provided by the Commonwealth of Massachusetts to assist Fall River following the Gabriel House Assisted Living Facility fire. The Director of Financial Services explained that it was implied that the City would receive additional funding to assist with the Fire Department's expenditure, but instead the funding was provided in advance for the same amount received each year. Councillor Peckham expressed concern regarding the use of Free Cash to offset the overtime costs and stated that he would not support this transfer.

Councillor Cadime asked why Free Cash was being utilized if other funding was available. Ms. Arpke stated that the City was waiting to determine the total state assistance that would be provided in relation to the Snow and Ice Removal deficit, and that the Free Cash total was already known, therefore it was utilized for this transfer for the Fire Department. Councillor Pereira stated that State Senator Michael J. Rodrigues had shared the funding total of \$604,188.52 earlier in the day on social media. Ms. Arpke stated that the City had not yet received any formal notification of this reimbursement total. Councillor Cadime and the Director of Financial Services held a lengthy discussion regarding alternative funding sources, the City's operating budget, the use of Free Cash, and the City's expense surpluses for various deficits, including Snow and Ice Removal. Ms. Arpke explained that she did not have the end-of-year totals available for all the funding resources being discussed.

Vice President Dionne stated that she would not support this transfer and that, during a recent discussion with the Mayor, a total of roughly \$500,000 in state reimbursement for the Snow and Ice Removal deficit was discussed, which doesn't match the total that was shared on social media. Ms. O'Neill-Souza stated that, while an estimated reimbursement was anticipated, no formal notice was delivered to the Administration prior to the meeting. President Ponte stated that the Administration should be more prepared with related budgetary documents prior to any meetings regarding transfers and appropriations.

Councillor Peckham asked if she had access to the total deficit for Snow and Ice Removal. Ms. Arpke explained that the budget booklet currently reflected a deficit, but that the total reimbursement from the state had not been included in those documents. Ms. Arpke also stated that she had spoken with a representative of the Massachusetts DOR regarding this

reimbursement, and they stated that they did not yet have the total amount of funds that would be provided by the Commonwealth. President Ponte stated that Councilor Peckham was inquiring as to how the City determined that the \$1,400,000 total for the Fire Department couldn't be utilized from other sources. Councilor Peckham agreed and inquired as to how the City could confirm that the Free Cash funding would be available, as it may be needed for the Snow and Ice Removal deficit. Ms. Arpke provided information regarding the total amount of funding within the Free Cash and Stabilization Fund accounts and how yearly totals were calculated. Ms. Arpke explained that the Free Cash funding was guaranteed to be available.

Councilor Canuel and Ms. Arpke discussed the current deficit for the Snow and Ice Removal account and the anticipated reimbursement from the Commonwealth of Massachusetts. Councilor Canuel stated that over \$2,000,000 will not be covered by this reimbursement and emphasized the need to use Free Cash to balance this account. Ms. Arpke clarified that this account can be operated at a deficit and provided information regarding the Free Cash usage deadlines dictated by the Massachusetts DOR. Councilor Canuel reiterated the need for financial matters to be presented to the City Council in a more timely manner, as this is the last Committee on Finance meeting prior to the end of FY26. Ms. Arpke apologized for the timing of the submission.

Councilor Cadime requested clarification regarding the transfer of \$450,000 from various funds into the Police, Salaries, account. Acting Chief J.T. Hoar, Fall River Police Department, explained that overtime funding and retirement buyouts during FY26 significantly affected the Police Department's salary fund; In addition to cost-of-living adjustments within various Memorandums of Agreement. Acting Chief Hoar clarified that various events, such as the Blizzard of 2026, the Gabriel House Assisted Living Facility fire, firearm-related incidents, as well as other events resulted in increased overtime compensation for police officers. Councilor Cadime and Acting Chief Hoar discussed the lack of retirement funding included in the Fiscal Year 2027 budget, as well as the Police Department working to fill all vacant positions, including those that are eligible for grant funding.

On a further motion made by Councilor Raposo and seconded by Councilor Peckham; it was unanimously voted to adjourn at 7:13 p.m.

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


Clerk of Committees

REGULAR MEETING OF THE CITY COUNCIL

MEETING: June 23, 2026 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Cliff A. Ponte, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara, Michael G. Canuel,
Michelle M. Dionne, Paul B. Hart, Christopher M. Peckham, Sr.,
Linda M. Pereira and Andrew J. Raposo

ABSENT: None

IN ATTENDANCE: Ann O'Neil-Souza, Interim City Administrator/Chief of Staff

President Ponte called the meeting to order at 7:14 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.

Councillor Peckham exited the Chamber at 7:16 p.m.

PRIORITY MATTERS

1. Mayor and request for confirmation of the appointment of John Sylvia, Chair, Board of Park Commissioners, as the Board of Park Commissioners representative on the Community Preservation Committee

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

Councillor Peckham returned to the Chamber at 7:18 p.m.

2. Mayor and communication to City Council for Massachusetts House Bill (H.5482) re: extending operating hours for liquor licenses and public alcohol consumption
Vice President Dionne and Councilors Camara and Canuel expressed concern regarding this matter, as increased alcohol consumption late in the evening increases various public safety risks. Councillor Pereira stated that she supported this decision, as it is temporary for the ongoing Fédération Internationale de Football Association (FIFA) World Cup soccer tournament, which has some late games that would run past the business' normal operating hours. On a motion made by Councillor Raposo and seconded by Councillor Pereira, it was voted 6 yeas, 3 nays, that the communication be accepted and placed on file, with Vice President Dionne and Councilors Canuel and Peckham voting in the negative.

On a motion made by Vice President Dionne and seconded by Councillor Peckham, it was unanimously voted to take item 3b out of order.

3. Mayor and revised Proposed Fiscal Year 2027 Municipal Budget:

b. Emergency Medical Services Appropriation Order

On a motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to vote on the appropriation order by line item.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to approve line item A1, EMS, Salaries.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to approve line item A2, EMS, Expenses.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to approve line item A3, EMS, Capital.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to approve line item A4, EMS, Transfers (Indirect Costs).

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to reconsider the vote to approve line item A4, EMS, Transfers (Indirect Costs).

A further motion was made by Vice President Dionne and seconded by Councilor Peckham to reject line item A4, EMS, Transfers (Indirect Costs).

Vice President Dionne and Councilor Raposo discussed the City Council's potential actions in relation to this line item, and Councilor Raposo suggested that the line item total be reduced, not rejected. Vice President Dionne rescinded the motion to reject line item A4, EMS, Transfers (Indirect Costs). A brief discussion was held between President Ponte and the City Clerk regarding a numerical typographical error in the appropriation order creating a \$1 discrepancy in the final total.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was voted 9 yeas to reduce line item A4, EMS, Transfers (Indirect Costs) by \$1,050,001.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to approve line item A5, EMS, Debt.

On a further motion made by Councilor Canuel and seconded by Vice President Dionne, it was unanimously voted to approve the new appropriation total of \$16,894,935.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to approve line item Direct, Salaries.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to approve line item Direct, Expenses.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to approve line item Direct, Capital.

On a further motion made by Vice President Dionne and seconded by Councilor Hart, it was unanimously voted to approve line item Direct, Debt.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to approve the Direct, Subtotal of \$12,825,545.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to reduce Indirect, Health Insurance, by \$100,000.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to reduce Indirect, Pensions, by \$614,000.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to reduce Indirect, Other, by \$336,000.

