

City of Fall River Massachusetts
Office of the City Clerk

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CITY CLERK
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

NOVEMBER 10, 2017
MEETINGS SCHEDULED FOR NEXT WEEK
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER

TUESDAY, NOVEMBER 14, 2017
AGENDA

5:30 P.M. CITY COUNCIL PUBLIC HEARING – TAX CLASSIFICATION

Adoption of the percentage of the local tax levy to be borne by each class of property for FY2018

5:45 P.M. PUBLIC HEARINGS OR IMMEDIATELY FOLLOWING THE TAX CLASSIFICATION HEARING IF THAT RUNS PAST 5:45 P.M.

Curb Removals

1. John Mendoca, 45 Dover Street, requests the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
45 Dover Street	10'	10'	0'	20'

The petitioner is requesting to extend the driveway entrance an additional 10 feet. The work provides improved access to the existing lot and results in minimal impact to on-street parking. The work should be laid out for approval by Engineering prior to construction to avoid a utility pole located S-SE of the existing driveway.

2. John Chicharro, Chicharro Realty Corp., 32 Doyle Street, requests the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
168 Eighteenth Street	0'	32'	0'	32'

The petitioner is requesting to open a new 16 foot driveway entrance facing Eighteenth Street as a "by-right" opening under the ordinance. 168 Eighteenth Street currently has no driveway access. The petitioner is also requesting a second 16' opening serving the property along the south side of Orchard Street. There is no parking on the south side of Orchard Street, and no parking during snow storms on the east side of Eighteenth Street. The work provides "drive-thru" access to the existing lot and results in a minimal impact to on-street parking. The driveways would provide off-street parking access for any business occupying the property. There are no apparent impacts to utility infrastructure. Engineering recommends approval of the second street opening.

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

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

3. Manuel A. Oliveira, 200 Bullock Street, requests the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
200 Bullock Street	18'	15'	0'	33'

The petitioner is requesting to open a new 15 foot driveway entrance to a horseshoe driveway connecting to the existing driveway. The work provides "drive-thru" access to the existing lot and results in a minimal impact to on-street parking. The driveways would provide additional off-street parking access to the property. There are no apparent impacts to utility infrastructure.

4. Mark Veloza, 350 Eldridge Street, requests the removal of curbing as follows:

	Existing Driveway	Proposed Driveway Access	Existing To Be Replaced	Total Driveway Access
350 Eldridge Street	12'	16'	0'	28'

The petitioner is requesting to extend the driveway 16 feet to the north side of the property to the existing 12 foot opening on the south side. There are no evident impacts to signage or utility infrastructure. The work improves access to the existing lot, and does not represent a significant reduction in on-street parking based on typical use in that neighborhood.

Joint Pole Location

5. Massachusetts Electric Company and Verizon New England Inc. for one jointly-owned pole location as follows:

Stafford Road One (1) jointly owned pole location

National Grid requests to install a new riser pole for an existing service at Maplewood Park. There is a plan to remove all overhead conductors at the park, so existing service will require an underground supply. In accordance with Plan No. 25080234 dated October 12, 2017.

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

1. Discussion with Administration and representatives of The Collins Center re: Building Capital Improvement Plan
2. Transfers and appropriations (see #1 below)

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

PRIORITY MATTERS

1. *Transfers and appropriations (see #2 in Finance)
2. *Mayor and order for Fire Department to accept gift of concrete (valued at \$500) from Fall River Redi-Mix, LLC

PRIORITY COMMUNICATIONS

3. Traffic Commission recommending amendments to the traffic ordinances
4. *Fall River Retirement Board – 2018 Budget

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

COMMITTEE REPORTS

Committee on Health and Environmental Affairs recommending:

Grant leave to withdraw:

- 5. *Resolution – State delegation file legislation requiring physicals and drug testing for public employees

Action:

- 6. *Resolution – Administration transfer Alfred J. Lima Quequechan River Rail Trail to the Board of Park Commissioners

ORDINANCES

Second Reading:

- 7. *Proposed Ordinance – Zoning, King Philip Mills Overlay District

RESOLUTIONS

- 8. *Committee on Public Safety convene to prepare evacuation plan for Matthew J. Kuss Middle School
- 9. *Rename portion of Wall Street in honor of Ralph M. Small
- 10. *School Department Building Committee consider public hearing to discuss alternatives to Elsbree Street location for Durfee High School
- 11. *City Council recommend Zoning Board of Appeals vote to withdraw recent requests for Special Permits for billboards and hold public hearing for further discussion

CITATIONS

- 12. Andrew Kosinski – Eagle Scout
- 13. Tracy Wright – Retirement

ORDERS – HEARINGS

Curb Removals:

- 14. John Mendoca, 45 Dover Street – total of 20 feet at 45 Dover Street
- 15. Chicharro Realty Corp., 32 Doyle Street – total of 32 feet at 168 Eighteenth Street
- 16. Manuel A. Oliveira, 200 Bullock Street – total of 33 feet at 200 Bullock Street
- 17. Mark Veloza, 350 Eldridge Street – total of 28 feet at 350 Eldridge Street

Joint Pole Location:

- 18. Stafford Road One (1) jointly owned pole location

ORDERS – MISCELLANEOUS

- 19. *Administration instruct Corporation Counsel to petition the Court to nullify the approved easement that crosses the Alfred J. Lima Quequechan River Rail Trail
- 20. Order – Fiscal Year 2018 Tax Factor
- 21. Order – Fiscal Year 2018 Tax Levy

- 22. Police Chief's report on licenses:

Taxicab Drivers:

Kathy Correira	Richard A. Desrosiers	Maren Eppich
Deena Feldman	Jose J. Goncalo	Angelymar Santini Johnson
Mikael Raposa	Joshua Schill-Berry	Rodney Smith

23. Auto Repair Shop license renewals:
John H. Knight, Knight's Quality Service Station, Inc. at 260 Linden Street
Robert P. Fortier d/b/a Fortier's Auto Sales and Service, Inc. at 605 Globe Street
John Medeiros, Medeiros Auto Body & Sales, Inc. at 96/98 Alden Street
Jan M. Pankowski d/b/a Classic Auto at 270 Shove Street
Elie Bouramia d/b/a North End Auto Service and Sales, Inc. at 3293 North Main Street
Joseph Jennings d/b/a Jennings Garage at 64 Judson Street
Francis B. May d/b/a Brad's Auto Service at 156 President Avenue
Mark A. Shea d/b/a Shea's Radiator Center at 400 Stafford Road
Vincent Nanni, Vin's Motor Sales, Inc. at 1426 Plymouth Avenue
Wayne Senechal d/b/a Wayne's Auto and Performance at 122 Lowell Street

24. Auto Body Shop license renewals:
Jan M. Pankowski d/b/a Classic Auto at 270 Shove Street
Joseph Jennings d/b/a Jennings Garage at 64 Judson Street
John V. Pacheco & Michael V. Pacheco d/b/a Celebrity Auto at 2220 Pleasant Street
David Saber, Eleventh Street Assoc., Inc., Saber Auto Body at 231 Bedford Street

- Revoke licenses for storage of inflammables at request of owner:
25. Borden & Remington Fall River, LLC to store 40,000 gallons of phenol and formaldehyde at 1 Firestone Avenue
26. Borden & Remington Fall River, LLC to maintain a garage and store 150 gallons of gasoline in tanks of eight cars and 10,000 gallons of diesel fuel at 1 Firestone Avenue
27. Borden & Remington Fall River, LLC to store 650,000 gallons of fuel oil, 40,000 gallons of solvents and 8,500 gallons of quenching oil at 1 Firestone Avenue
28. Christy's Realty Limited Part. c/o Southland Corp., Loc. #125 to store 25,000 gallons underground, 200 gallons motor oil and 7 alcohol at Milliken Blvd. and Columbia Street
29. Fernando DaSilva to store 20,000 gallons of diesel oil, 20,000 gallons of gasoline, 5,000 gallons of #2 fuel oil and 1,000 gallons grain alcohol for gasohol underground and to store 6 motor vehicles at the N.W. corner of Peckham and Barrett Streets

COMMUNICATIONS – INVITATIONS – PETITIONS

30. *Claims

City Council Committee/Meeting Minutes:

31. *Committee on Ordinances and Legislation – September 18, 2017
32. *Committee on Regulations – October 2, 2017
33. *Committee on Regulations – October 10, 2017
34. *City Council Meeting – April 11, 2017

BULLETINS – NEWSLETTERS – NOTICES

35. *Dept. of Public Utilities Public Hearing – November 29, 2017, One So. Station, Boston, MA

TABLED MATTERS:

Mayor and Chief of Police Employment Agreement for Albert F. Dupere

Pole Attachments and Underground Conduits:

New Cingular Wireless PCS, LLC (AT&T) to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas:

887 Plymouth Avenue, Pole #4

188 Nashua Street, Pole #7

70 William Street, Pole #3/6874

372 Plymouth Avenue, Pole #22-3

170 Baird Street, Pole #260/8

191 Aetna Street, Pole #17

152 Mott Street, Pole #11

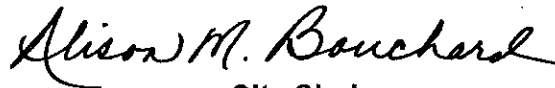
35 Pelham Street, Pole #246/1/490

1069 Plymouth Avenue, Pole #1240S

23 Norfolk Street, Pole #597

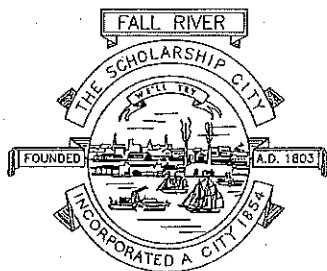
565 Bedford Street, Pole #17/28 near Bank 5 sign

738 Oak Grove Avenue, Pole #38-84



City Clerk

TAX CLASSIFICATION



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

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FALL RIVER, MA

Board of Assessors

JASIEL F. CORREIA II
Mayor

RICHARD A. GONSALVES, MAA, CHAIRMAN
ROGER P. TACHE
RICHARD B. WOLFSON

October 31, 2017

Mayor Jasiel Correia II
Members of the Fall River City Council
One Government Center
Fall River, MA 02722

RE: 2018 FISCAL YEAR TAX FACTOR

Dear Mayor Correia and Councilors:

The public hearing concerning the classification of property within the City of Fall River has been scheduled for Tuesday, November 14th at 5:30 p.m. within the City Council Chambers. The hearing will be held in order to establish a tax factor. If a tax factor of 1.00 were established, Fall River would have an approximate single tax rate of \$18.32 for fiscal year 2018. The single rate would apply to all residential, commercial, industrial and personal property. The classification hearing is a process that allows a reallocation of the percentage of the local tax levy to be borne by each class property.

Legislation mandates that the tax factor cannot exceed 1.75. As the factor increases from 1.00 to 1.75, the residential rate declines and therefore, the commercial, industrial and personal property (C.I.P.) tax rate increases.

The city currently maintains a tax factor of 1.72.

A copy of the various rates that would result from tax factors ranging from 1.00 to 1.75 have been attached to this letter for your review.

Before any tax factor can be utilized, it must be adopted by the City Council and approved by the Mayor. If any additional information is required, please feel free to contact the Assessor's Office.

Respectfully yours,

Benjamin Mello, MAA
Administrator of Assessing

What If... Scenario Worksheet

CLASS	VALUE	%
Res	4,132,300,333	77.6605% R & O %
O S	0.0000%	77.6605%
Com	693,740,707	13.0284%
Ind	3,101,993,000	5.8297% C I P %
PP	185,243,890	3.4814% 22.3395%
Total	5,320,884,290	100.0000%

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CLASSIFICATION OPTIONS

Residential Exempt
Small Commercial Exemption

LEVY

Estimated Levy
Single Tax Rate
\$97,454,740
18.32

Note:
This table should be used for planning purposes only. Actual calculations may differ slightly due to rounding. For actual calculations, complete Recap.

CIP	Res	Est	Share Percentages				Levy Amounts				Estimated Tax Rates				
			Res	O S	Com	Ind	Res	O S	Com	Ind	Res	O S	Com	Ind	
1.01	99.7123	77.4371	0.0000	13.1587	5.8880	3.5152	100.0000	75,466,081	0	12,823,791	5,738,167	3,426,701	18.50	18.50	18.50
1.02	99.4247	77.2137	0.0000	13.2890	5.9463	3.5510	100.0000	75,248,372	0	12,950,759	5,794,980	3,480,829	18.58	18.58	18.58
1.03	99.1370	76.9903	0.0000	13.4193	6.0046	3.5858	100.0000	75,030,662	0	13,077,727	5,851,794	3,494,657	18.66	18.66	18.66
1.04	98.8494	76.7669	0.0000	13.5496	6.0629	3.6208	100.0000	74,812,953	0	13,204,995	5,908,608	3,528,485	19.05	19.05	19.05
1.05	98.5617	76.5435	0.0000	13.6799	6.1212	3.6556	100.0000	74,595,245	0	13,331,664	5,965,421	3,562,412	19.23	19.23	19.23
1.06	98.2741	76.3201	0.0000	13.8101	6.1795	3.6903	100.0000	74,377,534	0	13,458,832	6,022,235	3,596,340	19.41	19.41	19.41
1.07	97.9864	76.0967	0.0000	13.9404	6.2378	3.7251	100.0000	74,159,824	0	13,585,900	6,079,048	3,630,266	19.60	19.60	19.60
1.08	97.6987	75.8733	0.0000	14.0707	6.2961	3.7599	100.0000	73,942,115	0	13,712,568	6,135,862	3,664,196	19.78	19.78	19.78
1.09	97.4111	75.6499	0.0000	14.2010	6.3544	3.7947	100.0000	73,724,405	0	13,839,536	6,192,675	3,698,123	19.96	19.96	19.96
1.10	97.1234	75.4265	0.0000	14.3313	6.4127	3.8295	100.0000	73,506,696	0	13,966,505	6,249,489	3,732,051	20.15	20.15	20.15
1.11	96.8358	75.2031	0.0000	14.4616	6.4710	3.8643	100.0000	73,288,986	0	14,093,473	6,306,302	3,765,979	20.33	20.33	20.33
1.12	96.5481	74.9797	0.0000	14.5919	6.5293	3.8991	100.0000	73,071,277	0	14,220,441	6,363,116	3,799,906	20.51	20.51	20.51
1.13	96.2605	74.7563	0.0000	14.7221	6.5876	3.9340	100.0000	72,853,567	0	14,347,409	6,419,929	3,833,834	20.70	20.70	20.70
1.14	95.9728	74.5329	0.0000	14.8524	6.6459	3.9688	100.0000	72,635,858	0	14,474,378	6,476,743	3,867,762	20.88	20.88	20.88
1.15	95.6851	74.3095	0.0000	14.9827	6.7042	4.0036	100.0000	72,418,148	0	14,601,346	6,533,556	3,901,690	21.06	21.06	21.06
1.16	95.3975	74.0861	0.0000	15.1130	6.7625	4.0384	100.0000	72,200,439	0	14,728,314	6,590,370	3,935,617	21.25	21.25	21.25
1.17	95.1098	73.8627	0.0000	15.2433	6.8208	4.0732	100.0000	71,982,729	0	14,855,282	6,647,183	3,969,545	21.43	21.43	21.43
1.18	94.8222	73.6393	0.0000	15.3735	6.8791	4.1080	100.0000	71,765,020	0	14,982,251	6,703,997	4,003,473	21.61	21.61	21.61
1.19	94.5345	73.4159	0.0000	15.5038	6.9374	4.1428	100.0000	71,547,310	0	15,109,219	6,760,811	4,037,401	21.80	21.80	21.80
1.20	94.2469	73.1925	0.0000	15.6341	6.9957	4.1777	100.0000	71,329,601	0	15,236,187	6,817,624	4,071,328	21.98	21.98	21.98
1.21	93.9592	72.9691	0.0000	15.7644	7.0540	4.2125	100.0000	71,111,891	0	15,363,155	6,874,438	4,105,256	22.16	22.16	22.16
1.22	93.6716	72.7458	0.0000	15.8947	7.1123	4.2473	100.0000	70,894,182	0	15,490,123	6,931,251	4,139,184	22.34	22.34	22.34
1.23	93.3839	72.5224	0.0000	16.0250	7.1706	4.2821	100.0000	70,676,472	0	15,617,092	6,988,065	4,173,112	22.53	22.53	22.53
1.24	93.0962	72.2990	0.0000	16.1553	7.2289	4.3169	100.0000	70,458,763	0	15,744,060	7,044,878	4,207,039	22.71	22.71	22.71

What If... Scenario Worksheet

CPI Shift	Res Factor	State Percentages			Levy Amounts			Estimated Tax Rates									
		Res	OS	Com	Res	OS	Com	Res	OS	Com							
1.25	92.8086	72.0756	0.0000	16.2866	7.2872	4.3517	100.0000	70,241,053	0	15,871,028	7,101,892	4,240,967	97,464,740	17.00	22.89	22.89	22.89