On a further motion made by Councilor Canuel and seconded by Vice President Dionne, it was unanimously voted to approve the reduced Indirect, Subtotal of \$4,069,390.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was unanimously voted to adopt the order, as amended, with a new total of \$16,894,935.

a. General Fund Appropriation Order

On a motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to vote on the appropriation order by line item.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to reject line item A1 for Mayor, Salaries.

On a further motion made by Councilor Cadime and seconded by Councilor Peckham, it was unanimously voted to take line items A2 through A10, Mayor, Expenses; City Council, Salaries; City Council, Expenses; City Clerk, Salaries; City Clerk, Expenses; Elections, Salaries; Elections, Expenses; Veterans' Benefits, Salaries; and Veterans' Benefits, Expenses, respectively, together.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays to reject line items A2 through A10, Mayor, Expenses; City Council, Salaries; City Council, Expenses; City Clerk, Salaries; City Clerk, Expenses; Elections, Salaries; Elections, Expenses; Veterans' Benefits, Salaries; and Veterans' Benefits, Expenses, respectively, with Councilors Camara, Hart and Raposo voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Cadime, it was unanimously voted to take line items B1 through B3, Administrative Services, Salaries; Administrative Services, Expenses; Judgements and Claims, respectively, together.

Councilor Canuel stated that the changes to the Indirect Costs within the EMS Enterprise Fund budget will create a deficit within the Fiscal Year 2027 (FY27) Municipal Budget, therefore the budget cannot be approved as it is written and must be rejected to allow revisions to occur. Councilor Raposo stated that the Councilors could work to reduce various line items to eliminate the deficit created with the changes to the EMS Enterprise Fund FY27 budget without rejecting the budget in its entirety. A discussion was held between Councilors Canuel and Raposo regarding the process of revising or rejecting the budget. Councilor Cadime stated that the Police Department budget will have a significant deficit as well, and the Administration should work to rectify that matter when drafting a newly revised budget.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was voted 7 yeas, 2 nays, to reject line items B1 through B3, Administrative Services, Salaries; Administrative Services, Expenses; and Judgements and Claims, respectively, with Councilors Camara and Hart voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was voted 7 yeas, 2 nays to reject line item C1 for Financial Services, Salaries, with Councilors Camara and Hart voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 7 yeas, 2 nays, to reject line item C2 For Financial Services, Expenses, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Cadime and seconded by Councilor Peckham, it was unanimously voted to take line items D1 through D3, Facilities, Salaries; Facilities, Expenses; and Facilities, Capital, respectively, together.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 7 yeas, 2 nays, to reject line items D1 through D3, Facilities, Salaries; Facilities, Expenses; and Facilities, Capital, respectively, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was unanimously voted to take line items E1 through E3, Community Maintenance, Salaries; Community Maintenance, Expenses; and Community Maintenance, Capital, respectively, together.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 7 yeas, 2 nays, to reject line items E1 through E3, Community Maintenance, Salaries; Community Maintenance, Expenses; and Community Maintenance, Capital, respectively, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Peckham and seconded by Councilor Canuel, it was unanimously voted to take line items F1 through F3, Community Services, Salaries; Community Services, Expenses; and Community Services, Transfers, respectively, together.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 7 yeas, 2 nays, to reject line items F1 through F3, Community Services, Salaries; Community Services, Expenses; and Community Services, Transfers, respectively, with Councilors Camara and Hart voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to take line items G1 through G3, School Appropriation, School Transportation, and Education Assessments, respectively, together.

Councilor Cadime stated that the City Council has received two different School Transportation cost totals from the School Department and the Administration. Councilor Raposo stated that he had shared a data sheet related to School Transportation costs from the Chief Financial Officer of the Fall River School Department with all Councilors.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 7 yeas, 2 nays, to reject line items G1 through G3, School Appropriation; School Transportation; and Education Assessments, respectively, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Canuel and seconded by Vice President Dionne, it was unanimously voted to take items H1 through H8, Police, Salaries; Police, Expenses; Police, Capital; Harbor Master, Salaries; Harbor Master, Expenses; Fire & Emergency Services, Salaries; Fire & Emergency Services, Expenses; and Fire & Emergency Services, Capital, respectively, together.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was voted 7 yeas, 2 nays, to reject items H1 through H8, Police, Salaries; Police, Expenses; Police, Capital; Harbor Master, Salaries; Harbor Master, Expenses; Fire & Emergency Services, Salaries; Fire & Emergency Services, Expenses; and Fire & Emergency Services, Capital, respectively, with Councilors Camara and Hart voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Periera, it was unanimously voted to take items I1 through I4, Debt – Service; Insurance; Pension Contributions; Reserve Fund, respectively, together.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 7 yeas, 2 nays, to reject items I1 through I4, Debt – Service; Insurance; Pension Contributions; Reserve Fund, respectively, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Cadime and seconded by Vice President Dionne, it was voted 7 yeas, 2 nays, to reject the following funding sources: \$4,000,000 from Stabilization Fund; \$150,000 from Surplus Revenue (Free Cash); \$1,547,435 from the EMS Rate Revenues for Insurance; \$2,306,975 from the EMS Rate Revenues for Pension; \$1,264,980 from the EMS Rate Revenues for Other Indirect; \$618,839 from the Water Rate Revenues for Insurance; \$1,195,932 from the Water Rate Revenues for Pension; \$813,438 from the Water Rate Revenues for Other Indirect; \$154,615 from the Sewer Rate Revenues for Insurance; \$292,624 from the Sewer Rate Revenues for Pension; and \$500,761 from the Sewer Rate Revenues for Other Indirect, respectively, with Councilors Camara and Hart voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 7 yeas, 2 nays, to reduce the appropriation order total to \$0, with Councilors Camara and Hart voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Canuel, it was voted 7 yeas, 2 nays to adopt the appropriation order, as amended, with Councilors Camara and Hart voting in the negative.

Councilor Canuel suggested that the City Council schedule a Special Meeting for June 30, 2026, in anticipation of a newly revised budget being presented by the Administration. Councilor Camara stated that the City Council has now rejected the budget twice and that this matter will not be approved as the \$40,000 appropriation for City Council outside legal services has not been placed within the City Council budget as requested. Councilor Canuel stated that he had discussed a 1/12th budget with the Mayor and stated that this process would have a negative impact on the City.

On a motion made by Councilor Canuel and seconded by Councilor Raposo, it was unanimously voted to waive the rules to allow Ann O'Neil-Souza, Interim City Administrator/Chief of Staff, to answer questions.

Councilor Canuel and Ms. O'Neil-Souza discussed the resubmission of a new budget. The Interim City Administrator/Chief of Staff stated that the Administration could not provide a definite timeline for a new budget to be submitted and that there are currently no recommendations for any amendments from the City Council. Ms. O'Neil-Souza also stated that the Administration understands that the budget was rejected again due to the legal counsel account, indirect cost amendments within the EMS Enterprise Fund Budget, creating a \$1,050,000 deficit within the Municipal Budget, and School Transportation cost discrepancies.

The City Clerk and the Interim City Administrator/Chief of Staff provided information regarding the Massachusetts Department of Revenue's protocol for a 1/12th budget and that each monthly appropriation will be submitted by the Mayor based on departmental needs. The City Clerk also stated that, while the Mayor needs to present the monthly budgetary appropriation to the City Council, if it is not rejected or reduced by the City Council, it will automatically go into effect since DOR has opined that a vote of the City Council to adopt the order is not required for the order to go into effect.

Councilor Canuel and Ms. O'Neil-Souza discussed scheduling a Special Meeting of the City Council on June 30, 2026, to discuss a new budgetary submission. The Interim City Administrator/Chief of Staff stated that the Director of Financial Services would not be available on that date and that while an appropriation will be submitted, it may not be a full fiscal year budget.

Vice President Dionne stated that the City Council acted upon the proposed revised budget and that it is now within the Mayor's jurisdiction to determine how to address the matter. Vice President Dionne also stated that preemptively scheduling a Special Meeting of the City Council is not merited.

Councilor Pereira stated that the location of the outside legal counsel funding doesn't change its availability to the Councilors and should not affect the decision to approve or reject the budget. Councilor Pereira and Ms. O'Neil-Souza discussed the potential amendments that could be submitted with a new budget, but both agreed that the outside legal counsel account location would determine the overall vote on the matter. The Interim City Administrator/Chief of Staff reiterated that she could not confirm a time for the submission of a new budget.

Councilors Cadime and Pereira discussed the location of the outside legal counsel account, currently listed within the Law Department, Expenses, budget, and the potential methods that could be used to relocate the account. Councilor Pereira stated that she would discuss the matter further with the Mayor.

Councilor Raposo suggested that the City Council enter a recess until the Mayor can be contacted, as this matter should be addressed immediately. The Interim City Administrator/Chief of Staff explained that the Mayor is participating in a Special Meeting of the School Committee and is not available.

Vice President Dionne and Ms. O'Neil-Souza discussed the need for additional School Transportation information and communication between the School Department and Administration.

Councillor Camara stated that no compromise will occur on the various portions of this rejected budget over the next week and that a Special Meeting of the City Council is not warranted. Councillor Camara also stated that the City Council has now rejected the budget twice and that the Councillors must accept the 1/12th budgetary process, as no reductions were made to amend the proposed budget and it was rejected. Councillor Raposo emphasized that there is still one week where the Administration and the City Council can work together on this matter prior to the end of the fiscal year.

On a motion made by Councillor Canuel and seconded by Vice President Dionne, it was voted 8 yeas, 1 nay, to move the question regarding the scheduling of a Special Meeting of the City Council on June 30, 2026, at 6:00 p.m., with Councillor Raposo voting in the negative.

On further motion made by Councillor Canuel and seconded by Councillor Raposo, it was voted 3 yeas, 6 nays, to schedule a Special Meeting of the City Council on June 30, 2026, at 6:00 p.m., with President Ponte and Councillors Canuel and Raposo voting in the affirmative and the motion failed to carry.

4. Mayor, Planning Board Report and resolution re: proposed amendment to expand the Waterfront/Downtown Housing Development Zone a/k/a Central Market Housing Development District Zone and Plan Amendment

On a motion made by Councillor Raposo and seconded by Councillor Hart, it was voted 6 yeas, 3 nays, that the resolution be adopted and that the Planning Board report be accepted and placed on file, with Vice President Dionne and Councillors Cadime and Peckham voting in the negative.

Approved, June 25, 2026

Paul E. Coogan, Mayor

5. Mayor and the following appropriations:

- a. \$3,670,000 from FY25 Sewer Retained Earnings to Sewer, Transfers

On a motion made by Councillor Raposo and seconded by Councillor Canuel, it was voted 7 yeas, 2 nays, that the order be adopted, with President Ponte and Councillor Peckham voting in the negative.

- b. \$1,770,000 from FY25 Water Retained Earnings to Water, Transfers

On a motion made by Councillor Canuel and seconded by Councillor Raposo, it was voted 7 yeas, 2 nays, that the order be adopted, with President Ponte and Councillor Peckham voting in the negative.

6. Mayor and order appropriating \$1,400,000 from FY25 Surplus Revenue to Fire, Salaries
A motion was made by Councillor Camara and seconded by Councillor Hart to adopt the order. On a roll call vote, Councillors Cadime and Peckham objected and the matter was laid on the table in accordance with the Charter.

Councillor Pereira exited the Chamber at 8:27 p.m.

7. Mayor and end-of-year appropriations totaling \$475,750 from the following accounts:

- City Council, Expenses (\$2,750)
- Reserve for Employee Benefits (\$223,000)
- Administrative Services, Salaries (\$100,000)
- Financial Services, Salaries (\$50,000)
- Facilities, Salaries (\$100,000)

to:

- City Council, Salaries (\$2,750)
- City Clerk, Salaries (\$23,000)
- Police, Salaries (\$450,000)

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

8. Mayor with resolutions for Tax Increment Exemption Agreements as follows:

a. Jefferson Realty LLC at 37 Park Street

On a motion made by Councilor Raposo and seconded by Councilor Hart, it was voted 5 years, 3 days, that the resolution be adopted, with Vice President Dionne and Councilors Canuel and Peckham voting in the negative and Councilor Pereira absent and not voting.

Approved, June 25, 2026

Paul E. Coogan, Mayor

b. Second Street Trust at 377 Second Street

On a motion made by Councilor Raposo and seconded by Councilor Hart, it was voted 5 years, 3 days, that the resolution be adopted, with Vice President Dionne and Councilors Canuel and Peckham voting in the negative and Councilor Pereira absent and not voting.

Approved, June 25, 2026

Paul E. Coogan, Mayor

Councilor Pereira returned to the Chamber at 8:29 p.m.

9. Mayor and Memorandum of Agreement for Fall River EMS Unit, AFSCME Council 93, Local 1202

On a motion made by Vice President Dionne and seconded by Councilor Pereira, it was unanimously voted that the order be adopted.

Approved, June 25, 2026

Paul E. Coogan, Mayor

PRIORITY COMMUNICATIONS

10. Board of Election Commissioners and order authorizing polling places for the State Primary Election on September 1, 2026, and the Biennial State Election on November 3, 2026, and designating polling places and changes to polling places for such elections

On a motion made by Councilor Pereira and seconded by Councilor Cadime, it was voted 7 years, 2 days, that the orders be adopted, with Vice President Dionne and Councilor Canuel voting in the negative.

Approved, June 25, 2026

Paul E. Coogan, Mayor

COMMITTEE REPORTS – None

ORDINANCES – None

RESOLUTIONS

11. Administration and School Department convene to finalize indirect cost agreement
On a motion made by Councilor Raposo and seconded by Councilor Pereira, it was unanimously voted that the resolution be adopted.
12. Committee on Ordinances and Legislation convene to discuss development, traffic and parking concerns within the Route 79/Davol Street Corridor area
Councilor Pereira emphasized the need to be proactive with the planned development of this area and that the City should address any concerns prior to structures and parking lots being constructed. Councilor Canuel expressed his support of the resolution. On a motion made by Councilor Raposo and seconded by Councilor Hart, it was unanimously voted that the resolution be adopted.
13. Committee on Ordinances and Legislation convene to review City ordinances re: outside billboards and advertising signs
Councilor Pereira stated that many constituents have expressed concern regarding a billboard that was recently installed in the City. Councilor Pereira explained that, while the existing billboard cannot be removed, the City should work to place limitations on them in the future. Vice President Dionne agreed and stated that billboards negatively affect the visual appeal of the City. On a motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted that the resolution be adopted.