What If... Scenario Worksheet

CP Shift	Res Factor	Share Percentages			Levy Amounts			Estimated Tax Rates									
		Res	OS	Com	Res	OS	Com	Res	OS	Com							
1.26	92.5209	71.8522	0.0000	16.4188	7.3455	4.3865	100.0000	70,023,944	0	15,997,996	7,158,505	4,274,895	97,454,740	16.95	23.08	23.08	23.08
1.27	92.2333	71.6288	0.0000	16.5461	7.4038	4.4214	100.0000	69,805,634	0	16,124,865	7,215,319	4,306,822	97,454,740	16.89	23.26	23.26	23.26
1.28	91.9456	71.4054	0.0000	16.6764	7.4621	4.4562	100.0000	69,587,925	0	16,251,933	7,272,132	4,342,750	97,454,740	16.84	23.44	23.44	23.44
1.29	91.6580	71.1820	0.0000	16.8067	7.5204	4.4910	100.0000	69,370,215	0	16,378,901	7,328,946	4,378,678	97,454,740	16.79	23.63	23.63	23.63
1.30	91.3703	70.9586	0.0000	16.9370	7.5787	4.5258	100.0000	69,152,506	0	16,505,869	7,385,759	4,414,606	97,454,740	16.73	23.81	23.81	23.81
1.31	91.0826	70.7352	0.0000	17.0672	7.6370	4.5606	100.0000	68,934,796	0	16,632,837	7,442,573	4,444,533	97,454,740	16.68	23.99	23.99	23.99
1.32	90.7950	70.5118	0.0000	17.1975	7.6953	4.5954	100.0000	68,717,087	0	16,759,805	7,499,386	4,478,461	97,454,740	16.63	24.18	24.18	24.18
1.33	90.5073	70.2884	0.0000	17.3278	7.7535	4.6302	100.0000	68,499,377	0	16,886,774	7,556,200	4,512,389	97,454,740	16.58	24.36	24.36	24.36
1.34	90.2197	70.0650	0.0000	17.4581	7.8118	4.6651	100.0000	68,281,668	0	17,013,742	7,613,014	4,546,317	97,454,740	16.52	24.54	24.54	24.54
1.35	89.9320	69.8416	0.0000	17.5884	7.8701	4.6999	100.0000	68,063,958	0	17,140,710	7,669,827	4,580,244	97,454,740	16.47	24.73	24.73	24.73
1.36	89.6444	69.6182	0.0000	17.7187	7.9284	4.7347	100.0000	67,846,249	0	17,267,679	7,726,641	4,614,172	97,454,740	16.42	24.91	24.91	24.91
1.37	89.3567	69.3948	0.0000	17.8489	7.9867	4.7695	100.0000	67,628,539	0	17,394,647	7,783,454	4,648,100	97,454,740	16.37	25.09	25.09	25.09
1.38	89.0690	69.1714	0.0000	17.9792	8.0450	4.8043	100.0000	67,410,830	0	17,521,615	7,840,268	4,682,028	97,454,740	16.31	25.27	25.27	25.27
1.39	88.7814	68.9480	0.0000	18.1095	8.1033	4.8391	100.0000	67,193,120	0	17,648,583	7,897,081	4,715,955	97,454,740	16.26	25.46	25.46	25.46
1.40	88.4937	68.7246	0.0000	18.2398	8.1616	4.8739	100.0000	66,975,411	0	17,775,551	7,953,895	4,749,883	97,454,740	16.21	25.64	25.64	25.64
1.41	88.2061	68.5012	0.0000	18.3701	8.2199	4.9088	100.0000	66,757,701	0	17,902,520	8,010,708	4,783,811	97,454,740	16.16	25.82	25.82	25.82
1.42	87.9184	68.2778	0.0000	18.5004	8.2782	4.9436	100.0000	66,539,992	0	18,029,488	8,067,522	4,817,739	97,454,740	16.10	26.01	26.01	26.01
1.43	87.6308	68.0544	0.0000	18.6307	8.3365	4.9784	100.0000	66,322,282	0	18,156,456	8,124,335	4,851,666	97,454,740	16.05	26.19	26.19	26.19
1.44	87.3431	67.8310	0.0000	18.7609	8.3948	5.0132	100.0000	66,104,573	0	18,283,424	8,181,149	4,885,594	97,454,740	16.00	26.37	26.37	26.37
1.45	87.0554	67.6077	0.0000	18.8912	8.4531	5.0480	100.0000	65,886,863	0	18,410,393	8,237,962	4,919,522	97,454,740	15.94	26.56	26.56	26.56
1.46	86.7678	67.3843	0.0000	19.0215	8.5114	5.0828	100.0000	65,669,154	0	18,537,361	8,294,776	4,953,449	97,454,740	15.89	26.74	26.74	26.74
1.47	86.4801	67.1609	0.0000	19.1518	8.5697	5.1176	100.0000	65,451,444	0	18,664,329	8,351,589	4,987,377	97,454,740	15.84	26.92	26.92	26.92
1.48	86.1925	66.9375	0.0000	19.2821	8.6280	5.1524	100.0000	65,233,735	0	18,791,297	8,408,403	5,021,305	97,454,740	15.79	27.11	27.11	27.11
1.49	85.9048	66.7141	0.0000	19.4124	8.6863	5.1873	100.0000	65,016,025	0	18,918,265	8,465,217	5,055,233	97,454,740	15.73	27.29	27.29	27.29

What if... Scenario Worksheet

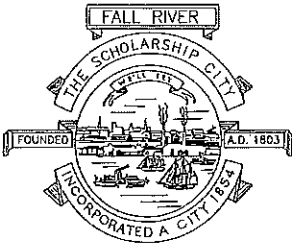
CIP Shift	Res Factor	Share Percentages			Levy Amounts			Estimated Tax Rates									
		Res	OS	Com	Res	OS	Com	Res	OS	Com							
1.50	85.6172	66.4907	0.0000	19.5426	8.7446	5.2221	100.0000	64,798,316	0	19,045,234	8,522,030	5,089,160	97,464,740	15.66	27.47	27.47	27.47

What If...Scenario Worksheet

CP Shift	Share Percentages			Levy Amounts			Estimated Tax Rates								
	Res	OS	Com	Res	OS	Com	Res	OS	Com						
1.51	85.3295	0.0000	19.8729	8.8029	5.2589	100.0000	64,880,606	0	19,172,202	8,576,844	5,123,088	97,454,740	15.63	27.66	27.66
1.52	85.0419	0.0000	19.8032	8.8612	5.2917	100.0000	64,362,897	0	19,299,170	8,635,667	5,157,016	97,454,740	15.58	27.84	27.84
1.53	84.7542	0.0000	19.8335	8.9195	5.3265	100.0000	64,145,187	0	19,426,138	8,692,471	5,190,944	97,454,740	15.52	28.02	28.02
1.54	84.4665	0.0000	20.0538	8.9776	5.3613	100.0000	63,927,478	0	19,553,107	8,749,284	5,224,871	97,454,740	15.47	28.21	28.21
1.55	84.1789	0.0000	20.1941	9.0361	5.3961	100.0000	63,709,768	0	19,680,075	8,806,098	5,258,799	97,454,740	15.42	28.39	28.39
1.56	83.8912	0.0000	20.3244	9.0944	5.4310	100.0000	63,492,059	0	19,807,043	8,862,911	5,292,727	97,454,740	15.36	28.57	28.57
1.57	83.6036	0.0000	20.4548	9.1527	5.4658	100.0000	63,274,349	0	19,934,011	8,919,725	5,326,655	97,454,740	15.31	28.75	28.75
1.58	83.3159	0.0000	20.5849	9.2110	5.5006	100.0000	63,056,640	0	20,060,979	8,976,538	5,360,582	97,454,740	15.26	28.94	28.94
1.59	83.0283	0.0000	20.7152	9.2693	5.5354	100.0000	62,838,930	0	20,187,948	9,033,352	5,394,510	97,454,740	15.21	29.12	29.12
1.60	82.7406	0.0000	20.8455	9.3276	5.5702	100.0000	62,621,221	0	20,314,916	9,090,165	5,428,438	97,454,740	15.15	29.30	29.30
1.61	82.4529	0.0000	20.9758	9.3859	5.6050	100.0000	62,403,511	0	20,441,884	9,146,979	5,462,366	97,454,740	15.10	29.49	29.49
1.62	82.1653	0.0000	21.1061	9.4442	5.6398	100.0000	62,185,802	0	20,568,852	9,203,792	5,496,293	97,454,740	15.05	29.67	29.67
1.63	81.8776	0.0000	21.2363	9.5025	5.6747	100.0000	61,968,092	0	20,695,821	9,260,606	5,530,221	97,454,740	15.00	29.85	29.85
1.64	81.5900	0.0000	21.3666	9.5608	5.7095	100.0000	61,750,383	0	20,822,789	9,317,420	5,564,149	97,454,740	14.94	30.04	30.04
1.65	81.3023	0.0000	21.4969	9.6191	5.7443	100.0000	61,532,673	0	20,949,757	9,374,233	5,598,076	97,454,740	14.88	30.22	30.22
1.66	81.0147	0.0000	21.6272	9.6774	5.7791	100.0000	61,314,964	0	21,076,725	9,431,047	5,632,004	97,454,740	14.84	30.40	30.40
1.67	80.7270	0.0000	21.7575	9.7357	5.8139	100.0000	61,097,254	0	21,203,694	9,487,860	5,665,932	97,454,740	14.78	30.59	30.59
1.68	80.4393	0.0000	21.8878	9.7940	5.8487	100.0000	60,879,545	0	21,330,662	9,544,674	5,699,860	97,454,740	14.73	30.77	30.77
1.69	80.1517	0.0000	22.0180	9.8523	5.8835	100.0000	60,661,835	0	21,457,630	9,601,487	5,733,787	97,454,740	14.68	30.95	30.95
1.70	79.8640	0.0000	22.1483	9.9106	5.9184	100.0000	60,444,126	0	21,584,598	9,658,301	5,767,715	97,454,740	14.63	31.14	31.14
1.71	79.5764	0.0000	22.2786	9.9688	5.9532	100.0000	60,226,416	0	21,711,566	9,715,114	5,801,643	97,454,740	14.57	31.32	31.32
1.72	79.2887	0.0000	22.4089	10.0271	5.9880	100.0000	60,008,707	0	21,838,535	9,771,928	5,835,571	97,454,740	14.52	31.50	31.50
1.73	79.0011	0.0000	22.5392	10.0854	6.0228	100.0000	59,790,997	0	21,965,503	9,828,741	5,869,498	97,454,740	14.47	31.69	31.69
1.74	78.7134	0.0000	22.6695	10.1437	6.0576	100.0000	59,573,288	0	22,092,471	9,885,555	5,903,426	97,454,740	14.42	31.87	31.87

What If... Scenario Worksheet

Cl. Shift	Res Factor	Share Percentages			Levy Amounts			Estimated Tax Rates									
		Res	O/S	Com	Res	O/S	Com	Res	O/S	Com							
1.75	78.4257	60.9058	0.0000	22.7986	10.2020	6.0924	100.0000	59,855,578	0	22,219,439	9,942,368	5,937,354	97,454,740	14.36	32.05	32.05	32.05



City of Fall River
Massachusetts
Office of the Mayor

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2017 NOV -9 P 3:45

CITY CLERK
FALL RIVER, MA

JASIEL F. CORREIA II
Mayor

November 9, 2017

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

RE: Building Capital Improvement Plan


Honorable Councilors:

The Administration has recently completed a Building Capital Improvement Plan that is attached for your review. This Plan was completed at no cost to the City thanks to a Community Compact Grant provided by the Baker-Polito Administration. The Collins Center at University of Massachusetts Boston, working with Chris Gallagher, Ken Pacheco and our financial team, has provided an assessment of the resources within our Facilities Departments and also a prioritized list of needed improvements to City and School buildings.

These documents are intended to provide a framework for all local, elected officials, to make the decisions necessary to assure we have safe environments for employees, students and the public to utilize. They also address the resources needed to assure that our investments in our facilities are properly made and maintained.

The Collins Center will be making a presentation to your Honorable Body on Tuesday, November 14, 2017 during the Finance Committee. We look forward to your input regarding the content and implementation of this Plan.

Best Regards,


Jasiel F. Correia II
Mayor



EDWARD J. COLLINS, JR. CENTER FOR PUBLIC MANAGEMENT
 JOHN W. MCCORMACK GRADUATE SCHOOL OF POLICY AND GLOBAL STUDIES
 UNIVERSITY OF MASSACHUSETTS BOSTON

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November 6, 2017

The Honorable Jasiel F. Correia II
 Mayor of Fall River
 1 Government Center
 Fall River, MA 02722

Re: Proposed Capital Improvement Plan for City and School Facilities (FY2018-FY2023)

Dear Mayor Correia,

On behalf of the Edward J. Collins, Jr. Center for Public Management (Center) at the University of Massachusetts Boston, I am pleased to submit to you the proposed capital improvement plan for city and school facilities for FY2018-FY2023. This project was funded at no cost to the City as a result of Community Compact grant funding provided by the Baker-Polito administration in an effort to increase the use of best practices in local government. The Center also recently completed an organizational study of facilities maintenance in Fall River as part of the same grant-funded effort.

During the course of the study, the project team had the opportunity to work with an array of City and School District staff. Their comprehensive knowledge of the existing facilities and their capital needs was remarkable, and their assistance to the project team is greatly appreciated.

An overview of the recommended \$23.9 million capital investment plan for facilities (FY2018-FY2023) is provided below.

Sincerely,

Stephen McGoldrick
 Director

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 FALL RIVER, MA
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CAPITAL IMPROVEMENT PLAN FOR CITY AND SCHOOL FACILITIES (FY2018-FY2023)

Introduction

If approved, the proposed capital improvement plan (CIP) will result in an investment of just over \$23.9 million in 40 projects in city and school facilities over the next six years (FY2018-FY2023). Recommended projects range in size from \$25,000 to make electrical upgrades at the Candias Fire Station to nearly \$8.8 million for a large scale renovation of the Resilience Preparatory Academy, located at 290 Rock Street. Of the 41 projects, 17 will take place at city facilities (\$5.4 million), while 23 projects will be at school facilities (\$18.5 million). Anticipated funding sources include general fund pay as you go (\$806,600), general fund debt funding (\$11.2 million), and Massachusetts School Building Authority (MSBA) grant funding (\$11.9 million).

Project Requests

Members of the project team met on several occasions with City and School District staff to compile a list of capital needs, and to prepare associated descriptions and project justifications. A total of 120 project requests were received, with a combined estimated cost of \$71.4 million between FY2018 and FY2022. Six projects with values in excess of \$2 million were submitted and include:

- Complete renovation of Bank Street Armory: \$16,500,000;
- Replace glass windows at Government Center: \$6,000,000;
- Repairs and renovations to reactivate Wiley School: \$5,800,000;
- Upgrade electrical system at Resiliency Preparatory Academy: \$2,564,940;
- Design and construct new central garage facility: \$2,500,000; and,
- Upgrade plumbing system at Resiliency Preparatory Academy: \$2,393,944.

An additional eight projects were submitted values in excess of \$ 1million each.

Projects were categorized by the type of building system that was involved, with wholesale renovation of a building listed as "renovation" and new construction as "new". The single greatest category was found to be "renovation" as this included the Bank Street Armory, the Wiley School, renovation of warming houses/bathrooms in parks across the city (\$1.5 million), and renovation of the Fire Museum (\$500,000), among others. Window replacement (\$14.3 million), mechanical (e.g., heating and cooling systems) (\$7.6 million), roofs (\$4.4 million), and electrical upgrades (\$4.4 million) followed.

CAPITAL PROJECT REQUESTS BY TYPE (ALL YEARS)				
Project Type	City Amount	District Amount	Total	% of total
ADA	15,000	85,000	100,000	0.1%
Asbestos		1,481,250	1,481,250	2.1%
Bathroom	140,000		140,000	0.2%
Ceiling	30,000		30,000	0.0%
Doors	1,000,000		1,000,000	1.4%
Electrical	1,070,000	3,284,940	4,354,940	6.1%
Envelope	600,000	1,283,000	1,883,000	2.6%

Capital Improvement Plan for Fall River City and School Facilities (FY2018-FY2023)

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CAPITAL PROJECT REQUESTS BY TYPE (ALL YEARS)				
Project Type	City Amount	District Amount	Total	% of total
Floor	350,000	330,000	680,000	1.0%
Interior	500,000		500,000	0.7%
Mechanical	2,685,000	4,866,600	7,551,600	10.6%
New	2,550,000		2,550,000	3.6%
Outdoor		355,000	355,000	0.5%
Parking	200,000	1,891,450	2,091,450	2.9%
Playground		441,000	441,000	0.6%
Plumbing		2,393,944	2,393,944	3.4%
Renovation	18,800,000	5,800,000	24,600,000	34.4%
Roof	2,080,000	2,357,000	4,437,000	6.2%
Safety	775,000	1,788,964	2,563,964	3.6%
Window	7,455,000	6,810,000	14,265,000	20.0%
	38,250,000	33,168,148	71,418,148	

It should be noted that the City facilities team focused on building envelope needs first – an appropriate prioritization in the opinion of the project team. However, this means that some interior improvements may not have been identified, as can be seen by the fact that no City plumbing requests were submitted. It is unlikely with the age of the City's building inventory that no plumbing upgrades are warranted, although other needs reasonably take precedence. As a result, while the list of projects gathered is very comprehensive, it likely remains less than the true capital need for facilities.