CITATIONS

14. Mary E. Goff, Retired Captain, U.S. Army Nurse Corps. – Dedication and commitment to Fall River veterans
On a motion made by Councilor Raposo and seconded by Councilor Canuel, it was unanimously voted that the citation be accepted and placed on file.

ORDERS – HEARINGS**Jointly Owned Pole Location**

15. Massachusetts Electric Company d/b/a National Grid and Verizon New England, Inc., Eastern Avenue – One (1) new jointly owned pole location
On a motion made by Councilor Canuel and seconded by Councilor Peckham, it was unanimously voted that the order be adopted.
 Approved, June 25, 2026
 Paul E. Coogan, Mayor

ORDERS – MISCELLANEOUS

16. **Police Chief's Report on Licenses**
Taxicab Driver
 Steven B. Rebello
On a motion made by Councilor Peckham and seconded by Vice President Dionne, it was unanimously voted that the order be adopted.
17. **Auto Repair Shop License Renewal**
 Timothy Pinto, SM Automotive, LLC d/b/a E&T Auto Concepts, 196 Oak Grove Avenue
On a motion made by Councilor Peckham and seconded by Vice President Dionne, it was unanimously voted that the order be adopted.
 Approved, June 25, 2026
 Paul E. Coogan, Mayor

Auto Repair Shop License Transfers

18. License no. 168 located at 697 Pleasant Street from Wilson Frank Elias d/b/a One Stop Auto Center, Inc. to Jefferson Moises d/b/a One Stop Auto Center, Inc.

On a motion made by Councilor Peckham and seconded by Councilor Canuel, it was unanimously voted that the order be adopted.

Approved, June 25, 2026

Paul E. Coogan, Mayor

19. License no. 217 located at 400 Stafford Road from Francisley J. Grizotte d/b/a Shea's Automotive Center to Brandon Rocha d/b/a Shea's Automotive Center

On a motion made by Councilor Peckham and seconded by Councilor Canuel, it was unanimously voted that the order be adopted.

Approved, June 25, 2026

Paul E. Coogan, Mayor

COMMUNICATIONS – INVITATIONS – PETITIONS

20. Claims

On a motion made by Councilor Peckham and seconded by Councilor Cadime, it was unanimously voted that the claims be referred to Corporation Counsel.

21. Communication from city resident re: traffic and parking conditions on Progress Street

On a motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted that the communication be referred to the Committee on Public Safety.

22. Application for a License to Conduct One-Day Bingo – The Children's Museum of Greater Fall River, October 22, 2026, at 4500 North Main Street

On a motion made by Councilor Raposo and seconded by Councilor Canuel, it was unanimously voted that the application be approved.

Approved, June 25, 2026

Paul E. Coogan, Mayor

On a further motion made by Councilor Cadime and seconded by Councilor Raposo, it was unanimously voted to take items 23 through 34 together.

City Council Minutes

- 23. Public Hearings – May 26, 2026
- 24. Public Hearings – June 2, 2026
- 25. Public Hearings – June 9, 2026
- 26. Committee on Finance – May 26, 2026
- 27. Committee on Finance – May 28, 2026
- 28. Committee on Finance – June 1, 2026
- 29. Committee on Finance – June 2, 2026
- 30. Committee on Finance – June 3, 2026
- 31. Committee on Finance – June 9, 2026
- 32. Regular Meeting of the City Council – May 26, 2026
- 33. Special Meeting of the City Council – June 3, 2026
- 34. Regular Meeting of the City Council – June 9, 2026

On a motion made by Councilor Camara and seconded by Councilor Hart, it was unanimously voted that the minutes be approved.

BULLETINS – NEWSLETTERS – NOTICES

35. Notice of Casualty and Loss at 183 Winthrop Street

On a motion made by Councilor Peckham and seconded by Councilor Raposo, it was unanimously voted that the notice be accepted and placed on file.

ITEMS FILED AFTER THE AGENDA DEADLINE
CITY COUNCIL MEETING DATE: JUNE 23, 2026

PRIORITY MATTERS

9a. Mayor and proposed Home Rule Petition re the use of the Gold Room at the Liberal Club to serve as a polling location for the 2026 State Elections

On a motion made by Councilor Pereira and seconded by Councilor Hart, it was voted 7 yeas, 2 nays, to adopt an emergency preamble, with Vice President Dionne and Councilor Canuel voting in the negative. On a further motion made by Councilor Raposo and seconded by Councilor Peckham, it was voted 7 yeas, 2 nays, to adopt the order, with Vice President Dionne and Councilor Canuel voting in the negative.

Approved, June 25, 2026

Paul E. Coogan, Mayor

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

10a. All readings with emergency preamble:

- Proposed Ordinance – Traffic, Handicapped Parking
- Pitman Street, East, 110 feet south of Webster Street
 - Richmond Street, West, 196 feet north of Cambridge Street
 - Smith Street, West, 268 feet south of Warren Street
 - Stanley Street, North, 45 feet east of Madison Street
 - Wade Street, South, 80 feet west of Fifth Street
 - Woodman Street, North, 292 feet west of King Street

On a motion made by Councilor Raposo and seconded by Councilor Hart, it was voted 9 yeas to adopt the emergency preamble. On a further motion made by Councilor Raposo and seconded by Councilor Peckham, it was unanimously voted that the proposed ordinance be passed through first and second reading, passed to be enrolled and passed to be ordained.

Approved, June 25, 2026

Paul E. Coogan, Mayor

Councilor Camara exited the Chamber at 8:45 p.m.

First reading, as amended:

10b. Proposed Ordinance – Traffic, Miscellaneous
Parking prohibited during certain hours

- Hyacinth Street, East, 763 feet north
Monday through Friday, 7:00 A.M. to 3:00 P.M., from September 1 to June 30
- Hyacinth Street, West, 763 feet north
Monday through Friday, 7:00 A.M. to 3:00 P.M., from September 1 to June 30
- Locust Street, North, 658 feet east
Monday through Friday, 7:00 A.M. to 3:00 P.M., from September 1 to June 30
- Locust Street, South, 658 feet east
Monday through Friday, 7:00 A.M. to 3:00 P.M., from September 1 to June 30

On a motion made by Councilor Cadime and seconded by Councilor Pereira, it was voted 6 yeas, 2 nays to pass the proposed ordinance through first reading, as amended, with President Ponte and Councilor Raposo voting in the negative and Councilor Camara absent and not voting.

Councilor Camara returned to the Chamber at 8:47 p.m.

10c. Proposed Ordinance – Traffic, Miscellaneous
Fifteen-minute parking

- South Main Street, East, 76 feet north of Slade Street
Monday through Saturday, 6:00 A.M. to 9:00 P.M.
Sunday, 7:00 A.M. to 9:00 P.M.

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

10d. Proposed Ordinance – Traffic, Miscellaneous
Handicapped parking removals

- Albion Street, West, 30 feet south of Downing Street
- Bowen Street, West, 160 feet south of Charles Street
- Brow Street, North, 143 feet east of Fifth Street
- Center Street, North, 147 feet west of South Main Street
- Kellogg Street, West, 392 feet north of Hamlet Street
- Lewis Street, East, 30 feet north of Slade Street
- Merchant Street, North, 27 feet west of Eighteenth Street
- Montgomery Street, South, 111 feet east of Robeson Street
- North Main Street, West, 20 feet south of Weaver Street
- North Main Street, West, 144 feet north of Marier Street
- N. Underwood Street, West, 206 feet north of Weetamoe Street
- Oxford Street, West, 143 feet south of Warren Street
- Quequechan Street, West, 255 feet south of County Street
- South Main Street, West, 283 feet south of Woodman Street
- Walnut Street, North, 127 feet west of Linden Street

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

First reading:

10e. Proposed Ordinance – Amending §62-2(C), Solid waste – Collection and disposal,
generally

On a motion made by Councilor Raposo and seconded by Councilor Cadime, it was voted 8 yeas, 1 nay, that the proposed ordinance be passed through first reading, with Councilor Peckham voting in the negative.

First reading, as amended:

10f. Proposed Ordinance – Salary amendments for the Director of Health and Human
Services

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

First reading:

10g. Proposed Ordinance – Amending §50-301, Salary schedule for executive officers,
department heads, and non-union personnel

On a motion made by Councilor Cadime and seconded by Vice President Dionne, it was voted 5 yeas, 4 nays, that the proposed ordinance be passed through first reading, with President Ponte and Councilors Canuel, Peckham and Pereira voting in the negative.

10h. Proposed Ordinance – Amending §50-303, Salary schedule for political appointments and boards/committees

On a motion made by Councilor Raposo and seconded by Councilor Canuel, it was voted that the proposed ordinance be passed through first reading, with Councilor Peckham opposed.

On a further motion made by Councilor Pereira and seconded by Councilor Hart, it was unanimously voted to reconsider the vote taken for item 10g.

10g. Proposed Ordinance – Amending §50-301, Salary schedule for executive officers, department heads, and non-union personnel

On a further motion made by Councilor Raposo and seconded by Councilor Pereira, it was voted 6 yeas, 3 nays, that the proposed ordinance be passed through first reading, with President Ponte and Councilors Canuel and Peckham voting in the negative.

On a motion made by Councilor Hart and seconded by Vice President Dionne, it was unanimously voted to adjourn at 8:51 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

School Transportation costs data sheet from the Chief Financial Officer of the Fall River School Department

A true copy Attest:

Chês da Silva Paulino Leite

City Clerk

SPECIAL MEETING OF THE CITY COUNCIL

MEETING: June 30, 2026, at 5:30 p.m.
Council Chamber, One Government Center

PRESENT: President Cliff A. Ponte, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara, Michael G. Canuel,
Michelle M. Dionne, Paul B. Hart, Christopher M. Peckham, Sr.,
Linda M. Pereira and Andrew J. Raposo

ABSENT: None

IN ATTENDANCE: Mayor Paul E. Coogan
Ann O'Neil-Souza, Interim City Administrator/Chief of Staff
Emily Arpke, Director of Financial Services
Kenneth C. Pacheco, Chief Operation Officer, Fall River Public Schools

President Ponte called the meeting to order at 5:31 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.

1. Citizen Input Time
Collin Dias, 560 Ray Street – School Transportation and CFO
Mayor Paul E. Coogan, 90 Williamson Street – Budget
Vice President Dionne and Mayor Coogan discussed previous meetings between the City Councilors and members of the Administration regarding the location of funds for the City Council's outside legal counsel as well as upcoming discussions related to School Transportation costs. Mayor Coogan explained that there will be an introductory meeting on July 1, 2026, with the new Chief Financial Officer of the Fall River Public Schools and that School Transportation costs will be addressed during this meeting. Mayor Coogan emphasized that he was confident in the total funding listed in the revised Fiscal Year 2027 General Fund appropriation order.

President Ponte suggested that this discussion be continued but that the Council move on to item 2 on the agenda and requested that Mayor Coogan remain for the budgetary discussions to answer questions.

PRIORITY MATTERS

2. Mayor and revised Proposed Fiscal Year 2027 Municipal Budget
 - General Fund Appropriation Order

Vice President Dionne explained that various meetings were held between the Administration and individual City Councilors related to the budget. Vice President Dionne also provided detailed information regarding the development of a compromise between the City Council and the Mayor in the form of a Memorandum of Agreement (MOA), which would ensure that the City Council would have direct access to the funds for outside legal counsel services, without any interference from the Law Department. Paul E. Coogan, Mayor, agreed with Vice President Dionne's summary of the conversations and stated that he had offered to prepare a 1/12th budgetary appropriation but was informed by the Council President that the budget would be approved so long as the MOA was finalized. Vice President Dionne emphasized that, while Corporation Counsel was willing to sign the document for form and manner, he was not willing to sign the document as an agreeable party and that this is a barrier to achieving the compromise developed between the Councilors and the Mayor.

Councilor Cadime expressed appreciation for the Mayor's attendance but emphasized that the City Council has not been rejecting the previous budgets only because of the location of the funds for the City Council's outside legal counsel, and that there are other concerns within the budget as well. Councilor Cadime explained that he has no confidence in Corporation Counsel and is concerned that a legal opinion regarding the City Council's jurisdiction to object to tonight's topic was provided, as it is an incorrect interpretation of the action taken by the Council on previously submitted budgetary appropriation orders. Mayor Coogan explained that he had requested the legal opinion and shared it with the City Councilors. Vice President Dionne stated that, while various line items may have been approved during deliberations, both proposed budget appropriation orders were rejected and the item before the Council this evening is a new item, subject to an objection. Councilor Cadime stated that he had spoken with an outside attorney during a Committee on Ordinances and Legislation meeting and was advised that the City Council held the "power of the purse" in relation to various matters and that the rejections of the previous proposed budgets were reflecting the concerns of the City Councilors.

Councilor Cadime and Mayor Coogan discussed the MOA and the concerns of Corporation Counsel in relation to the signing of the agreement outside of confirming its form and manner. Mayor Coogan stated that there are state statutes that limit the Law Department's capability to participate in this matter, as it may expose the taxpayers of Fall River to costs of legal claims. Councilor Cadime expressed concern regarding Corporation Counsel refusing to sign any document that is presented to him in relation to funding for outside legal counsel, including previously submitted resolutions, a proposed ordinance and this MOA. Mayor Coogan clarified that some portions of the drafted MOA were written by the Director of Human Resources, as well as the Council President, and that the Administration was still willing to work cohesively with the City Councilors to achieve a compromise.

Councilor Cadime also expressed concern regarding the School Transportation line item within the newly proposed budget, as the total presented by the Administration in comparison to the School Department's data did not match and had a difference totaling nearly \$1,000,000. Councilor Cadime also stated that the lack of communication between the Director of Financial Services, the City Council and various departments has resulted in various types of discrepancies between presented proposed funding, and necessary funding requested by the related department heads, such as a total of \$450,000 for buyouts for retirement within the Fall River Police Department budget. Councilor Cadime emphasized that his concerns included multiple factors, not just the \$40,000 allocation for the City Council's access to outside legal counsel.

Councilor Cadime stated that the City Councilors should not rush through the budgetary approval process and should be thoroughly reviewing all aspects within the document. Emily Arpke, Director of Financial Services, stated that the newly submitted appropriation does include an increased total for the Police Department's buyouts for retirements and Mayor Coogan explained that the Administration has been working on all suggestions and recommendations presented to them by the City Council over the past month. Councilor Cadime stated that he has no confidence in the Law Department as a whole and that he would not be supporting this newly revised budget.