Funding

Three funding sources that could support the capital plan were identified. These include:

- **Capital Outlay / Pay As You Go:** Pay as You Go capital projects are funded with current revenues and the entire cost is paid off within one year so no borrowing takes place. Projects funded with current revenues are customarily lower in cost than those funded by general obligation bonds because there are no interest costs. However, funds to be used for this purpose must be carefully planned in order to not impact the annual operating budget. For this reason, Pay as You Go capital projects are typically lower in value than projects funded by borrowing;
- **Municipal Indebtedness:** The most commonly used method of financing large capital projects is general obligation bonds (GO Bonds). They are issued for a period of time ranging from 5 to 30 years, during which time principal and interest payments are made. Making payments over time has the advantage of allowing the capital expenditures to be amortized over the life of the project, expanding the capacity of a municipality to invest in capital through a reduced commitment of funds on an annual basis. For the Fall River capital plan for facilities, a level debt schedule, in which principal and interest payments do not vary over time, was used to calculate annual costs. This method increases interest payments over the long term but results in a lower annual payment in the early years of the borrowing; and,
- **Massachusetts School Building Authority (MSBA) –** The MSBA provides funding for school feasibility, design, and construction. Projects must be accepted into the process in response to the submission of a Statement of Interest which identifies a facility problem to be solved. Subsequently, the community must vote approval for funding schematic design and later, construction, before the MSBA will commit to cost-share the project. If accepted, the MSBA determines the amount of reimbursement it will offer based upon community need, with a minimum base rate of 31%. The percent of reimbursement can then be increased based upon three factors: community income factor, community property wealth

Capital Improvement Plan for Fall River City and School Facilities (FY2018-FY2023)

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factor, and community poverty factor. Fall River has historically received an 80% reimbursement rate from the MSBA. The CIP conservatively uses a 70% reimbursement rate since not all aspects of a given project are reimbursable and there no guarantee that a given application will be approved.

In addition, some projects may be eligible for Community Preservation Act (CPA) funding, but this is a local decision by the CPA committee and the project team did not make any assumptions regarding this funding source. As can be seen in the table below, the vast majority of projects fall into the general fund debt-funded category, although a sizeable amount are eligible for outside MSBA grant funds.

ALL PROJECTS BY FUND AND YEAR (FY2018-FY2022)							
	FY2018	FY2019	FY2020	FY2021	FY2022	TOTAL	% of total
GF (Debt)	7,408,150	7,347,600	29,358,184	7,853,144	5,096,150	57,063,228	80%
GF (Pay as You Go)	697,250	815,250	820,250	327,000	194,450	2,854,200	4%
MSBA (eligible)	28,000	1,807,400	7,383,320	994,000	1,288,000	11,500,720	16%
	8,133,400	9,970,250	37,561,754	9,174,144	6,578,600	71,418,148	

To develop the proposed project listing, City staff provided the project team with an estimate of \$500,000 in general funds to be used each year. This amount, of course, is subject to approval by the City Council, but it provided a framework to use to when making hard decisions about which projects to recommend for funding.

Project Scoring

The project team scored all of the project requests using a system specifically developed for facilities projects that takes into account the severity of need (from physical discomfort to property or life safety issues), whether the facility is used year round or has limited use, whether the facility can be accessed by the general public, and whether outside grant funds are available to cover part of the cost, among other considerations. The single highest score given was 120 points for electrical upgrades to Government Center that will address the over-taxed electrical system that is tied to the fire detection system and at the Resiliency Preparatory Academy for largely the same reasons. The lowest score given was 22 points for projects to: a) refinish the floor at the Stone School, a facility that will no longer be occupied; b) repoint the masonry at the Stone School; and, c) purchase a generator for the Veteran's Building – a building that does not appear to have any municipal or school activities within it.

COST BY PROJECT SCORE (All Years, All Funds)		
Score	Amount	% of total
110 points or greater	9,844,040	14%
100+ points	13,910,540	19%
90+ points	25,928,448	36%
80+ points	28,557,448	40%

Project Plan (FY2018-FY2023)

A total of 40 projects, with a total value of \$23.9 million have been identified for inclusion in the capital improvement plan; the amount proposed for funding is equal to 33.5% of total project requests. By funding source, \$11.18 million were identified as debt-funded projects, \$806,600 in pay as you go capital funded projects, and \$11.9 million in projects eligible for MSBA funding. One of the reasons the MSBA share is so high is that a series of individual projects at the Resiliency Preparatory Academy (RPA) were bundled into a

Capital Improvement Plan for Fall River City and School Facilities (FY2018-FY2023)

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single comprehensive renovation. A number of these would be ineligible as “stand alone” projects, but are potentially eligible as part of a large scale renovation. The combined RPA projects included the plan total \$8.8 million. A 65% reimbursement rate was conservatively used as part of the CIP, resulting in just over \$5.7 million in estimated funding from the MSBA.

The yearly spending plan is identified below. As can be seen, the \$500,000 in anticipated local funding per year is sufficient to fully balance the first four years of the plan. Although FY2022 and FY2023 are presently underfunded in this spending plan, sufficient time remains to identify alternative funding sources to cover a portion of these costs, or to increase the amount of local funding provided for facilities, as opposed to other capital needs. The project team understands that the City’s existing debt will be declining as those years approach, and City decision makers can make a determination whether some of the savings could be used for facilities.

PROPOSED SPENDING PLAN (FY2018-FY2023 CIP)						
Fiscal Year	GF PayGo	GF Debt	RPA Debt	Total	Avail Resources	Difference
2018	0	17,400		17,400	17,400	0
2019	310,600	179,599		490,199	500,000	9,801
2020	252,000	237,374		489,374	500,000	10,626
2021	120,000	379,145		499,145	500,000	855
2022	124,000	495,094	195,000	814,094	500,000	(314,094)
2023	0	663,909	195,000	858,909	500,000	(358,909)
Total	806,600	1,955,121	390,000	3,151,721	2,500,000	(651,721)

Only one project is budgeted for in FY2018. This is a \$1 million replacement of windows at the James Tansey Elementary School. The School District has already received a funding commitment from the MSBA for 80% of the project cost, resulting in a local match of \$200,000. The \$17,400 cost in FY2018 represents the one-year debt service payment for the project. Debt service for the RPA project has its own column in the table above since it is such a large project and will be subject to detailed MSBA review over the next few years as the project parameters are refined and the reimbursement rate is set.

The two tables below identify the specific projects recommended for funding between FY2018 and FY2023. The first table, entitled “Projects by Funding Source and Fiscal Year (FY2018-FY2023)” breaks down the projects into the three potential funding areas and indicates the year in which funds will be provided. It should be noted that all projects identified as MSBA-eligible require a local match, so each of these projects has two rows – one either under pay as you go capital or debt-funded, and another under MSBA-eligible. The second table, entitled “Projects Summary by User Department” provides a description of the project and identifies the total funding to be made available. This table is organized in alphabetical order by City department (e.g., fire, library, etc.) and then by school facility (e.g., administration, AS Letourneau Elementary School, Carlton Viveiros Elementary School).

PROJECTS BY FUNDING SOURCE AND FISCAL YEAR (FY2018-FY2023)

Project #	Project Title	Location	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY2023	Total
GENERAL FUND PAY AS YOU GO FUNDED PROJECTS									
FAC33	Roof Replacement	Flint Fire				30,000			30,000
FAC40	Roof Replacement	Main Library		80,000					80,000
FAC50	Roof Replacement	Police Department			65,000	0			65,000
FAC52	Upgrade Electrical	Candias Fire Station			25,000				25,000
SCH07	Roof replacement	Samuel Watson Elementary School		72,600	0				72,600(*)
SCH14	Replace original boiler	James Tansey Elementary School					43,500		43,500(*)
SCH19	Replace roof section	Westall Elementary School					37,500		37,500(*)
SCH35	Boiler replacement & Gas Conversion	Administration Building			70,000				70,000
SCH25	Playground improvements	AS Letourneau Elementary School			25,000				25,000
SCH33	Repair play area and equipment	Carlton Viveiros Elementary School					43,000		43,000
SCH28	Rubberized play surface	John J Doran Elementary School		55,000					55,000
SCH44	Repair concrete walks and walls	John J Doran School		67,000	67,000				134,000
SCH29	Playground improvements	Spencer Borden Elementary School				90,000			90,000
SCH42	Playground improvements	William S Greene Elementary School		36,000	0				36,000
		Sub-Total Pay-as-You-Go Projects	0	310,600	252,000	120,000	124,000	0	806,600
GENERAL FUND (NON-EXEMPT) DEBT-FUNDED PROJECTS									
FAC04	Renovation of Building Exterior	Central Fire		100,000	300,000	100,000	100,000	100,000	700,000
FAC10	Replace Garage Doors	Multiple fire stations & Police Station		170,000	170,000	170,000	170,000	170,000	850,000
FAC11	Replace Roof	Stanley Fire Station		200,000					200,000
FAC18	Floor replacement	Stanley Fire Station		150,000					150,000
FAC23	Garage Doors	Stanley Fire Station		150,000					150,000
FAC34	Roof Replacement	Globe Fire Station		125,000					125,000

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PROJECTS BY FUNDING SOURCE AND FISCAL YEAR (FY2018-FY2023)

Project #	Project Title	Location	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY2023	Total
FAC56	Floor Reinforcement	Stanley Fire Station		200,000					200,000
FAC02	Electrical Upgrades	Government Center				500,000			500,000
FAC15	Boiler Replacement and Energy Management System	Government Center					775,000		775,000
FAC22	Roof Replacement	Government Center		800,000					800,000
FAC30	Office space upgrades	Government Center		100,000	100,000	100,000		100,000	500,000
FAC27	Full Renovation of Kennedy Park Office Building	Kennedy Park Office						250,000	250,000
SCH04	Replace existing windows	Talbot Middle School				435,000			435,000(*)
SCH05	Convert Bldg. from Elect. to NG	Talbot Middle School						600,000	600,000
SCH08	Asbestos removal	Talbot Middle School						264,150	264,150
SCH13	Window replacement	Henry Lord Middle School		12,000	90,000	90,000		90,000	372,000(*)
SCH27	Replace EDPM roof	Henry Lord Middle School			10,500	330,000			340,500(*)
SCH24	Window replacement	James Tansley Elementary School	200,000		0				200,000(*)
SCH01	School Renovation	Resiliency Preparatory Academy (7-12) (RPA)					3,076,710		3,076,710(*)
SCH03	Replace a Redundancy Boiler System	Samuel Watson Elementary School				135,000			135,000(*)
SCH16	Window replacement all levels	Samuel Watson Elementary School				160,500			160,500(*)
SCH17	Asbestos removal	Westall Elementary School					191,450		191,450
SCH18	Replace a Redundancy Boiler System	Westall Elementary School				273,780			273,780(*)
SCH20	Replace Windows	Westall Elementary School					255,000		255,000(*)
SCH46	Install retaining wall	Westall Elementary School		120,000					120,000
	Sub-Total Non-Exempt Debt Funded Projects		200,000	2,127,000	670,500	1,794,280	4,483,160	2,349,150	9,452,310
MSBA ELIGIBLE PROJECTS (also see General Fund Pay as You Go and Debt-Funded Projects for local match)									
SCH04	Replace existing windows	Edmond P Talbot Middle School				1,015,000			1,015,000
SCH13	Window replacement	Henry Lord Middle School		28,000	210,000	210,000	210,000	210,000	868,000
SCH27	Replace EDPM roof	Henry Lord Middle School			24,500	770,000			794,500
SCH14	Replace original boiler	James Tansley Elementary School					101,500		101,500

PROJECTS BY FUNDING SOURCE AND FISCAL YEAR (FY2018-FY2023)

Project #	Project Title	Location	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY2023	Total
SCH24	Window replacement	James Tansey Elementary School	800,000		0				800,000
SCH01	School Renovation	Resiliency Preparatory Academy (7-12) (RPA)					5,713,890		5,713,890
SCH03	Replace a Redundancy Boiler System	Samuel Watson Elementary School				315,000			315,000
SCH07	Roof replacement	Samuel Watson Elementary School		169,400	0				169,400
SCH16	Window replacement all levels	Samuel Watson Elementary School				374,500			374,500
SCH18	Replace a Redundancy Boiler System	Westall Elementary School				638,820			638,820
SCH19	Replace roof section	Westall Elementary School					87,500		87,500
SCH20	Replace Windows	Westall Elementary School					595,000		595,000
		Sub-Total MSBA Eligible Projects	800,000	197,400	234,500	3,323,320	6,707,890	210,000	11,473,110

	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY2023	Total
GRAND TOTAL	1,000,000	2,635,000	1,157,000	5,237,600	11,315,050	2,559,150	23,903,800

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PROJECT SUMMARY BY USER DEPARTMENT (FY2018-FY2023)

Project #	Project Title	Location	Project Description	Total Project Cost
FIRE DEPARTMENT				
FAC04	Renovation of Building Exterior	Central Fire	This project will renovate the exterior of the Central Fire Station, including but not limited to the roof and windows, repointing the brickwork, and replacing garage doors, etc. The existing building envelope is decaying causing structural and public safety concerns.	700,000
FAC10	Replace Garage Doors	Multiple fire stations & Police Station	This project will replace the garage doors on six public safety buildings, all of which are beyond life expectancy and in need of constant maintenance and repair.	850,000
FAC11	Replace Roof	Stanley Fire Station	The existing roof on the Stanley Fire Station is leaking, causing interior and exterior damage. This project will replace the roof.	200,000
FAC18	Floor replacement	Stanley Fire Station	The current wooden floor is rotting and caving in in several places, causing a structural and public safety hazard. This project will replace the flooring with concrete and steel.	150,000
FAC23	Garage Doors	Stanley Fire Station	This project will replace the 2 garage doors on the Stanley Fire Station which are well beyond their useful life and regularly require extensive repairs at a significant cost.	150,000
FAC33	Roof Replacement	Flint Fire	This project will replace the 20,000 sf roof on the Flint Fire Station. The existing roof is metal and the hardware is beginning to fail and cause small leaks.	30,000
FAC34	Roof Replacement	Globe Fire Station	This project will replace the roof on the Globe Fire Station. The roof currently suffers from extensive leaks which cause exterior and interior damage, and require frequent costly repairs.	125,000
FAC52	Upgrade Electrical	Candias Fire Station	This project will upgrade the electrical system in the Candias Fire Station, including panel work needed to reinforce power and replace breakers. The existing electrical capacity is not sufficient for present day use.	25,000
FAC56	Floor Reinforcement	Stanley Fire Station	This project will reinforce 2,500 sf of wood flooring that has failed. This section of the fire station is over the boiler room and industrial washer/dryer facility. The wood has deteriorated to the point of failure and floor is sagging and will need to be reinforced with steel.	200,000
GOVERNMENT CENTER				
FAC02	Electrical Upgrades	Government Center	This project will upgrade the electrical system in Government Center including transformers, panels, fire detectors, fire alarms, etc. The existing system is overloaded, and fuses are regularly blowing and panels are melting.	500,000

PROJECT SUMMARY BY USER DEPARTMENT (FY2018-FY2023)

Project #	Project Title	Location	Project Description	Total Project Cost
FAC15	Boiler Replacement and Energy Management System	Government Center	This project will replace four boilers and upgrade the energy management system. The boilers are presently reaching end of useful life and the City is currently spending \$7,000+ per year to keep them running correctly.	775,000
FAC22	Roof Replacement	Government Center	This project will replace the 30,000 sf roof on the Government Center building. The roof is leaking, causing interior and exterior damage.	800,000
FAC30	Office space upgrades	Government Center	Under this project, upgrades will be made to the interior of the Government Center building. There are currently a wide range of deficiencies in the building, including failing ceilings, non-ADA compliance in areas that the public needs to visit such as public service counters and hearing rooms.	500,000
LIBRARY				
FAC40	Roof Replacement	Main Library	This project will replace the 10,000 sf roof on the Main Library. The existing rubber roof was not installed correctly and is falling. The roof includes several skylights, and leakage is occurring as the rubber seams are separating.	80,000
POLICE DEPARTMENT				
FAC50	Roof Replacement	Police Department	This project will replace the 6,000 sf roof on the mechanics garage which is leaking and causing interior and exterior damage.	65,000
PARKS DEPARTMENT				
FAC27	Full Renovation of Kennedy Park Office Building	Kennedy Park Office	This project will renovate the building envelope and add a second means of egress, as required by fire code. Improvements include repairing the support columns, masonry, roof, and repointing the brickwork.	250,000
SCHOOL DISTRICT				
This project will replace the 1917 boiler which is original to the building. The boiler was initially coal fired and then converted to oil. The oil tank has never been replaced, and is likely not compliant with current codes. This project will convert the building to gas to mitigate issues with cost of oil and system maintenance. The project estimate does not include extracting the old tank.				
SCH35	Boiler replacement & Gas Conversion	Administration Building		70,000
SCH25	Playground improvements	AS Letourneau Elementary School	This project will replace play structure components and the rubber fall protection surface. The fall surface is damaged and needs to be replaced as a whole. The play structure is well past its useful life.	25,000
SCH33	Repair play area and equipment	Carlton Viveiros Elementary School	This project will upgrade the playground to current standards. A 2008 addition was put onto the play area, was not built to the same standards as the original equipment. The project will repair the fall zone and equipment to meet current standards.	43,000

PROJECT SUMMARY BY USER DEPARTMENT (FY2018-FY2023)

Project #	Project Title	Location	Project Description	Total Project Cost
SCH04	Replace existing windows	Talbot Middle School	This project will replace all windows in the building, remove PCB-laden caulking, and address existing water infiltration into the brick and mortar. Each classroom presently has one 4' x 4' non-opening window. As a result, they are dark and uninviting. The design phase of the project will consider installing windows in a different location in the rooms.	1,450,000
SCH05	Convert Bldg. from Electric to Natural Gas	Talbot Middle School	The building is currently all electric, including lighting, heating, cooling, cooking, and hot water, at a very high annual price. Electricity presently costs approximately \$350,000 annually, in contrast to approximately \$40,000 at other schools. By adding natural gas to this building, it will become more energy efficient, and HVAC equipment and cooking and heating equipment will be greater.	600,000
SCH08	Asbestos removal	Talbot Middle School	This project will remove or encapsulate all asbestos in the building, consistent with the District's goal of removing all asbestos from remaining buildings and encapsulating anything that cannot be removed economically.	264,150
SCH13	Window replacement	Henry Lord Middle School	This project will replace all windows in school. The existing windows have seals that have decayed, leaving the windows fogged and/or inoperable. This contributes to heat loss and the lack of true sun light, resulting in a poor educational environment.	1,240,000
SCH27	Replace EDPM roof	Henry Lord Middle School	This project will replace the 1992 EDPM roof which presently has seam failures, air pockets, and flashing failures. The roof warranty period has expired. Failure to address roof leakage can result in water intrusion and associated health risks due to damp or mold infested walls and ceilings.	1,135,000
SCH14	Replace original boiler	James Tansey Elementary School	This project will replace the original 1952 boiler and air handler. The equipment is well past its useful life and requires continuous maintenance and repair.	145,000
SCH24	Window replacement	James Tansey Elementary School	This project will replace the windows in the Tansey School. The existing windows are original to the building and are inefficient, leading to heat loss and increased energy costs. The windows have asbestos caulking.	1,000,000
SCH28	Rubberized play surface	John J Doran Elementary School	This project will replace the rubber play surface at the school. The existing surface is made of rubberized 2' x 2' rubber squares. The surface has been painted, is deteriorating, and is becoming unsafe to use.	55,000
SCH44	Repair concrete walks and walls	John J Doran School	This project will repair cracked and uneven sidewalks, ramps, and retaining walls in various locations at the school site, crack seal the play area, and seal, repaint lines and games for recess. The current surface is deteriorated and creating a safety concern.	134,000

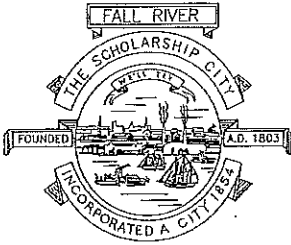
PROJECT SUMMARY BY USER DEPARTMENT (FY2018-FY2023)

Project #	Project Title	Location	Project Description	Total Project Cost
SCH01	School Renovation	Resiliency Preparatory Academy (7-12)	A comprehensive renovation project for the RPA submitted to the MSBA as part of its Major Repairs Program would include the following potential improvements, among others: roof replacement, electrical upgrade, plumbing upgrade, asbestos removal, window replacement fire suppression system, and elevator upgrade.	8,790,600
SCH03	Replace a Redundancy Boiler System	Samuel Watson Elementary School	This project will install two new gas fired boilers that offer a heating capacity of 1.8 million BTU's. The building's energy bills are high and consist temperatures are difficult to maintain given the current system.	450,000
SCH07	Roof replacement	Samuel Watson Elementary School	This project will replace the existing roof with a EDPV roof system, including flashing, drains, and insulation. The existing roof is compromised and currently requires repairs.	242,000
SCH16	Window replacement all levels	Samuel Watson Elementary School	This project will replace all windows of school windows, of which 90% have blown seals, inoperable mechanisms, and/or are completely fogged. The fogged windows reduce natural daylight in the classroom and make the building appear dirty or worn.	535,000
SCH29	Playground improvements	Spencer Borden Elementary School	This project will replace play structure components and the rubber fall protection surface. The fall surface is damaged and needs to be replaced as a whole. The play structure is well past useful life and is deteriorating.	90,000
SCH17	Asbestos removal	Westall Elementary School	This project will remove or encapsulate all asbestos in the building, consistent with the District's goal of removing asbestos from remaining buildings, and encapsulating anything that cannot be removed economically.	191,450
SCH18	Replace a Redundancy Boiler System	Westall Elementary School	This project will install two new gas fired boilers that will provide a heating capacity of 2.3 million BTU's. The existing boiler is original to the building and only one is currently operational. This project will replace the existing boiler and add a redundancy boiler.	912,600
SCH19	Replace roof section	Westall Elementary School	This project will replace a section of the roof that is the last remaining un-replaced portion of school roof. All other sections were replaced in 2015-2016. The remaining section is approximately 45 years old, and is expected to have significant issues in near future.	125,000
SCH20	Replace Windows	Westall Elementary School	Half of windows have in the school have blown seals, inoperable mechanisms, and/or are completely fogged. Many windows are held shut with sticks and some cannot be opened. The fogged windows reduce natural daylight in the classroom and make the building appear dirty or worn.	850,000

FINANCE

PROJECT SUMMARY BY USER DEPARTMENT (FY2018-FY2023)

Project #	Project Title	Location	Project Description	Total Project Cost
SCH46	Install retaining wall	Westall Elementary School	This project will allow for the grading and safe usage of the school grounds by students from grades K-12. The property's existing slope is extremely dangerous for school yard play. Absent a retaining wall, a new play area and other site amenities cannot be constructed.	120,000
SCH42	Playground improvements	William S Greene Elementary School	This project will make necessary playground improvements, including repairing rubberized surface around playground, replacing the slide and climbing structure, and adding walking workout stations, painted games, and lines on the surface. The existing playground equipment has broken components, the surface has been torn up in various locations. The project will replace missing benches.	36,000
TOTAL				23,903,800



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2017 NOV -9 P 3:45

CITY CLERK _____
FALL RIVER, MA

JASIEL F. CORREIA II
Mayor

November 6, 2017

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 regular period review of the operating budget. The following appropriations will assist the City in meeting its Fiscal Year 2018 obligations:

1. \$188,000.00 That the sum of \$188,000 be, and the same is, hereby appropriated to the EMS CAPITAL OUTLAY ACCOUNT from the EMS STABILIZATION FUND for the purchase of capital items including: an above ground storage tank, the purchase of a pickup truck, a sedan for the transfer / MIH division, an EKG monitor, laptop, as well as power load systems now required by state regulations.
2. \$300,000.00 That the sum of \$300,000 be, and the same is, hereby appropriated to the EMS CAPITAL OUTLAY ACCOUNT from the EMS STABILIZATION FUND for the purchase of an ambulance and related equipment for the transfer / MIH division.

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

Best Regards,

Jasiel F. Correia II
Mayor

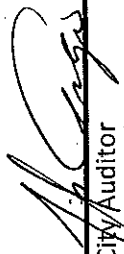
ORDERED:

That the sum of \$488,000 be, and the same is, hereby appropriated for the EMS CAPITAL EXPENDITURES from the EMS STABILIZATION FUND for various equipment needed by EMS.

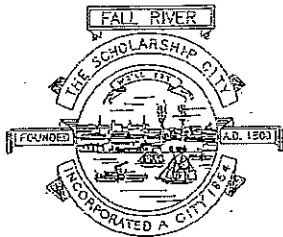
FY18 Appropriation/Transfer Number Analysis

Line	Original/Revised Appropriation	Amount Transferred	Adjusted Balance
EMS Stabilization Fund	\$ 1,332,720.08	\$ (188,000.00)	\$ 1,144,720.08
	\$ 1,144,720.08	\$ (300,000.00)	\$ 844,720.08
EMS Capital Expense	\$ 542,547.00	\$ 188,000.00	\$ 730,547.00
	\$ 730,547.00	\$ 300,000.00	\$ 1,030,547.00

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



Jennifer Argo, City Auditor
November 6, 2017



**City of Fall River
Massachusetts**
Fire Department Headquarters
Emergency Medical Services

JASIEL F. CORREIA II
Mayor

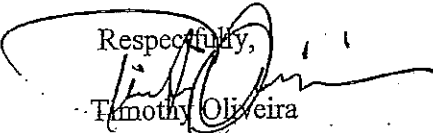
10/30/2017
Chief John D. Lynch
130 Commerce Dr.
Fall River Ma. 02721

JOHN D. LYNCH
Fire Chief
Timothy A. Oliveira
Director of EMS

I am respectfully requesting to transfer 188,000.00 dollars from the ems stabilization fund to the ems capital fund to fund these items. This is the explanation and breakdown.

1. The Above ground storage tank for the fire dept /ems division. This enables our vehicles to have fuel 24 /7. Yes, the DPW is accessible however there have been multiple times the pumps are down. Causing employees to use their own cash to purchase fuel. The cost will be installed 38,000 including electrical installation to code.
2. The purchase of a pickup truck for ems will be replacing a 2006 ford expedition with 130,000 miles also eliminate using overtime from the maintenance division to tow the trailers for Ems and get the Polaris ambulance out to the reservation or any incident quickly and safely. This also enables Ems to have a backup vehicle for the Squad which we do not currently have. (The 2006 ford expedition as back up to Squad) The cost is 39,500.00
3. EKG Monitor this would enable our division to have a monitor ready for when we implement the transfer rescue. This would make the transfer rescue ALS when needed. Again, it will be BIs however there will be times when we could utilize it as a Als transfer rescue if staffed P/B. The cost of a Ekg monitor 33,000.00
4. The purchase of 2 Stryker power load systems these systems are now required under the state regulations. Transfer rescue. The cost 52,000.00
5. The purchase of a new laptop for the transfer rescue the cost 2,498.00
6. The purchase of a ford fusions sedan for Ems to be utilized for our Transfer / MIH division. The cost 23,000.00

Respectfully,


Timothy Oliveira
Director of Ems



City of Fall River
Massachusetts
Fire Department Headquarters
Emergency Medical Services

JASIEL F. CORREIA II
Mayor

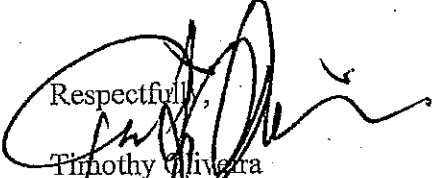
JOHN D. LYNCH
Fire Chief
Timothy A. Oliveira
Director of EMS

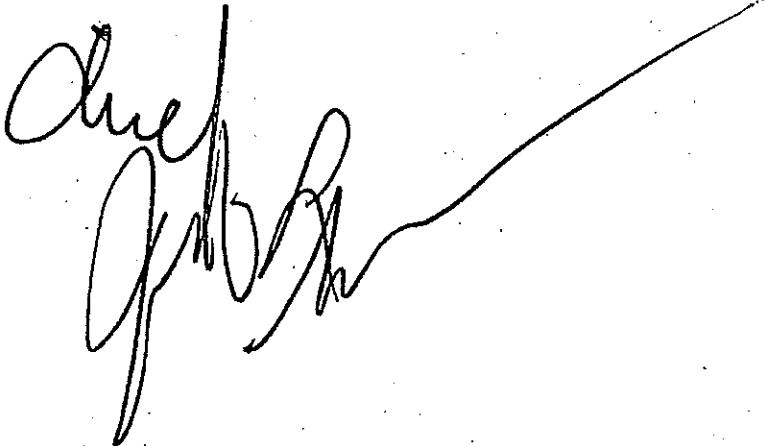
11/6/2017

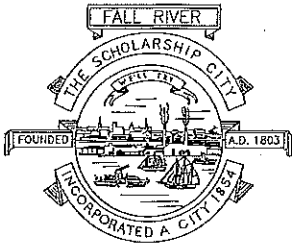
Chief John D. Lynch
140 Commerce Dr
Fall River Ma. 02721

I am respectfully requesting 300,000.00 to purchase a 2017 FORD 550 4X4 Ambulance with a power load stretcher, 2 Mobile Radios, 2 Portable Radios and 2 chargers, also included is a Lucas device. These pieces of equipment are required per state regulations. This ambulance is a needed addition to begin our non – emergency transport division. Thank You for Your Consideration.

Respectfully,


Timothy Oliveira
Director of Ems





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

2

RECEIVED

2017 NOV -9 P 3:44

CITY CLERK
FALL RIVER, MA

JASIEL F. CORREIA II

Mayor

November 9, 2017

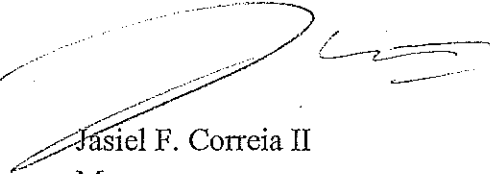
Honorable Members of the City Council
One Government Center
Fall River, MA 02720

RE: Fire Department Donation

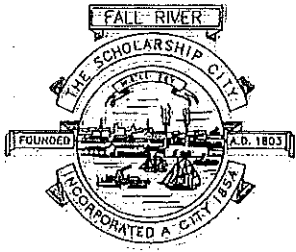
Council President:

The Fire Department is in the process of creating a special tribute to former Fire Chief Louis Shea at Fire Department Headquarters. They have secured a generous donation of concrete from Fall River Redi-Mix LLC, 245 Tripp Street, Fall River, Massachusetts to be used for concrete pads for a park bench and gazebo at the Chief Louis Shea Training Grounds Park. This donation is valued at \$500.

Chief Lynch's letter is attached for your review. Your acceptance of this donation is respectfully requested.



Jasiel F. Correia II
Mayor



**City of Fall River
Massachusetts
Fire Department Headquarters
Office of the Fire Chief**

JASIEL F. CORREIA II
Mayor

JOHN D. LYNCH
Fire Chief

October 31, 2017

Mayor Jasiel F. Correia II
City of Fall River
One Government Center
Fall River, MA 02722

Dear Mayor Correia:

I would like to ask your permission to accept a donation of concrete from Fall River Ready Mix LLC 245 Tripp St. Fall River, MA. This donation is for The Chief Louis Shea Training Grounds Park. This concrete will be used for the Gazebo and park bench pads. The approximate cost of the 5 yards of concrete is \$500

Respectfully

John D. Lynch
Fire Chief

City of Fall River, In City Council

2

ORDERED, that under the provisions of M.G.L. Chapter 44, Section 53A, the Fall River Fire Department be, and the same is hereby authorized to accept a gift of concrete, valued at \$500, from Fall River red-Mix, LLC located at 245 Tripp Street, Fall River, Massachusetts.



COMMONWEALTH OF MASSACHUSETTS
Fall River Contributory Retirement Board

30 Third Street • Suite 301 • Fall River, MA 02720

Tel. (508) 646-9120 • Fax (508) 646-9123

www.fallriverretirement.com

RECEIVED

2017 OCT 25 P 12:00

CITY CLERK _____
FALL RIVER, MA

October 25, 2017

Alison M. Bouchard, City Clerk
City of Fall River
One Government Center
Fall River, MA 02722

Dear Ms. Bouchard:

Massachusetts General Laws Chapter 32, section 22(5), as amended by CH306 of the Acts of 1996, requires that the Retirement Board file its annual budget with the governmental unit for which it serves.