Councilor Peckham requested additional information regarding the City's access to funding under the McKinney-Vento Homeless Assistance Act and expressed concern regarding the Administration's ability to balance the City's budgets within the upcoming fiscal years. Ms. Arpke provided information regarding the use of one-time funding to balance the budget and stated that, while this action is possible, there would be large amounts of funding cuts throughout various departments. Councilor Peckham and Ms. Arpke also discussed the debt payments related to the new Diman Regional Vocational Technical High School and the use of Free Cash to cover other areas of the City's budget. Mayor Coogan stated that the Stabilization Fund has more than adequate funding and that he is confident that any unanticipated expenditure could be covered with these reserved funds. Ms. Arpke agreed and stated that there is currently \$22,000,000 in the Stabilization Fund and provided a total debt service amount of almost \$13,000,000 anticipated for Fiscal Year 2028. Councilor Peckham expressed concern regarding the need for more growth and Ms. Arpke stated that City revenue and increased tax payments would result in higher growth projections. Councilor Peckham again expressed concern regarding various funding sources that have been inconsistent, such as the state excise tax revenue related to regulated adult-use cannabis sales, and stated that with the debt for the new Diman Regional Vocational Technical High School and the recent loan order to purchase the former Bishop Connolly High School property, the City is exceeding a reasonable amount of debt.

President Ponte asked if there are any structural deficits within the revised budget and Ms. Arpke stated that she was not aware of any at this time. Ms. Arpke also stated that the excise tax revenue related to adult-use cannabis sales will be received in a more regular manner going forward. Councilor Peckham and Ms. Arpke discussed the purchase of the former Bishop Connolly High School and Councilor Peckham asked if the Director of Financial Services had supported the decision to purchase the property. Ms. Arpke stated that her job duties do not include providing opinions on City purchases and consist of providing information as to whether the required funding for said purchase is available for use. Councilor Peckham expressed concern that there are no definite answers being provided for the future budgetary status of the City, and Ms. Arpke explained that budgets are based on financial projections therefore definite answers are not yet available.

Vice President Dionne and Ms. Arpke discussed the ongoing solid waste collection contract, the planned expenditure for this contract and the possibility of changes to the total cost for the City. Ms. Arpke explained that the contract will be based on the amount supplied in the contractor's official bid and that the contract cannot be finalized until the budget is approved by the City Council. Ms. Arpke clarified that the budgetary appropriation order can be amended in the future after adoption, if needed. Ann O'Neil-Souza, Interim City Administrator/Chief of Staff, stated that the City Auditor can guarantee twelve months of payments for the contract, but that the legal document cannot be executed until the budget is passed by the City Council. Vice President Dionne stated that she had confirmed there would be no interruption to solid waste collection services if the budget was not approved prior to July 1, 2026, as a thirty-day extension has been applied for the current contract pending budgetary approval. Ms. Arpke emphasized that the

burden of a 1/12th budget would be placed upon each department head, as they will need to perform additional financial planning for the month of July and Ms. O'Neil-Souza stated that the City is prepared to operate on this type of budget for no more than ninety days. Vice President Dionne stated that she is confident that the budget matter will be reconciled within the next three months.

Vice President Dionne and Ms. Arpke also discussed the use of McKinney-Vento Homeless Assistance Act funding and Commonwealth Special Education Reimbursement Program, commonly known as the Circuit Breaker Program, which provides financial assistance to public school districts to offset the cost of special education services. Ms. Arpke stated that both are potential funding sources for the School Transportation budget. Vice President Dionne stated that the funding must only be utilized for eligible special needs transportation and Ms. Arpke agreed. The Director of Financial Services explained that this would cover almost \$9,000,000 of the transportation cost total, as many services are provided to students with special needs. Vice President Dionne emphasized the need to include the School Committee and School Department in these discussions.

Councillor Peckham and Ms. Arpke discussed the pending MOAs for the Police Department, Fire Department and Fall River Teamster's Local 251. Ms. Arpke stated that there is \$600,000 set aside for anticipated agreement costs, but there are no specific amounts available yet as the negotiations are ongoing.

Councillor Canuel expressed concern regarding the lack of documentation regarding the revised budget, as he was unable to access the new pages until late in the day prior to this meeting. Ms. Arpke stated that she had distributed the pages on an earlier date but apologized for the delay. Ms. Arpke explained that the drafting of the revised budget began on Thursday and the turnaround time for printing and merging all the new pages was very limited. Councillor Canuel stated that he is not comfortable voting upon an item that he has not yet thoroughly reviewed. Councillor Peckham expressed concern regarding the Administration's lack of preparation to discuss budgetary matters in depth.

Councillor Canuel stated that the discrepancies between different submitted School Transportation cost totals has made analysis of the budget challenging. Councillor Canuel also expressed concern that the Administration would not be meeting with the School Department's new Chief Financial Officer to discuss this matter until July 1, 2026, and stated that various email requests from City Councillors and School Committee members have not been addressed in a timely manner. Mayor Coogan explained that there is a \$900,000 discrepancy between the Administration's total and the School Committee's total for School Transportation costs and stated that they are working diligently to correct this difference. Councillor Canuel and Ms. O'Neil-Souza discussed the use of Circuit Breaker funds to offset the transportation costs and Ms. O'Neil-Souza clarified that the total listed within the Fiscal Year 2027 (FY27) budget proposal does not include future changes to school districting or bus routes. Councillor Canuel stated that he is not confident that the changes to the school bus routes will have a positive financial effect on the City.

Councillor Canuel also made remarks regarding the City Council's power to object to this matter and expressed concern that the legal opinion provided by the Law Department was an overreach of executive power as the opinion was not solicited by the City Council.

Councilor Camara stated that the legal opinion provided to the Councilors is not an agenda item and that the discussion should remain focused on the budgetary matter at hand. Mayor Coogan stated that he had requested the legal opinion from the Law Department and shared the document with the Councilors once it was received. Councilor Canuel emphasized the need for mutual respect between the City Council and the Law Department and stated that the City Council needs easy access to legal information.

Councilor Raposo stated that he had requested additional documentation regarding School Transportation data numerous times without timely responses and had only received one data sheet made by the Chief Financial Officer of the Fall River Public Schools. Mayor Coogan stated that he was unsure if the accounting methods used to obtain that data were adequate and reiterated that he will be discussing future processes to calculate the totals when he meets with the new Chief Financial Officer on July 1, 2026. Councilor Raposo and Ms. Arpke discussed the methods used to determine the McKinney-Vento Homeless Assistance Act funding available, as previous fiscal years show an unchanging total of \$1,000,000. Ms. Arpke stated that she is currently researching this matter and will discuss this financial concern with the new Chief Financial Officer of the Fall River School Department. Councilor Cadime stated that the School Department has not been responding to the City Council in a timely manner with various financial data requests and Councilor Raposo agreed. Mayor Coogan stated that there are various forms of data provided by the School Department that need further research as well, such as the lack of a surplus listed for both the McKinney-Vento Homeless Assistance Act funding and the Circuit Breaker Program line items. Councilor Raposo asked about the amount provided during Citizens' Input Time by School Committee Member Collin Dias, which totaled 5%, and Ms. Arpke stated that she is still waiting for more information from the School Department to confirm their percentage calculations.

Councilor Camara stated that City Councilors who do not agree with the provided legal opinion do not need to follow the advice given and that all City Councilors can obtain third-party opinions from a private attorney on their own behalf.

Councilor Cadime asked if the new contract for School Transportation was available for review. Ms. Arpke explained that the City has received a copy of the contract and clarified that the 5% potential increase referenced during Citizens' Input Time was not included as an escalator clause. Councilor Cadime stated that, ultimately, the budgetary decisions on this matter are the responsibility of the Administration and expressed concern regarding the lack of dialogue with the School Department. Ms. Arpke explained that the contract has line items labeled as "not to exceed," but no total costs are provided and that this has created challenges in relation to proper budgeting for this expense.