Enclosed you will find a copy of the Fall River Retirement Board's 2018 budget for your records. You will also find enclosed ten additional copies for distribution to the members of the Fall River City Council.

Thank you for your attention to this matter.

Very truly yours,

Christine A. Tetreault
Executive Director

FALL RIVER RETIREMENT BOARD CALENDAR YEAR 2018 BUDGET

2018

Salaries/Benefits	\$ 338,560.98
Legal Fees	\$ 75,000.00
Administrative Expenses	\$ 126,134.00
Service Contracts	\$ 46,600.00
Furniture & Equipment	\$ 3,000.00
Investment Management Fees	\$ 1,610,000.00

TOTAL \$ 2,199,294.98

5

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Health and Environmental Affairs at a meeting held on October 23, 2017 voted unanimously to recommend that the accompanying resolution be granted leave to withdraw.


Assistant Clerk of Committees

City of Fall River, In City Council

(Councilor Raymond A. Mitchell)

WHEREAS, the City of Fall River has needed to lay off employees from time to time,
and

WHEREAS, many of these employees have been called to return to work, and

WHEREAS, these employees may have been laid off for a long period of time, now
therefore

BE IT RESOLVED, that the State Delegation consider filing legislation requiring
physicals and drug testing for public employees prior to their return to work after a layoff of
six (6) months or longer.

**CITY OF FALL RIVER
IN CITY COUNCIL**

JAN 12 2016

*Referred to the Committee
on Health and Environmental Affairs*

CITY OF FALL RIVER

6

To the City Council

Councillors:

The Committee on Health and Environmental Affairs at a meeting held on November 6, 2017 voted unanimously to recommend that the accompanying resolution be forwarded to the full council for action, with Councilor Joseph D. Camara abstaining and not voting.



Assistant Clerk of Committees

City of Fall River, In City Council

6

(City Council Committee on Health and Environmental Affairs)

WHEREAS, the Alfred J. Lima Quequechan River Rail Trail (AJLQRRT) is a linear park, and

WHEREAS, the AJLQRRT has been completed and is currently not within the jurisdiction of the Board of Park Commissioners, now therefore

BE IT RESOLVED, that the Administration move forward with formally transferring this linear park to the Board of Park Commissioners.

Filed 11-6-17

Section 86-178. King Philip Mills Overlay District (KFMOD).

(a) **Purpose.** The purpose of the KFMOD is to provide adequate minimum standards and procedures for the construction of new and rehabilitation of existing structures so as to promote economic and cultural development in the King Philip Mill area.

(b) **Location.** The KFMOD is hereby established as an overlay district comprised of the area between the south side of Dwelly Street, the east side of Kilburn Street, the north side of Charles Street extended to Cook Pond and the western and northwestern shoreline of Cook Pond, specifically excluding areas located within said boundaries, which have been designated as residentially zoned on the effective date of this Ordinance. The KFMOD is hereby designated and more specifically shown on the City of Fall River Zoning Map, as may be subsequently amended, on file in the Office of the City Clerk.

(c) **Definitions.** Within this Section 86-178, the following terms shall have the following meanings:

(1) **Applicant:** The person or persons, including a corporation or other legal entity, who applies for issuance of a special permit hereunder. The Applicant must own, or be the beneficial owner of, all the land included in the proposed site, or have authority from the owner(s) to act for him/her/it/them or hold an option or contract duly executed by the owner(s) and the Applicant giving the latter the right to acquire the land to be included in the site.

(2) **Dwelling Unit:** A residence, including studio units. Each residence shall contain a living area, bathroom and, except in studio units, one or more bedrooms, and may contain a kitchen area or combination kitchen/living area.

(3) **Proposed Project:** The project proposed by the applicant for which a special permit is being sought.

(4) **Proposed Project Site:** The parcel of land, with buildings thereon on which the Proposed Project is located.

(5) **Regulations:** The rules and regulations of the Planning Board.

(6) **Upper level floors:** Any floor of a building that is located above the street level floor. In the event that two (2) floors of the same building are level to a street or streets, neither of the two (2) floors shall be considered upper level floors. Notwithstanding the previous sentence, in the event the Planning Board determines that the majority or an equal amount of street access is provided through the lower of the two (2) floors level to a street or streets, the higher of the two (2) floors level to a street or streets may be deemed an upper level floor.

(d) **Front Yard.**

(1) No story or part of any building except projecting eaves or uncovered steps shall be erected nearer to the street line of any street on which it fronts than the average alignment of the corresponding stories or parts of existing buildings within two hundred (200) feet on each side of the lot and within the same block and district. Where there is a building on one

or both of the adjoining lots, the front yard for a building shall have a depth equal to the average of the front yard depths of the two (2) adjoining lots. A lot without a building shall be counted as having a front yard of the depth required by this Ordinance. If there are no existing buildings on the same side of the street, the average setback alignment of corresponding stories within two hundred (200) feet on each side of and directly opposite the lot shall govern.

(2) Notwithstanding the previous paragraph, no building constructed within the KFMOD shall have a front yard that exceeds ten (10) feet.

(3) Where the alignment of a building is not controlled by subsection (d)(1), between every building and the line of the street upon which it fronts there shall be a front yard of a clear depth of not more than ten (10) feet.

(e) **Special Permit.** Pursuant to the requirements of this Section 86-178, the following may be permitted upon the issuance of a special permit by the Zoning Board of Appeals:

- (1) Residential dwelling units on all floors of pre-existing structures;
- (2) Commercial uses on the ground floor of pre-existing structures;
- (3) Reductions in setbacks, density, green space and parking requirements to allow for the development of residential dwelling units on all floors of pre-existing structures;
- (4) Reductions in parking requirements for commercial use of pre-existing or new structures.

(f) **Special Permit Application.** An application for a special permit shall be submitted to the Zoning Board of Appeals on forms therefrom furnished. Applicants are encouraged to rehabilitate existing structures and to permit reuses which are compatible with the character of the neighborhood and which take into consideration the interests of abutters, neighbors and the public, especially where the site abuts a residential area or the building(s) merit preservation.

In addition the applicants shall submit:

(1) The following plans:

A. A copy of the site plan approved by the Planning Board, if required pursuant to Section 10-1 et al of the Fall River Code of Ordinances; Notwithstanding the previous sentence, the Applicant may choose to seek site plan approval from the Planning Board at the same time the Zoning Board of Appeals is considering his application for a Special Permit, hereunder in which case he shall submit a statement indicating that he has filed an application for Site Plan Approval with the Planning Board. Upon receipt of said statement, signed under the penalties of perjury, on a form proscribed by the Zoning Board of Appeals, the Zoning Board of Appeals shall deem this requirement fulfilled and shall include a condition in any approval that said approval is contingent upon the approval of said site plan by the Planning Board;

B. A plan illustrating location and layout of buildings, including layouts of any dwelling units. Additional drawings may be subsequently required by the Planning Board;

C. The following narrative reports or data:

(1)

A proposed development schedule showing the beginning of construction, the rate of construction and development, including stages, if applicable, and the estimated cost of construction and date of completion;

(2)

Information pertaining to any organization which the Applicant proposes to form where the development is to be a condominium development, including forms and plans to be used to organize and manage the same, for approval as to form by Corporation Counsel ;

(3)

Copies of all proposed covenants, easements, and other restrictions which the Applicant proposes to grant to the City, the Conservation Commission, utility companies, any condominium organization and the owners thereof, including plans of land to which they are intended to apply, for approval as to form by Corporation Counsel;

(4)

Any and all other information that the Zoning Board may reasonably require in a form acceptable to it to assist in determining whether the Applicant's proposed development plan meets the objectives of this Section;

(5)

Compliance with any relevant Housing Development Incentive Program for any Housing Development Zone within which the property lies.

(g) **Action by the Zoning Board of Appeals.** The Board may grant a special permit where it makes the following findings:

(1) The proposed project complies with the requirements of this Section;

(2) The proposed project does not cause substantial detriment to the neighborhood after considering the following potential consequences:

A. noise, during the construction and operational phases;

B. pedestrian and vehicular traffic;

C. environmental harm;

D. visual impact caused by the character and scale of the proposed structure(s);

E. where relief to parking requirement has been sought, applicant has demonstrated that reasonable efforts have been made to comply with parking requirements;

F. for conversions of existing structures, the Zoning Board of Appeals must find that the proposed project protects the City's heritage by minimizing removal or disruption of historic, traditional or significant uses, structures or architectural elements, whether these exist on the site or on adjacent properties. If the building is a municipally owned building, the proposed uses and structures are consistent with any conditions imposed by the Planning Board on the sale, lease, or transfer of the site.

CITY OF FALL RIVER
IN CITY COUNCIL
JUN 13 2017

*Referred to the Committee
on Ordinances and Legislation
(C. President Cadime Opposed)*

CITY OF FALL RIVER
IN CITY COUNCIL
JUL 11 2017

*Refer Copy to
Planning Board*

CITY OF FALL RIVER
IN CITY COUNCIL

*October 24, 2017
Passed through first
reading, 8 yeas,
1 nay*

City of Fall River, *In City Council*

8

(Councilor Cliff Ponte)

WHEREAS, Duro Textiles closed approximately two years ago, and

WHEREAS, this shuttered building is within close proximity to the Matthew J. Kuss Middle School, and

WHEREAS, there are approximately 800 students that attend this school, and

WHEREAS, the City of Fall River has begun foreclosure proceedings for the non-payment of taxes, and

WHEREAS, the City has had its challenges disposing of shuttered properties, especially those that pose a threat to the safety and security of its residents, now therefore

BE IT RESOLVED, that the Administration be invited to a future meeting of the Committee on Finance to discuss the status of this possible tax title property, and

BE IT FURTHER RESOLVED, that the Committee on Public Safety convene with the School Department, Fire Department, Administration and concerned parents to prepare an evacuation plan for the Matthew J. Kuss Middle School should there be an emergency at the former Duro Textiles property.

City of Fall River, In City Council

9

(Councilor Raymond A. Mitchell)

WHEREAS, the Ralph M. Small Elementary School was named to honor the work and achievements of Ralph M. Small, and

WHEREAS, the Ralph M. Small Elementary School was renamed the Mary L. Fonseca Elementary School, now therefore

BE IT RESOLVED, that a portion of Wall Street from London Street to Locust Street, be renamed Ralph M. Small Way in his honor.

City of Fall River, *In City Council*

10

(Councilor Steven A. Camara)

WHEREAS, within the Fall River School Department there is initial progress toward building an estimated two-hundred sixty million dollar (\$260,000,000) "Durfee #3 High School" on Elsbree Street and

WHEREAS, there is growing concern about the City of Fall River's taxpayers and rent payers being able to produce the revenue to meet this additional financial obligation and

WHEREAS, a major concern when the Elsbree Street location was selected for "Durfee #2 High School", currently serving the students at what is officially named "B.M.C. Durfee High School of Fall River" that it was not located in a central location, more equally accessible to students living in the Maplewood, South End and other neighborhoods that are away from the population center of Fall River and moreover, are away from the Elsbree Street location and

WHEREAS, a more central location, easily accessible to the Downtown Bus Terminal and the Alfred J. Lima Quequechan River Rail Trail, which eventually will be connected to other "rail trails" and "bicycle paths" throughout the City, would make bicycle transportation as well as SRTA bus transportation a more viable option for students to get to and from Fall River's only "public high school" both for regular school day activities as well as after school "extra-curricular" activities now, therefore,

BE IT RESOLVED, that the Fall River School Department's Building Committee considering a "Durfee #3" put a "moratorium" on its plans until a full and well-publicized public hearing and presentation is provided to the City Council and at the City Council to the entire City of Fall River so that it can be determined if Elsbree Street should continue to be the venue for Fall River's only public high school and

BE IT FURTHER RESOLVED, that any vote scheduled for the bond issue to fund a "Durfee #3 High School" be held at a regularly scheduled November election, to assure maximum voter participation in the decision relating to this more than a quarter billion dollar public project.

City of Fall River, *In City Council*

11

(Councilor Steven A. Camara)

WHEREAS, the City Council recently approved forwarding a proposed plan to locate six (6) electronic 70' tall x 50' wide Digital Billboards at these locations: "Easterly End of Bedford Street"; "South of Central Street, West of Route 79"; "North of Father DeValles Blvd"; "Fourth Street, Corner of Hartwell Street"; "North Side of Brayton Avenue, Corner of Route 195 Ramp"; "Market Street, Facing South Main Street" and

WHEREAS, the City Council's vote was based on this proposal returning to the City Council after receiving approval from the Commonwealth of Massachusetts review process and

WHEREAS, it was not presented at the time of the City Council vote that before going to the Commonwealth of Massachusetts for a review process, these proposed locations would be going before the Fall River Zoning Board of Appeals (ZBA) for "Special Permits" and

WHEREAS, it is now understood that the ZBA approval of these "Special Permits" will give the City of Fall River the convincing argument to the Commonwealth of Massachusetts' review process that Fall River has thoroughly vetted these proposals and

WHEREAS, there has been no public presentation of what these billboards will look like and how they will affect the neighborhoods in which they would be constructed should the process move forward and

WHEREAS, "Photoshop" and other technological advances can produce a "virtual" reality of what these billboards would look like, should the process move forward now, therefore,

BE IT RESOLVED, that the Fall River City Council strongly advises the Fall River Zoning Board of Appeals that it should give these items "Leave to Withdraw" and that the Fall River City Council hold a public hearing on these proposed billboards and any other proposed billboards that may be considered, though they may not need ZBA approval so that the City Council and the people of Fall River may understand the full impact of these Digital Billboards on Fall River and the neighborhoods in which they are intended to be constructed.

City of Fall River, *In City Council*

19

(Councilor Raymond A. Mitchell)

ORDERED, that the Administration instruct Corporation Counsel to petition the Court to remove the approved easement that crosses the Alfred J. Lima Quequechan River Rail Trail (AJLQRRT) to ensure that the approved easement is null and void.

30



RECEIVED

2017 OCT 20 A 10: 57

City of Fall River
Notice of Claim

****AMENDED****

CITY CLERK 17-78A
FALL RIVER, MA

1. Claimant's name: USAA Casualty Insurance Company a/s/o Samantha Snyder
2. Claimant's complete address: c/o Clerkin, Sinclair & Mahfouz, LLP; 530 B Street, 8th Floor, San Diego, CA 92101
3. Telephone number: Home: N/A Work: 619-867-0418
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
USAA's insured sought medical attention after her vehicle was struck by a City of Fall River vehicle, driven by James Smith.
March 16, 2017 at
5. Date and time of accident: approximately 4:14 P.M. Amount of damages claimed: \$ \$5,861.19
6. Exact location of the incident: (include as much detail as possible):
County Road in Somerset, Massachusetts
7. Circumstances of the incident: (attach additional pages if necessary):
On March 16, 2017, USAA's insured was slowing down on County Road in Somerset, Massachusetts,
when their vehicle was struck in the rear by a City of Fall River vehicle, driven by James Smith.
Due to the force of the collision, USAA's insured sought medical attention for his injuries.
The insured vehicle sustained damage totaling \$3,861.19.
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
USAA Casualty Insurance Company; c/o Clerkin, Sinclair & Mahfouz, LLP; 530 B Street, 8th Floor, San Diego, CA 92101

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: October 13, 2017

Claimant's signature: Ashley Feuerman

Ashley Feuerman on behalf of
USAA Casualty Insurance
Company a/s/o Virginia Zwaan-
Snyder, Samantha Snyder

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:					Date: _____
Copies forwarded to:	<input checked="" type="checkbox"/> City Clerk	<input checked="" type="checkbox"/> Law	<input type="checkbox"/> City Council	<input type="checkbox"/> City Administrator	<input type="checkbox"/> <u>Police</u>

CORDEIRO LANDSCAPING

4 LENOX STREET
FALL RIVER MASS 02721
PHONE [508 6776947]
FAX [508 6742179]

Estimate

30

Number: E112

Date: October 20, 2017

Bill To:

471 ORSWELL
471 ORSWELL ST
FALL RIVER, MA

Ship To:

Description	Amount
REPLACE NEW WALKWAY 250 SQUARE FEET	
REPLACE A 3X6 CONCRETE SLAB IN FRONT OF DECK	3,000.00
REPLACE SOD DAMAGE AREA 1158 SQUARE FEET	1,500.00
REPLACE DRIVEWAY 23X32 ,BINDER AND FINISH	2,800.00
Total	\$7,300.00

cc: LAW
City Council
Water

CITY CLERK
FALL RIVER, MA

2017 OCT 20 P 12: 16

17-8018

RECEIVED

#17-82C 30
Invoice



Walpaco, Inc. dba Servpro of Fall River
 PO Box 847
 Fall River, MA 02722
 (508) 676-9100
 FID# 04-2866337

Date	Invoice #
11/2/2017	5018051

Bill To

Esteves, Sarah
 419 Orswell St
 Fall River, MA 02721

Job Location

Job Date	Rep	Terms
11/2/2017		

Item	Description	Amount
Cleaning Nonres Res	Residential direct cleaning:	483.86
	RECEIVED 2017 NOV - 2 A 11:00 FALL RIVER, MA	

THANK YOU FOR CHOOSING SERVPRO.	Total	\$483.86
	Payments/Credits	\$0.00
	Balance Due	\$483.86

Each SERVPRO® Franchise is Independently Owned and Operated



RECEIVED

2017 OCT 20 A 10: 58

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CITY CLERK 17-84
FALL RIVER, MA

City of Fall River Notice of Claim

1. Claimant's name: STEPHEN R. KARAM
2. Claimant's complete address: 645 MADISON ST. FALL RIVER, MA 02720
3. Telephone number: Home: 508-472-6659 Work: 508-679-2204
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: 10/11/17 A.M. Amount of damages claimed: \$ 50-00
6. Exact location of the incident: (include as much detail as possible):
HIGHLAND AVE + PURCHASE ST.
7. Circumstances of the incident: (attach additional pages if necessary):
HIT MASSIVE POT HOLE - HAD PREVIOUSLY BEEN COVERED WITH A CONE BUT CONE HAD BEEN MOVED AND I DROVE RIGHT INTO IT BLOWING OUT MY TIRE
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: Yes No

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

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

Date: 10/17/17

Claimant's signature: [Signature]

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

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

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

For official use only:	<input checked="" type="checkbox"/> City Clerk	<input checked="" type="checkbox"/> Law	<input checked="" type="checkbox"/> City Council	<input type="checkbox"/> City Administrator	<input checked="" type="checkbox"/> DPW	Date: <u>10/20/17</u>
------------------------	--	---	--	---	---	-----------------------



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RECEIVED

City of Fall River
Notice of Claim

2017 OCT 23 P 12:08

CITY CLERK 2017-85
FALL RIVER, MA

1. Claimant's name: April D Souza
2. Claimant's complete address: 377 Slade St
3. Telephone number: Home: 401-239-9757 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Tire blow out from hitting pot hole
5. Date and time of accident: 7:30 AM 9/13/17 Amount of damages claimed: \$ 111.00 (pd by me out of pocket)
6. Exact location of the incident: (include as much detail as possible):
Corner of Slade St and King St.
7. Circumstances of the incident: (attach additional pages if necessary):
I was stopped at Slade + King St heading toward S. Main St but taking a left onto King St. There was a huge pot hole on that corner that I hit with my right front tire and it caused my tire to →
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: 10-2-17 Claimant's signature: April D Souza

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

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

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

For official use only:	
Copies forwarded to: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DAW	Date: <u>10/23/17</u>

Elaine Dupuis-Lane, Claim Manager

October 19, 2017

Alison M. Bouchard, City Clerk
City of Fall River
One Government Center, Room 227
Fall River, MA 02722

Claim Number: 033869007
Insured Name: Cecile Couture
Company Name: Arbella Mutual Insurance Company
Date of Loss: 10/15/17

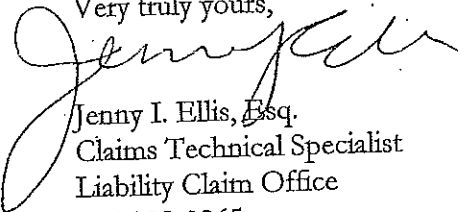
RECEIVED
2017 OCT 23 A 11: 59
CITY CLERK
FALL RIVER, MA
2017-86

To Whom It May Concern:

Arbella Mutual Insurance Company is hereby placing you on notice of our intent to subrogate for damages paid to our insured for the above-captioned loss. Our insured's premises located at 424 Tower Road in Fall River, MA suffered substantial water damage on October 15, 2017, due to a water main break in the City's water line. We are still assessing damages for this loss.

Under the terms of our insurance policy, we are subrogated to the rights of our insured to the extent of our payment. If your company has insurance to cover this matter, please forward this claim to your insurance company immediately. If you are self-insured please contact the undersigned to discuss the resolution of this claim.

Very truly yours,



Jenny I. Ellis, Esq.
Claims Technical Specialist
Liability Claim Office
617-328-2265
jenny.ellis@arbella.com

CC: WATER
LAW
City Council
DPW
City CLK



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RECEIVED

2017 OCT 23 P 2:53

City of Fall River
Notice of Claim

CITY CLERK 2017-87
FALL RIVER, MA

- 1. Claimant's name: Robert JACKSON
2. Claimant's complete address: 375-377 President Ave FALL RIVER
3. Telephone number: Home: 781-589-7181 Work: 781-589-7181
4. Nature of claim: City Tree Fell ON MY HOUSE CAUSING DAMAGE (roof, siding, gutters)
5. Date and time of accident: 9-21-17 Amount of damages claimed: \$ 2500 - 5000 (quotes to follow)
6. Exact location of the incident: Large City owned oak tree fell in front of 375 President Ave (on my home)
7. Circumstances of the incident: A Large City owned oak tree fell on my house at 375-377 President Ave. The corner of roof is damaged along w gutters and vinyl siding damage.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: No Homeowner deductible too high - Ins Co. said City's responsibility

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: 10-1-17 Claimant's signature: [Signature]

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

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

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

For official use only:
Copies forwarded to: [X] City Clerk [X] Law [] City Council [] City Administrator [X] DPW Date: 10/23/17



RECEIVED

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2017 OCT 26 A 10:57

CITY CLERK 17-88
FALL RIVER, MA

City of Fall River
Notice of Claim

1. Claimant's name: Keith J Fontaine
2. Claimant's complete address: 785 NORTH MAIN ST
3. Telephone number: Home: 508-965-4779 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
AUTO UNDER CARRIAGE DAMAGE TO MY VEHICLE
5. Date and time of accident: OCT-10-17 2:00 PM Amount of damages claimed: \$ 1,984.51
6. Exact location of the incident: (include as much detail as possible):
785 NORTH MAIN ST
7. Circumstances of the incident: (attach additional pages if necessary):
IN FRONT OF MY CONDO, THEY OPEN THE ROAD TO DO SOMETHING WITH THE WATER PIPES AND THEY HAVE A TRUCK IN FRONT OF MY DRIVE AND I ASKED THE POLICE MAN IF HE COULD TELL THE DRIVER OF THE TRUCK TO MOVE, HE SAID NO WE'RE NOT GONNA BE HERE ALL DAY AND JUST GO OVER THE
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: OCT-23-17

Claimant's signature: Keith J Fontaine

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

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

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

For official use only:	
Copies forwarded to: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input type="checkbox"/> <u>DCM</u>	Date: <u>OCT 26 2017</u>

A CITYWIDE GLASS, INC., DBA
 CITYWIDE GLASS & MASONRY
 425R STATE ROAD
 NORTH DARTMOUTH MA 02747
 (508)997-7703 Fax:(508)990-9747
 Tax# 26-1411704

#17-89A
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RECEIVED

2017 OCT 31 P 4: 30

Invoice: 19680
 CITY CLERK
 FALL RIVER, MA Date: 10/27/2017

Sold To:

DONNA WILLIAMS

H (508)997-7703

Csr: 39 Tech: 15443 P Terms: NET 30

Vehicle: 2001 HYUNDAI ACCENT 4 DOOR SEDAN VIN:KMHCG45C11U226847

Qty	Part / Description	List Price	Material	Labor	Item Total
1	FW02162GBN - Windshield Green Tint/Blue Shade	203.15	93.53	55.00	148.53
1.00	HAH000004 - Adhesive(Nags) (Urethane,Dam,Primer) (2.00)		10.00	0.00	10.00

Pmt Info:VS 026278

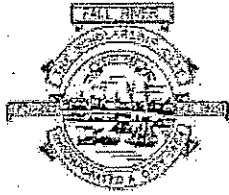
SIGNATURE _____

I hereby accept responsibility if above named insurance company does not make payment.

Material	Labor	Tax	Total	Deductible	Payments	Balance
103.53	55.00	6.47	165.00	0.00	165.00	0.00

Store Copy

vers:9.1.9 Page: 1 of 1



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RECEIVED

2017 OCT 27 A 11: 01

City of Fall River
Notice of Claim

CITY OF FALL RIVER, MA 02723
17-90

1. Claimant's name: Paula D. Cordeiro
2. Claimant's complete address: 61 Bardsley St #1, Fall River, MA 02723
3. Telephone number: Home: 774 225 3214 Work: Retired

4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Tripped & Fall / Broken foot / Personal damages

5. Date and time of accident: 10/2/17 noon time Amount of damages claimed: \$ over →

6. Exact location of the incident: (include as much detail as possible):
Middlesex going toward Irving St. on left side of street

7. Circumstances of the incident: (attach additional pages if necessary):
was walking my puppy "Rocco" on Middlesex st and tripped on sewer. The block of cement was 2 1/2' higher than the sidewalk

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
Neighborhood Health Plan / Dr Rauke / St Anne's Hospital

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: 10/25/17 Claimant's signature: Paula D. Cordeiro

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: 10/27/17

2017 OCT 27 A 11:00

CITY CLERK 17-91
October 24, 2017 FALL RIVER, MA

John Butler, Claim Manager
Cert Mail
Ret Rec Req
7016 2140 0000 8889 3090

CITY OF FALL RIVER
ONE GOVERNMENT CENTER, ROOM 227
FALL RIVER, MA 02722
ATTN: ALISON BOUCHARD

Claim Number: 033849026
Policy Number: HC667173
Company Name: Arbella Mutual Insurance Company

This office represents the interest of Arbella Mutual Insurance Company. By virtue of payment under the Collision portion of a policy of insurance, we have become subrogated to the rights of our insured (MARIA BENEVIDES, 140 ALSOP ST, FALL RIVER, MA 02723) for the damage to their motor vehicle sustained in the accident described below:

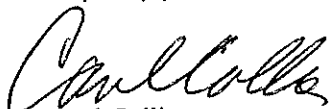
Place of accident: ROBESON AND NEW BOSTON RD FALL RIVER, MA Type of accident: PIP
Date & time: 07/30/2017, 11:30:00 PM EDT

This collision was caused by the negligent operation of a motor vehicle driven by Joseph Reed, who was an employee of City of Fall River, and bore operator's license number S16028114. They were operating a motor vehicle described as a 2106 Ford Explorer, bearing Mass. Registration number MP7376, belonging to City of Fall River.

Pursuant to Chapter 258 of the Mass. General Laws, notice is given and claim is hereby made against the City of Fall River, for the damages caused by said collision in the amount of \$ 4740.50. Attached for your convenience is a copy of the damage appraisal and our proof of payment.

Please include our file number on all correspondence and send all communications to me at the address above.

Very truly yours,


Carol Collier
Claim Service Specialist
Subrogation Claim Office
800-272-3552 ext. 7524
Fax 617-773-4760

Enclosure: multiple attachments

cc
Law Dept
City Council
City Clerk
Police



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RECEIVED

2017 OCT 27 P 2: 38

City of Fall River
Notice of Claim

CITY CLERK 17-92
FALL RIVER, MA

1. Claimant's name: Eric Andree
2. Claimant's complete address: 411 Orswell St. Fall River MA 02721
3. Telephone number: Home: 774 365 9954 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Property damage from watermain break - flooding
5. Date and time of accident: 10/15/2017 Amount of damages claimed: \$ \$2500.00
6. Exact location of the incident: (include as much detail as possible):
Livingroom area - Flooring/sheetrock damage / carpeting / laminate flooring space is 12'x24'
7. Circumstances of the incident: (attach additional pages if necessary):
Watermain broke - the water wasn't stopped for 3hrs plus - over 1 foot of water flooded into my 1st level living room / kitchen / toilet area
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: 10/26/2017

Claimant's signature: [Signature]

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

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

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

For official use only:

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

Date: 10/27/17

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NOV -7 P 3: 21

2017-93 C

CITY CLERK
FALL RIVER, MA

Fall River & Taunton

994 Jefferson St., Fall River, MA 02722

Telephone: 508-676-9100 • Fax: 508-676-6075

URGENT FAX MESSAGE

PLEASE DELIVER ASAP

TO: Name: Donna

Company: Fall River City Clerk Office

Address:

Fax No.: 508-324-2211

Date: 11/07/2017

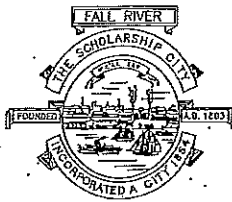
FROM: Name: Servpro Fall River- (Marisa Dora)

Re/Comments: Please see the attached invoice & supporting documentation

Cleaning services following city sewer line overflow.

No. of Pages (Including Cover Sheet): 12

If the reader of this message is not the addressee, you are hereby notified that any distribution, copying or dissemination of the information contained in this transmission is prohibited. If you have received this in error, please notify us by telephone and return the original to us at the above address using U.S. Mail. Thank you.



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City of Fall River
Notice of Claim

2017 OCT 31 A 11:13

CITY CLERK 17-94
FALL RIVER, MA

1. Claimant's name: J. M. Cordino
2. Claimant's complete address: 59 Portland Ct. Swansea Ma.
3. Telephone number: Home: 5082945199 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):

5. Date and time of accident: 10/2/17 Amount of damages claimed: \$ 116.99
6. Exact location of the incident: (include as much detail as possible):
Snell St. the sidewalk of the tree hit the sewer cap and
7. Circumstances of the incident: (attach additional pages if necessary):
made a hole in the side wall
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: 10/14/17 Claimant's signature: J. M. Cordino

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

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

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

For official use only:	
Copies forwarded to: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input type="checkbox"/> <u>DCM</u>	Date: <u>10/31/17</u>

30

W. Springfield, MA
(413) 781-2897
Quincy, MA
(617) 479-2619
Mattapoisett, MA
(508) 758-6633
Rhode Island
(888) 881-4598



George
Butler
Adjusters
Inc.

BUTLER

Pittsfield, MA
(888) 881-4598
Worcester, MA
(888) 881-4598
Cape Cod & Islands
(888) 881-4598
Hartford, CT
(888) 881-4598

Building Commissioner or
Inspector of Buildings
Fall River City Hall
One Government Center - Room 524
Fall River, MA 02722
Attention: Records

Board of Health or
Board of Selectmen
Fall River City Hall
One Government Center - Room 643
Fall River, MA 02722
Attention: Records

COMPANY:	Massachusetts Property Insurance Underwriting Association
POLICY NUMBER:	1380948
CLAIM NUMBER:	M 418528
INSURED:	Nichdali Applrys
LOSS LOCATION:	86 Palmer Street, Fall River, MA
DATE OF LOSS:	10/30/2017
DESCRIPTION:	Wind & Water
OUR FILE NUMBER:	M17-2982

2017 NOV - 2 A 10: 54
 RECEIVED
 CLERK 1795
 FALL RIVER, MA

To Whom It May Concern:

Claim has been made involving loss, damage, or destruction of the above captioned property which may either exceed \$1,000, or cause Massachusetts General Law, Chapter 143, Section 6, to be applicable. If any notice under Massachusetts General Law, Chapter 139, Section 3B, is appropriate, please direct it to the attention of this writer and include a reference to the captioned insured, location, policy number, company claim number, date of loss, and claim or file number.

Sincerely,

John O'Keefe
Claims Adjuster

P - 617-479-2619
F - 617-479-1740
john.okeefe@georgebutleradjusters.com

On this date, I caused copies of this notice to be sent to the persons named above at the address indicated above, by first class mail.