Councilor Cadime stated that the School Department began their discussions regarding the FY27 budget in December of 2025 and expressed concern regarding the breakdown in communication between the Administration and the School Department. Ms. Arpke explained that, if there are discrepancies between the proposed budget and the actual total cost, an appropriation order will be submitted to amend the budgeted total in the future. Councilor Cadime asked if there were any other line items within the budget that could end up with significantly different totals once FY27 begins. Mayor Coogan stated that the only other line item that could have a much larger total would be the Health Insurance costs.

Councilor Pereira asked if the Chief Operating Officer could provide any additional information. Kenneth C. Pacheco, Chief Operating Officer, Fall River Public Schools, stated that he doesn't have much information regarding the specifics of the contract, but that he can confirm that there is a 5% escalator clause in the contract that was submitted.

Vice President Dionne and Mayor Coogan discussed the data that was supplied by the Interim Superintendent of Fall River Public Schools. Mayor Coogan confirmed that, while a different official sent the email, the financial data was created by the former Chief Financial Officer of the Fall River Public Schools. Vice President Dionne and Ms. Arpke discussed the City's calculated amounts, which are still pending, and that the Interim Superintendent's correspondence showed the presence of an escalator clause with a total cost of \$16,365,943.12, as of June 3, 2026. Vice President Dionne explained that the budget could have been amended to reflect this total. Mayor Coogan and Ms. Arpke explained that they need to discuss this matter with the new Chief Financial Officer, as the total cost includes purchase orders and encumbrances, not total amounts spent.

Councilor Peckham stated that the Director of Financial Services has not provided any definite answer regarding this matter. Mayor Coogan and Councilor Peckham discussed the various budgetary meetings that have taken place without complete information being provided. On a motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to adopt a vote of no confidence on Emily Arpke, Director of Financial Services, with Councilors Camara, Hart and Raposo voting in the negative.

A motion was made by Councilor Cadime and seconded by Councilor Camara to take line A1-I4 together and reject all line items. A brief discussion was held between Vice President Dionne, Councilor Cadime and the City Clerk regarding the best method to vote upon the appropriation order. The City Clerk advised the Council to vote on each line individually to ensure no question of the City Council's intent when voting on the appropriation order. Councilor Cadime withdrew his previous motion.

On a motion made by Vice President Dionne and seconded by Councilor Peckham, it was unanimously voted to vote on the appropriation order by line item.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item A1 for Mayor, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item A2 for Mayor, Expenses, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item A3 for City Council, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item A4 for City Council, Expenses, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item A5 for City Clerk, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 7 yeas, 2 nays, to reject line item A6 for City Clerk, Expenses, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item A7 for Elections, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted to reject line item A8 for Elections, Expenses, with Councilors Camara and Hart opposed.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted to reject line item A9 for Veterans' Benefits, Salaries, with Councilors Camara and Hart opposed.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted to reject line item A10 for Veterans' Benefits, Expenses, with Councilors Camara, Hart and Pereira opposed.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted to reject line item B1 for Administrative Services, Salaries, with Councilors Camara, Hart and Pereira opposed.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted to reject line item B2 for Administrative Services, Expenses, with Councilors Camara, Hart and Pereira opposed.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item B3 for Judgements and Claims, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item C1 for Financial Services, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 7 yeas, 2 nays, to reject line item C2 for Financial Services, Expenses, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item D1 for Facilities, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item D2 for Facilities, Expenses, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item E1 for Community Maintenance, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item E2 for Community Maintenance, Expenses, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item F1 for Community Services, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 7 yeas, 2 nays, to reject line item F2 for Community Services, Expenses, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item F3 for Community Services, Transfers, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 7 yeas, 2 nays, to reject line item G1 for School Appropriation, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Raposo and seconded by Vice President Dionne, it was voted 7 yeas, 2 nays, to reject line item G2 for School Transportation, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 7 yeas, 2 nays, to reject line item G3 for Education Assessments, with Councilors Camara and Hart voting in the negative.

On a further motion made by Councilor Camara and seconded by Councilor Pereira, it was voted 3 yeas, 6 nays, to approve line item H1 for Police, Salaries, with Councilors Camara, Hart and Pereira voting in the affirmative and the motion failed to carry.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item H1 for Police, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item H2 for Police, Expenses, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item H4 for Harbor Master, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item H5 for Harbor Master, Expenses, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Camara and seconded by Councilor Hart, it was voted 3 yeas, 6 nays, to approve line item H6 for Fire & Emergency Services, Salaries, with Councilors Camara, Hart and Pereira voting in the affirmative and the motion failed to carry.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item H6 for Fire & Emergency Services, Salaries, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Camara and seconded by Councilor Hart, it was voted 3 yeas, 6 nays, to approve line item H7 for Fire & Emergency Services, Expenses, with Councilors Camara, Hart and Pereira voting in the affirmative and the motion failed to carry.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item H7 for Fire & Emergency Services, Expenses, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item I1 for Debt-Service, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reject line item I2 for Insurance, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item I3 for Pension Contributions, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Peckham and seconded by Vice President Dionne, it was voted 6 yeas, 3 nays, to reject line item I4 for Reserve Fund, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Councilor Cadime and seconded by Councilor Pereira, it was voted 7 yeas, 2 nays, to reject all funding sources with Councilors Camara and Hart voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to reduce the appropriation order total to \$0, with Councilors Camara, Hart and Pereira voting in the negative.

On a further motion made by Vice President Dionne and seconded by Councilor Peckham, it was voted 6 yeas, 3 nays, to adopt the appropriation order, as amended, with Councilors Camara, Hart and Pereira voting in the negative.

A motion was made by Vice President Dionne and seconded by Councilor Peckham to approve a continuing 1/12th appropriation budget.

Councilor Cadime stated that there was no 1/12th budgetary appropriation order before the City Council for approval. Councilor Pereira also clarified that this budgetary appropriation will go into effect automatically. The City Clerk stated that the next step of the process is for the Mayor to submit a 1/12th appropriation order and suggested that the City Council could send a letter to the Mayor requesting such submission.

On a motion made by Councilor Pereira and seconded by Vice President Dionne, it was unanimously voted to send a letter to the Mayor requesting that a 1/12th budgetary appropriation be submitted to the City Council, a copy of which is attached hereto and made a part of these minutes.

Vice President Dionne requested that the City Council still vote to approve operating under a continuing 1/12th appropriation to avoid any issues related to this matter.

A motion was made by Vice President Dionne and seconded by Councilor Peckham to approve operating under a continuing 1/12th appropriation budget. On a roll call vote, Councilor Cadime voted in the affirmative, Councilor Camara objected and the motion was laid on the table in accordance with the Charter.

On a further motion made by Vice President Dionne and seconded by Councilor Pereira, it was unanimously voted to adjourn at 7:24 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

Legal opinion from Assistant Corporation Counsel Gary Howayeck regarding the City Council's ability to object to the second revised proposed Fiscal Year 2027 Municipal Budget General Fund Appropriation Order

A true copy. Attest:

Onís da Silva Paulino Leite

City Clerk



City of Fall River Massachusetts
Office of the City Clerk

INÊS DA SILVA PAULINO LEITE
CITY CLERK

CHELSEA PACHEGO
ASSISTANT CITY CLERK

July 1, 2026

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

Dear Mr. Mayor:

At a Special Meeting of the City Council held on June 30, 2026, and under the provisions of Massachusetts General Laws Chapter 44, Section 32, on a motion made and seconded, the line-items within the appropriation order for the second revised proposed Fiscal Year 2027 Municipal Budget were rejected and reduced to \$0.