Secretary
October 30, 2017

Original + 1 Copy - Law
1 Copy - Writer
1 Copy - City Clerk
1 Copy - City Council

209 Park Avenue, West Springfield, MA 01089

11/2/17



Council 30

RECEIVED

City of Fall River
Notice of Claim

2017 NOV -2 P 3:49

CITY CLERK 17-96
FALL RIVER, MA

1. Claimant's name: Cheryl Moniz
2. Claimant's complete address: 753 Meridian St. F.R. MA 02720
3. Telephone number: Home: 5083241880 Work: 774-930-5711
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: 10/30/17 5:45 AM Amount of damages claimed: \$ 1,150.00
6. Exact location of the incident: (include as much detail as possible);
Back corner of yard
7. Circumstances of the incident: (attach additional pages if necessary):
During the wind storm on 10/29 - 10/30 a tree from Davis Park came through my fence into the backyard.
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: 11/2/17 Claimant's signature: Cheryl Moniz

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

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

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

For official use only:							
Copies forwarded to:	<input checked="" type="checkbox"/> City Clerk	<input type="checkbox"/> Law	<input checked="" type="checkbox"/> City Council	<input type="checkbox"/> City Administrator	<input checked="" type="checkbox"/>	<u>DCM</u>	Date: <u>NOV - 2 2017</u>



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RECEIVED

City of Fall River
Notice of Claim

2017 NOV -3 A 10: 38

CITY CLERK 2017-97
FALL RIVER, MA

1. Claimant's name: MICHAEL FARIAS
 2. Claimant's complete address: 79 HIGHLAND AVENUE
 3. Telephone number: Home: 508-558-3134 Work: 508-558-3134
 4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
PROPERTY DAMAGE
 5. Date and time of accident: 2:00 PM 10/30/17 Amount of damages claimed: \$1,200^{XX}/_{YY}
 6. Exact location of the incident: (include as much detail as possible):
STREET TREE BETWEEN 79 AND 111 HIGHLAND AVENUE.
 7. Circumstances of the incident: (attach additional pages if necessary):
SEE ATTACHED REPORT WITH PHOTOS
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: 10/30/2017

Claimant's signature: [Signature]

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

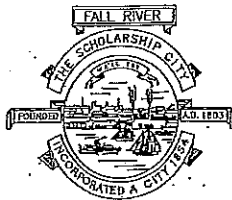
Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

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For official use only:

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

Date: 11/3/17



Course 30

RECEIVED

City of Fall River
Notice of Claim

2017 NOV - 7 P 12: 05

CITY CLERK 17-98
FALL RIVER, MA

1. Claimant's name: Nelia Justino
2. Claimant's complete address: 493 Peckham St. Fall River, MA 02721
3. Telephone number: Home: 508-676-8387 Work: 508-677-2600
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: 10/21/17 ^{8:30AM} to ^{9:00AM} Amount of damages claimed: \$600.00
6. Exact location of the incident: (include as much detail as possible):
Gate going into Back yard KICKED IN By Police Officer.
7. Circumstances of the incident: (attach additional pages if necessary):

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

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

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

Date: 11/07/2017

Claimant's signature: Nelia Justino

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: <input checked="" type="checkbox"/> City Clerk <input type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input checked="" type="checkbox"/> <u>Police</u>	Date: <u>NOV - 7 2017</u>

COMMITTEE ON ORDINANCES AND LEGISLATION

- MEETING Monday, September 18, 2017 at 5:30 p.m.
 Council Chamber, One Government Center

- PRESENT Councilor Cliff Ponte, presiding
 Councilors Pam Laliberte-Lebeau,
 Stephen R. Long and Linda M. Pereira

- ABSENT Councilor Joseph D. Camara

- IN ATTENDANCE Cathy Ann Viveiros, City Administrator
 Joseph I. Macy, Corporation Counsel
 Madeline Coelho, Director of Human Resources
 Chief John Lynch, Fall River Fire Department
 Mary Sahady, Director of Financial Services
 Antone Dias, Chair, Historical Commission
 Joseph Biszko, Director of Code Enforcement

The chairman called the meeting to order at 5:32 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Agenda:

1. Proposed Ordinance – Taxicab drivers; recommendation received by Police Chief
On a motion made by Councilor Stephen R. Long and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to recommend the proposed ordinance be passed through first reading, with Councilor Joseph D. Camara absent and not voting.

2. Proposed Ordinance – Establishment of Revolving Funds
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Stephen R. Long, it was unanimously voted to recommend the proposed ordinance be passed through first reading, with Councilor Joseph D. Camara absent and not voting.

3. Resolution – Fall River institute plans to ensure code compliance of all occupancies
Councilor Linda M. Pereira stated that residents are unaware of what permits are needed for different occupancy types. The City Administrator stated that there is a site plan review ordinance, which has become very useful. Councilor Linda M. Pereira questioned the Director of Code Enforcement regarding the necessity of using fire proof sheet rock in a brick building. The Director of Code Enforcement stated that depending upon the usage of the building and how close the building is to any adjacent structures, can dictate the different material specifications. On a motion made by Councilor Linda M. Pereira and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted that the resolution be accepted and placed on file, with Councilor Joseph D. Camara absent and not voting.

4. Resolution – ensure compliance regarding demolition of buildings on historical register

The City Administrator stated, that previously the owner of the building would just attest to the fact that the building was not listed on the Historical Register. Now there is a form that needs to be signed off by the Historical Commission, attesting that the building is not on the Historical Register. The Director of Code Enforcement stated that an email was sent to the Historical Commission regarding the upcoming demolition of 1165 Dwelly Street. Antone Dias, Chair of the Historical Commission stated that they were not notified. The Director of Code Enforcement stated that an email was sent on January 10, 2017 to the Historical Commission requesting permission to demolish 1165 Dwelly Street, as it was a public safety hazard. Mr. Dias then stated that 1165 Dwelly Street was not listed on the Historical Register and that the Historical Commission would notify the property owner, not the Director of Code Enforcement. On a motion made by Councilor Stephen R. Long and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to grant the resolution leave to withdraw, with Councilor Joseph D. Camara absent and not voting.

5. Resolution – review and update all salary ordinances

The Director of Human Resources stated that she has been working with the Assistant City Auditor and various department heads to review all positions and salaries. She stated that there were various positions listed that have not been filled for many years and these have been deleted. All union titles that have been vacant for years, needed to be approved by the unions before they could be deleted and she stated that the unions were very agreeable to delete titles that have been vacant for many years. Ninety-seven titles were removed just from AFSME. On a motion made by Councilor Stephen R. Long and seconded by Councilor Linda M. Pereira, it was unanimously voted to table the matter, with Councilor Joseph D. Camara absent and not voting.

6. Proposed Ordinance – Establishment of Municipal Hearings Officer – MGL, Ch. 40U

Chairman Cliff Ponte asked the City Administrator who would be appointed as the Municipal Hearings Officer. The City Administrator stated that she envisions one of the Assistant Corporation Counsels would be appointed. On a motion made by Councilor Stephen R. Long and seconded by Councilor Pam Laliberte-Lebeau, it was voted to pass the ordinance through first reading, with Councilor Linda M. Pereira opposed and Councilor Joseph D. Camara absent and not voting. On a further motion made by Councilor Stephen R. Long and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt the order accepting the provisions of Massachusetts General Laws, Chapter 40U which pertains to Municipal Fines, with Councilor Linda M. Pereira opposed and Councilor Joseph D. Camara absent and not voting.

On a motion made by Councilor Linda M. Pereira and seconded by Councilor Stephen R. Long, it was unanimously voted to adjourn at 6:59 p.m.

List of documents and other exhibits used during the meeting:

- Agenda packet (attached)
- CD and DVD of meeting

Catherine A. Taylor
Clerk of Committees

COMMITTEE ON REGULATIONS

MEETING: Monday, October 2, 2017 at 5:15 p.m. in the Council Chamber, One Government Center

PRESENT: Councilor Linda M. Pereira, presiding
Councilors Joseph D. Camara and Steven A. Camara

ABSENT: None

IN ATTENDANCE: Detective Brian Cordeiro, Fall River Police Department
Melissa Resendes, 1255 Rodman Street
Souhad Saliba, 1369 Vine Street, Somerset, MA
Zaibak Al Zaibak, 235 John Street
Nancy Correira, 221 Osborn Street
Kenneth Medeiros, 221 Osborn Street
John Staskiewicz, Environmental Inspector
Chief John D. Lynch, Fall River Fire Department
Aleah Rogers, 221 Osborn Street
Ricardo Cipriano, 16 Lee Street, Uxbridge, MA 01569

The chair called the meeting to order at 5:17 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Agenda:

1. Order – Melissa Resendes, d/b/a Melissa's New To You!, 1255 Rodman Street, Fall River, MA 02721 for permission to operate and maintain a second hand article store located at 2577 South Main Street (gently used clothing, shoes and household items to be sold).
On a motion made by Councilor Steven A. Camara and seconded by Councilor Joseph D. Camara, it was unanimously voted to recommend approval of the license.

On a motion made by Councilor Steven A. Camara and seconded by Councilor Joseph D. Camara, it was unanimously voted to take items #2 and #3 together.
2. Order – Souhad Saliba, JZ Express, Inc. renewal of an auto body shop license located at 969 South Main Street
3. Order – Souhad Saliba, JZ Express, Inc. renewal of an auto repair shop license located at 969 South Main Street

Kenneth Medeiros stated that the odors from the auto body shop are overwhelming. Neighbors do not want to use their yards, due to the fumes. John Staskiewicz stated that smells are subjective, so in his opinion it was not overwhelming but he was only at the location for 10 – 15 minutes. He also stated that he was contacted by Daniel Gavin, Bureau of Air & Waste Compliance and Enforcement, MassDEP, who inspected the site and made some recommendations regarding improved air filters.

Chief John Lynch stated that the auto body and auto repair shop are in order and the Fire Department has no problems with this location.

On a motion made by Councilor Steven A. Camara and seconded by Councilor Joseph D. Camara, it was unanimously voted to table both items #2 and #3.

4. Resolution – Review licenses held by Souhad Saliba, JZ Express, Inc. operating at 969 South Main Street to address concerns raised by abutters and neighbors
On a motion made by Councilor Joseph D. Camara and seconded by Councilor Steven A. Camara, it was unanimously voted to table the matter.

On a motion made by Councilor Joseph D. Camara and seconded by Councilor Steven A. Camara, it was unanimously voted to adjourn at 5:56 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

CD and DVD of meeting

Photos submitted by John Staskiewicz, Environmental Inspector

Quote and brochure for air filters submitted by Souhad Saliba, JZ Express, Inc.


Clerk of Committees

COMMITTEE ON REGULATIONS

MEETING: Tuesday, October 10, 2017 at 5:15 p.m. in the Council Chamber, One Government Center

PRESENT: Councilor Linda M. Pereira, presiding
Councilors Joseph D. Camara and Steven A. Camara

ABSENT: None

IN ATTENDANCE: Souhad Saliba, 1369 Vine Street, Somerset, MA
Zaibak Al Zaibak, 235 John Street
Nancy Correia, 221 Osborn Street
Kenneth Medeiros, 221 Osborn Street
Cedalia Correia, 230 Osborn Street
John Staskiewicz, Environmental Inspector
Aleah Rogers, 221 Osborn Street

The chair called the meeting to order at 5:19 p.m. and announced that the meeting may be recorded with audio or video and transmitted through any medium.

Agenda:

On a motion made by Councilor Steven A. Camara and seconded by Councilor Joseph D. Camara, it was unanimously voted to lift items #1 and #2 from the table.

1. Order – Souhad Saliba, JZ Express, Inc. renewal of an auto body shop license located at 969 South Main Street
2. Order – Souhad Saliba, JZ Express, Inc. renewal of an auto repair shop license located at 969 South Main Street

John Staskiewicz stated that he did not have any new information to report. Zaibak Al Zaibak stated that the exhaust pipes will be raised nine feet higher than they are presently. Councilors Steven A. Camara and Joseph D. Camara stated that they both have driven by the location and did not detect any odors. Councilor Linda M. Pereira stated that she was hopeful that the exhaust pipe extensions had already been installed. On a motion made by Councilor Steven A. Camara and seconded by Councilor Joseph D. Camara, it was voted 3 yeas to recommend that both the auto body shop license and the auto repair license be approved.

3. Resolution – Review licenses held by Souhad Saliba, JZ Express, Inc. operating at 969 South Main Street to address concerns raised by abutters and neighbors
On a motion made by Councilor Steven A. Camara and seconded by Councilor Joseph D. Camara, it was unanimously voted to recommend the resolution be granted leave to withdraw.

On a motion made by Councilor Joseph D. Camara and seconded by Councilor Steven A. Camara, it was unanimously voted to adjourn at 5:48 p.m.

List of documents and other exhibits used during the meeting:

Agenda packet (attached)

CD and DVD of meeting

Photos submitted by John Staskiewicz, Environmental Inspector

Invoice for additional duct work submitted by Souhad Saliba, JZ Express, Inc.

Cullen A. Taylor
Clerk of Committees

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, April 11, 2017 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Shawn E. Cadime, presiding;
Councilors Richard Cabeceiras, Joseph D. Camara, Steven A. Camara,
Pam Laliberte-Lebeau, Stephen R. Long, Raymond A. Mitchell, Linda M.
Pereira and Cliff Ponte

ABSENT: None

IN ATTENDANCE: Cathy Ann Viveiros, City Administrator
Mary Sahady, Director of Financial Services

President Shawn E. Cadime called the meeting to order at 10:44 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted to take item #6 out of order.

6. Mayor and proposed ordinance regarding personnel title and wage changes
On a made by Councilor Richard Cabeceiras and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted refer the matter to the Committee on Ordinances and Legislation. On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted to waive the rules to allow questions of the City Administrator and the Director of Financial Services. Councilor Raymond A. Mitchell stated that the salary change for the Director of Emergency Medical Services seems excessive. The proposed salary is \$108,000 per year and the present salary is \$74,000. This is a \$33,000 increase, which is more than some people who work in Government Center make in a year.

1. Mayor and veto of \$20,000 transfer from Law Department Expenses to City Council Expenses

On a motion made by Councilor Cliff Ponte and seconded by Councilor Raymond A. Mitchell, it was unanimously voted that the item be laid on the table in accordance with the Charter.

2. Mayor and veto of An Act Relative to the Disposal of Municipally Owned Property

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted that the item be laid on the table in accordance with the Charter.

3. Mayor and resolution regarding Year Three Annual Action Plan
On a motion made by Councilor Stephen R. Long and seconded by Councilor Linda M. Pereira, it was voted, 6 yeas to adopt the order with Councilors Steven A. Camara, Pam Laliberte-Lebeau and Cliff Ponte abstaining.
Approved, April 21, 2017, Mayor Jasiel F. Correia II

4. Mayor and submission of FY2018 enterprise budgets of EMS, Water and Sewer Divisions
On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to refer the enterprise budgets to the Committee on Finance.

5. Mayor and proposed ordinance regarding water and sewer rates
On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to refer the matter to the Committee on Finance. On a further motion made by Councilor Joseph D. Camara and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to reconsider the previous vote. On yet a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

7. Mayor and collective bargaining agreement for Fall River Environmental Police
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was unanimously voted refer the matter to the Committee on Finance.

8. Transfers and appropriations
 - a. \$150,000 from EMS Stabilization Fund to EMS Capital Expenditures
On a motion made by Councilor Steven A. Camara and seconded by Councilor Stephen R. Long, it was voted 7 yeas, 2 nays to adopt the order, with Councilors Cliff Ponte and President Shawn E. Cadime voting in the negative.

 - b. \$150,000 from EMS Salaries to EMS Stabilization Fund
On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Linda M. Pereira, it was voted 7 yeas, 2 nays to adopt the order, with Councilors Cliff Ponte and President Shawn E. Cadime voting in the negative.

 - c. \$48,000 for Fire Department Expenditures from Fire Department Salaries
On a motion made by Councilor Stephen R. Long and seconded by Councilor Pam Laliberte-Lebeau, it was voted 9 yeas to adopt the order.

 - d. \$141,600 Repurpose from Council Order 2015-5 #5 for the Maplewood Park Land Acquisition for Heritage State Park "Bandshell" Capital Project DCR Matching Funds
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was unanimously voted to refer the order to the Committee on Finance.

 - e. \$20,012 from Extraordinary Repairs and \$5,605 from Street Lights for the Heritage State Park "Bandshell" Capital Project DCR Matching Funds
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was unanimously voted to refer the order to the Committee on Finance.

f. \$6,271 from Park Improvements Lafayette/Maplewood for the Heritage State Park "Bandshell" Capital Project DCR Matching Funds
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was unanimously voted to refer the order to the Committee on Finance.

g. \$22,360 from Community Services (Library) Salaries to Community Services (Library) Expenditures
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was voted 6 yeas, 3 nays adopt the order with Councilors Richard Cabeceiras, Linda M. Pereira and Cliff Ponte voting in the negative.

PRIORITY COMMUNICATIONS

9. Administrator of Community Utilities and Staff Reorganization Report for Water and Sewer Divisions
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

10. Traffic Commission recommending amendments to the traffic ordinances
On a motion made by Councilor Cliff Ponte and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to refer the matter to the Committee on Ordinances and Legislation.

COMMITTEE REPORTS

Committee on Regulations recommending:

Adoption:

11. Order – second hand license renewal for Alan’s Jewelry, 1661 South Main Street
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Steven A. Camara, it was unanimously voted to adopt the order.
Approved, April 21, 2017, Mayor Jasiel F. Correia II*

Committee on Public Works and Transportation recommending:

Adoption, as amended:

12. Order – curb removal for Matthew Hiscock for a total of 50 feet at 946 Walnut Street
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Steven A. Camara, it was unanimously voted to adopt the order, as amended.
Approved, April 21, 2017, Mayor Jasiel F. Correia II*

ORDINANCES

Second Reading and enrollment:

13. Proposed ordinance – Traffic, miscellaneous
*On a motion made by Councilor Steven A. Camara and seconded by Councilor Linda M. Pereira, it was unanimously voted that the ordinance be passed to be ordained.
Approved, April 21, 2017, Mayor Jasiel F. Correia II*

RESOLUTIONS

14. Committee on Finance convene with a representative of IPS Group regarding costs associated with installing new modern parking meters
On a motion made by Councilor Steven A. Camara and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the resolution.