The appropriation order was subsequently adopted, as amended, 6 yeas, 3 nays, with Councillors Joseph D. Camara, Paul B. Hart and Linda M. Perelra voting in the negative.

Enclosed please find the amended appropriation order with a listing of the votes taken for your consideration.

In light of this rejection, on a further motion made and seconded, the Council voted unanimously to request that a 1/12th appropriation order be submitted for the month of July.

Sincerely,

Inês da Silva Paulino Leite
City Clerk

/s/

cc: City Council President
Interim City Administrator
Director of Financial Services



City of Fall River
Massachusetts
Office of the Mayor

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RECEIVED

2026 JUL 10 A 9:34

PAUL E. COOGAN

Mayor

July 10, 2026

CITY CLERK _____
FALL RIVER, MA

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.

These appropriations are necessitated due to the rejection of the Free Cash appropriation to cover the deficit in Fire Salaries. The deficit was created when the Administration worked with the Fire Chief and Fire Union to increase minimum manning on four additional apparatus in the City following the tragic Gabriel House Fire on July 13, 2025. The following appropriations will assist the City in meeting its Fiscal Year 2026 obligations associated with that commitment:

FROM:

Veterans, Expenses	\$500,000
Financial Services, Expenses	\$115,000
Facilities, Expenses	\$145,000
Community Maintenance, Expenses	\$225,000
Fire, Expenses	\$150,000
Reserve for Employee Benefits	\$65,000
Debt Service	\$200,000
Total	\$1,400,000

TO:

Fire, Salaries	\$1,400,000
Total	\$1,400,000

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

Best Regards,

Paul E. Coogan
Mayor

City of Fall River, In City Council

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July 14, 2026

ORDERED: (FY 26 Orders)

Transfer and appropriate \$1,400,000 from:

Veterans, Expenses	\$500,000
Financial Services, Expenses	\$115,000
Facilities, Expenses	\$145,000
Community Maintenance, Expenses	\$225,000
Fire, Expenses	\$150,000
Reserve for Employee Benefits	\$65,000
Debt Service	\$200,000
Total	<u>\$1,400,000</u>

And Transfer and appropriate \$1,400,000 to:

Fire, Salaries	<u>\$1,400,000</u>
Total	<u>\$1,400,000</u>

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FIRE DEPARTMENT
CITY OF FALL RIVER

June 15, 2026

Mayor Coogan,

I am requesting a transfer of \$1.4 million into the Fire Department's overtime account to cover costs associated with the increase in daily staffing levels implemented in July 2025.

The additional manpower has improved firefighter safety and our ability to provide emergency services to the residents of Fall River. However, maintaining these staffing levels has resulted in overtime expenditures that exceed the amount originally budgeted for the fiscal year.

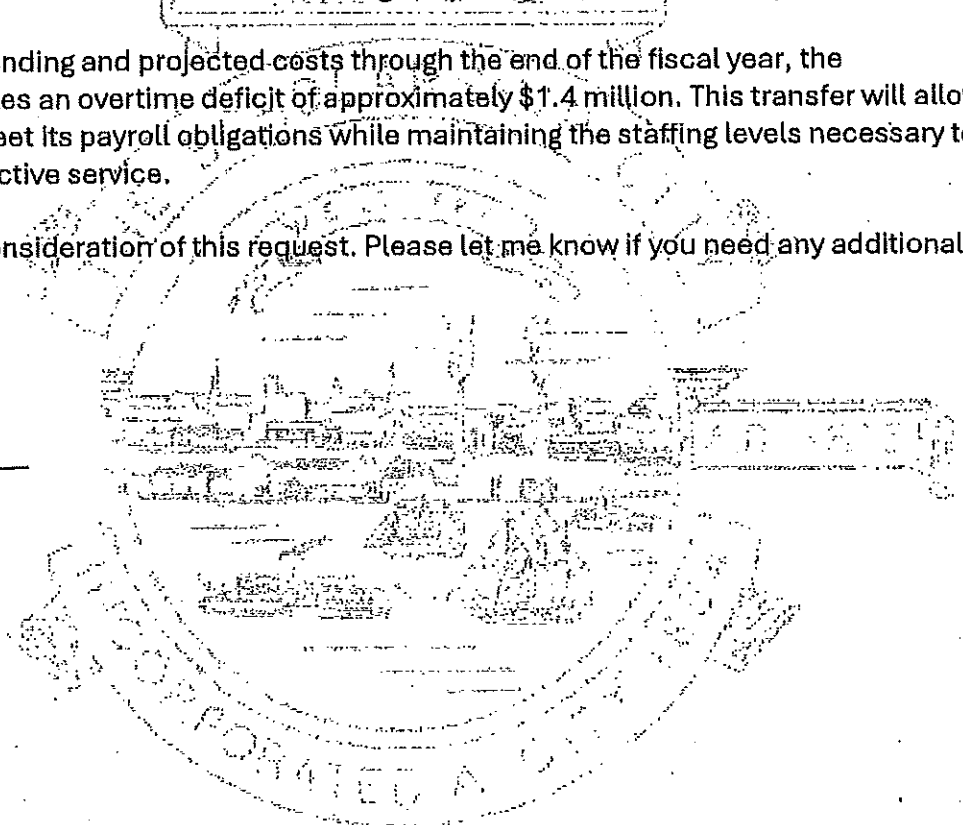
Based on current spending and projected costs through the end of the fiscal year, the department anticipates an overtime deficit of approximately \$1.4 million. This transfer will allow the department to meet its payroll obligations while maintaining the staffing levels necessary to provide safe and effective service.

Thank you for your consideration of this request. Please let me know if you need any additional information.

Respectfully,

A handwritten signature in black ink, appearing to read "Jeffrey P. Bacon".

Jeffrey P. Bacon



Jeffrey P. Bacon • Fire Chief

140 Commerce Drive • Fall River, MA 02720

TEL (508) 324-2740 • FAX (508) 672-5993 • EMAIL firechief@frfd.org

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FY26 Appropriation/Transfer Number Analysis

Line	Fund Balance	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
Veterans, Expenses		\$ 1,851,055.00	\$ (500,000.00)	\$ 1,351,055.00
Financial Services, Expenses		\$ 385,535.00	\$ (115,000.00)	\$ 270,535.00
Facilities, Expenses		\$ 2,463,100.00	\$ (145,000.00)	\$ 2,318,100.00
Community Maintenance, Expenses		\$ 16,424,895.00	\$ (225,000.00)	\$ 16,199,895.00
Fire, Expenses		\$ 1,300,212.00	\$ (150,000.00)	\$ 1,150,212.00
Reserve Fund for Employee Benefits		\$ 65,185.00	\$ (65,000.00)	\$ 185.00
Debt Service		\$ 14,405,321.00	\$ (200,000.00)	\$ 14,205,321.00
Fire, Salaries		\$ 17,998,780.61	\$ 1,400,000.00	\$ 19,398,780.61

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

Christopher Murphy

City Auditor
July 9, 2026

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