15. Committee on Finance convene to discuss a "Facility Management Plan" to upgrade Fire Department facilities
On a motion made by Councilor Joseph D. Camara and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to refer the resolution to the Committee on Budget Preparation, Revenue and Audits, 6 yeas, 3 nays with Councilors Pam Laliberte-Lebeau, Linda M. Pereira and Cliff Ponte voting in the negative.

16. Committee on Ordinances and Legislation convene to discuss guidelines for the preparation of Request For Proposals (RFP)
On a motion made by Councilor Linda M. Pereira and seconded by Councilor Raymond A. Mitchell, it was voted 2 yeas, 7 nays to amend the resolution by inserting that the Committee look at ramifications for individuals who don't fulfill the scope of work and specifications of RFP's with Councilors Richard Cabeceiras, Joseph D. Camara, Steven A. Camara, Pam Laliberte-Lebeau, Stephen R. Long, Cliff Ponte and President Shawn E. Cadime voting in the negative and the motion failed. On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was voted 5 yeas, 4 nays to adopt the resolution with Councilors Richard Cabeceiras, Joseph D. Camara, Steven A. Camara and Stephen R. Long voting in the negative.

17. Committee on Finance convene to discuss contract responsibilities of both Figmint and EGN regarding "Make It Here" campaign
A motion was made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira to adopt the resolution. A further motion was made by Councilor Richard Cabeceiras and seconded by Councilor Steven A. Camara to refer the resolution to the Committee on Economic Development and Tourism and it was voted 5 yeas, 4 nays with Councilors Pam Laliberte-Lebeau, Linda M. Pereira, Cliff Ponte and President Shawn E. Cadime voting in the negative.

18. City Council support bill to increase the charge of assault and battery on a police officer from a misdemeanor to a felony
A motion was made by Councilor Richard Cabeceiras and seconded by Councilor Stephen R. Long to adopt the resolution. On a roll call vote, Councilor Richard Cabeceiras voted yea, Councilor Joseph D. Camara voted yea, Councilor Steven A. Camara then objected and the matter will be held over until the next meeting in accordance with the City Charter.

19. Committee on Finance convene to discuss 11.5% increase in employee health insurance
On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to adopt the resolution.

20. Administration provide update on equipment purchased for cemetery division
A motion was made by Councilor Cliff Ponte and seconded by Councilor Linda M. Pereira to adopt the resolution. On a further motion made by Councilor Joseph D. Camara and seconded by Councilor Steven A. Camara, it was voted 3 yeas, 6 nays to grant the resolution leave to withdraw with Councilors Richard Cabeceiras, Pam Laliberte-Lebeau, Raymond A. Mitchell, Linda M. Pereira, Cliff Ponte and President Shawn E. Cadime voting in the negative and the motion failed to carry. On yet a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was voted 6 yeas, 3 nays to adopt the resolution with Councilors Joseph D. Camara, Steven A. Camara and Pam Laliberte-Lebeau voting in the negative.

CITATIONS – None

ORDERS – HEARINGS

Storage License:

21. Paul R. Cordery to store 50,000 gallons underground at 15 Eastern Avenue
A motion was made by Councilor Linda M. Pereira to adopt the order, but received no second. On a further motion made by Councilor Raymond A. Mitchell and seconded by Councilor Linda M. Pereira, it was unanimously voted to refer the order to the Committee on Regulations.

Curb Removal:

22. Joseph Silva, 170 Jefferson Street – total of 27 feet at 170 Jefferson Street
*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was unanimously voted to adopt the order.
Approved, April 21, 2017, Mayor Jasiel F. Correia II*

ORDERS – MISCELLANEOUS

23. Police Chief's report on licenses

Taxicab Drivers:

- | | | |
|------------------|-------------------|--------------------|
| Akeem Barlow | Nijo Burton | Erica Campbell |
| Adam DeMedeiros | Teresa Henrick | James Roger Massex |
| Arthur Pelletier | Aisha Rivera | Ramona Rodriguez |
| Malcom Silas | Matthew Lee Stets | |

Second Hand Licenses:

- St. Vincent De Paul Store, Inc.
- ECO ATM, LLC
- Jimmy Jr. Tire Service
- BP Auto Repair, Inc.
- New England Pawn, Inc.
- Patenaude Jewelers, Inc.

Pawn Broker

- New England Pawn, Inc.

Pool/Billiards

- Rack'Em Up Billiards d/b/a W & L Enterprises, Inc.

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Steven A. Camara, it was unanimously voted to adopt the order.

24. Auto Body Shop license renewals:

- Michael Carvalho d/b/a County Street Collision & Customizing – 958 County Street
- David Fernandes d/c/a Distinctive Auto – 26 Burns Street

*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the order.
Approved, April 21, 2017, Mayor Jasiel F. Correia II*

25. Auto Repair Shop license renewals:

- David Fernandes d/c/a Distinctive Auto – 26 Burns Street
- Joseph Ruggiero Sr. d/b/a First Ford Inc. – 292 Wm. S. Canning Boulevard

*On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the order.
Approved, April 21, 2017, Mayor Jasiel F. Correia II*

COMMUNICATIONS – INVITATIONS – PETITIONS

26. Claims

On a motion made by Councilor Joseph D. Camara and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to refer the claims to Corporation Counsel.

27. Drainlayer licenses

- a. J.B. Lanagan & Company, Inc.
- b. East Coast Landscaping & Construction, Inc.
- c. ELJ, Inc.

On a motion made by Councilor Joseph D. Camara and seconded by Councilor Steven A. Camara, it was unanimously voted to approve the drainlayer licenses.

28. Communication from Attorney General regarding OML complaints of October 26, November 14 and November 18, 2016 regarding alleged violations occurring on September 28 and October 25, 2016

A motion was made by Councilor Joseph D. Camara to accept the communication and place it on file, but received no second. On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted to refer the communication to Corporation Counsel.

BULLETINS – NEWSLETTERS – NOTICES

29. Notice of Casualty and Loss at 298 Third Street

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Cliff Ponte, it was unanimously voted that the notice be accepted and placed on file.

30. South Coast Rail – Notice of Availability for the South Coast Rail's Notice of Project Change (NPC)

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Richard Cabeceiras, it was unanimously voted that the notice be accepted and placed on file.

ITEMS FILED AFTER THE AGENDA WAS PREPARED:

COMMITTEE REPORTS

Committee on Finance recommending:

Action:

12a. Mayor and order for the acquisition of 0 Jefferson Street

On a motion made by Councilor Steven A. Camara and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the order.

Approved, April 21, 2017, Mayor Jasiel F. Correia II

12b. Order – CPA funding for an elevator at the Maritime Museum

On a motion made by Councilor Raymond A. Mitchell and seconded by Councilor Steven A. Camara, it was unanimously voted to adopt the order.

Approved, April 21, 2017, Mayor Jasiel F. Correia II

On a motion made by Councilor Richard Cabeceiras and seconded by Councilor Raymond A. Mitchell, it was unanimously voted to adjourn at 11:55 p.m.

List of documents and other exhibits used during the meeting:

- Agenda packet (attached)
- CD and DVD of meeting

A true copy. Attest:

Alison M Bouchard

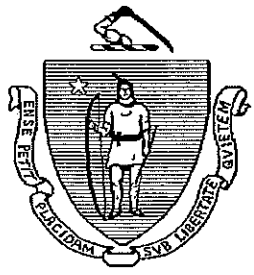
City Clerk

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RECEIVED

2017 OCT 30 A 10:49

CITY CLERK
FALL RIVER, MA



The Commonwealth of Massachusetts

DEPARTMENT OF PUBLIC UTILITIES

NOTICE OF FILING, PUBLIC HEARING, PROCEDURAL CONFERENCE AND REQUEST FOR COMMENTS

D.P.U. 17-117

October 12, 2017

Petition of Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid for approval by the Department of Public Utilities of ten long-term contracts for procurement of renewable energy and renewable energy certificates from ten individual renewable energy projects, pursuant to St. 2012, c. 209, § 36, and 220 CMR 21.00.

On September 20, 2017, Massachusetts Electric Company and Nantucket Electric Company, each d/b/a National Grid ("National Grid" or "Company") filed a petition with the Department of Public Utilities ("Department") seeking approval, pursuant to Section 83A of An Act Relative to Green Communities, St. 2008, c. 169, § 83A ("Section 83A") and 220 CMR 21.00, of ten long-term contracts to purchase renewable energy and associated renewable energy certificates ("RECs"). Section 83A was added to An Act Relative to Green Communities by An Act Relative to Competitively Priced Electricity in the Commonwealth, St. 2012, c. 209, § 36. Table 1 provides a summary of the proposed 20-year contracts, including the Company's allocated share of the renewable energy and RECs purchased under each contract, of which nine are for solar power and one is for wind power.

Section 83A requires each electric distribution company to jointly solicit proposals for long-term contracts of 10 to 20 years in duration from renewable energy developers at least twice during the period from January 1, 2013 through December 31, 2016, and, if the proposals received are reasonable, to enter into cost-effective long-term contracts to facilitate the financing of renewable energy generation. St. 2012, c. 209, § 36; 220 CMR 21.00. A long-term contract must be approved by the Department before it can become effective. St. 2012, c. 209, § 36; 220 CMR 21.03(3). The Department must take into consideration both the potential costs and benefits of such contracts and shall approve a contract only upon a finding that it is a cost-effective mechanism for procuring low-cost renewable energy on a long-term basis taking into account the factors outlined in Section 83A. St. 2008, c. 169, § 83A; 220 CMR 21.05.

Table 1

Project Name	Contract Counterparty	Location (State)	Commercial Operation Date	Capacity (MW)	Allocation of Energy and RECs
Candlewood Solar Project	Candlewood Solar LLC	Connecticut	September 30, 2019	20	47.02%
Cassadaga Wind Project*	Cassadaga Wind, LLC	New York	December 31, 2020	126	19.98%
Scituate Solar Project*	Scituate RI Solar, LLC	Rhode Island	December 31, 2019	10	23.51%
Hope Farm Solar Project*	Hope Farm Solar, LLC	Rhode Island	December 31, 2019	10	23.51%
Woods Hill Solar*	Woods Hill Solar, LLC	Connecticut	December 31, 2019	20	19.98%
Sanford Airport Solar Project	Sanford Airport Solar, LLC	Maine	November 1, 2019	49.36	19.98%
Chinook Solar Project	Chinook Solar, LLC	New Hampshire	November 1, 2019	30	19.98%
Farmington Solar Project	Farmington Solar, LLC	Maine	November 1, 2019	49.36	19.98%
Quinebaug Solar Project	Quinebaug Solar, LLC	Connecticut	November 1, 2019	49.36	19.98%
Simsbury Solar Farm	DWW Solar II, LLC	Connecticut	December 31, 2018	26.4	47.02%

* Under the terms of the contract for this project, each party retains the right to terminate the contract if the contract is not approved by each regulatory authority in Massachusetts, Connecticut and Rhode Island.

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In accordance with Section 83A, the electric distribution companies and the Department of Energy Resources ("DOER"), in conjunction with stakeholders from Connecticut and Rhode Island, jointly developed a request for proposals ("RFP") for the procurement of renewable electric energy and RECs. The RFP is therefore referred to as the Three-State RFP. On October 26, 2015, the Department approved the method of soliciting and executing long-term contracts, as well as the timetable, contained in the Three-State RFP. Long-Term Contracts for Renewable Energy, D.P.U. 15-84 (2015). On November 12, 2015, the electric distribution companies, together with the DOER, jointly issued the RFP. The electric distribution companies state that the ten projects compare favorably on price and non-price factors to the range of renewable energy resources available and thus are low-cost, cost-effective contracts.

Pursuant to Section 83A and 220 CMR 21.07, the Company proposes to collect an annual remuneration equal to 2.75 percent of the annual payments under the contracts to compensate the Company for accepting the financial obligation of the long-term contracts. According to the Company, if its petition is approved, it estimates that the bill of an average Massachusetts Electric Company and Nantucket Electric Company residential customer (R-1 rate class) using 600 kilowatt-hours of electricity per month would decrease by 15 cents, which is a 0.1 percent decrease relative to current rates, based on the current market environment.

Attorney General Maura Healey ("Attorney General"), through the Office of Ratepayer Advocacy, may intervene, appear and participate in Department proceedings on behalf of any group of consumers in connection with any matter involving rates of an electric company or gas company. On October 10, 2017, the Attorney General submitted a notice of intervention on behalf of the Company's ratepayers in this case. Further, pursuant to G.L. c. 12, § 11E(b), the Attorney General filed a notice of retention of experts and consultants to assist in her investigation of the Company's filing. The Attorney General has requested Department approval to spend up to \$150,000. Pursuant to G.L. c. 12, § 11E(b), the costs incurred by the Attorney General relative to her retention of experts and consultants may be recovered by the Company in its rates.

The Department will conduct a public hearing to receive comments on the Company's filing on **Wednesday, November 29, 2017** at 2:00 p.m. at the Department's offices, One South Station, 5th Floor, Boston, Massachusetts. Persons interested in commenting on the Company's filing may do so at the public hearing or may file written comments by the close of business (5:00 p.m.) on **Wednesday, November 29, 2017**. The public hearing will be followed by a procedural conference.

Persons interested in participating in the evidentiary phase of this proceeding must file a written petition for leave to intervene with the Department no later than the close of business (5:00 p.m.) on **Monday, November 27, 2017**. A petition filed late may be disallowed as untimely, unless good cause is shown for waiver under 220 CMR 1.01(4).

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Receipt by the Department, not mailing, constitutes filing and determines whether a petition has been timely filed. A petition for leave to intervene must satisfy the substantive requirements of 220 CMR 1.03. To be allowed, a petition under 220 CMR 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10. Responses to petitions to intervene must be filed with the Department no later than the close of business (5:00 p.m.) on **Tuesday, November 28, 2017**. Any person who seeks to intervene in this matter and also desires to comment on the Attorney General's notice of retention of experts and consultants must file such comments no later than the close of business (5:00 p.m.) on **Monday, November 27, 2017**.

The original of all documents must be filed with Mark D. Marini, Secretary, Department of Public Utilities, One South Station, 5th Floor, Boston, Massachusetts, 02110. In addition, one (1) copy of all documents filed with the Department must be sent to Alan Topalian, Hearing Officer, Department of Public Utilities, One South Station, 5th Floor, Boston, Massachusetts 02110. One (1) copy of all documents filed with the Department must also be sent to: (1) National Grid's counsel, Laura C. Bickel, Esq., 40 Sylvan Road, Waltham, Massachusetts 02451, and John K. Habib, Esq., Keegan Werlin LLP, 265 Franklin Street, Boston, Massachusetts 02110; (2) Elizabeth Mahony, Assistant Attorney General, Office of Ratepayer Advocacy, One Ashburton Place, Boston, Massachusetts 02108; and (3) the service list.

All documents must also be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to dpu.efiling@state.ma.us and the Hearing Officer, alan.topalian@state.ma.us or (2) on a CD-ROM. The text of the e-mail, or CD-ROM must specify: (1) the docket number of the proceeding (D.P.U. 17-117); (2) the name of the person or company submitting the filing; and (3) a brief descriptive title of the document. The electronic filing should also include the name, title, and telephone number of a person to contact in the event of questions about the filing. All documents submitted in electronic format will be posted on the Department's website: <http://www.mass.gov/dpu>.

Copies of the Company's filing and the Attorney General's notice of retention of experts and consultants are available for inspection during regular business hours at the Company's offices at 40 Sylvan Road, Waltham, Massachusetts 02451, and on the Company's website: www.nationalgrid.com. Copies are also available for inspection during regular business hours at the Department's offices, One South Station - 5th Floor, Boston, Massachusetts 02110, and on the Department's website, <http://www.mass.gov/dpu>, by accessing the File Room link.

Reasonable accommodations at public or evidentiary hearings for people with disabilities are available upon request. Contact the Department's ADA coordinator at DPUADACoordinator@state.ma.us or (617) 305-3642. Include a description of the accommodation you will need, including as much detail as you can. Also include a way the Department can contact you if we need more information. Please provide as much advance

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notice as possible. Last minute requests will be accepted, but may not be able to be accommodated. In addition, to request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), contact the Department's ADA coordinator at DPUADACoordinator@state.ma.us or (617) 305-3642.

For further information regarding the Company's filing, please contact the Company's counsel, Laura Bickel at (781) 907-2126 or John K. Habib at (617) 951-1400. For further information regarding this notice, please contact the Department Hearing Officer assigned to this case, Alan Topalian, at (617) 305-3500.