

City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BRETT
CITY CLERK

MAY 5, 2011
MEETINGS SCHEDULED FOR NEXT WEEK

INÊS LEITE
ASSISTANT CITY CLERK

TUESDAY, MAY 10, 2011

4:00 P.M. COMMITTEE ON ORDINANCES & LEGISLATION

5:15 P.M. COMMITTEE ON HUMAN SERVICES, HOUSING & ELDER AFFAIRS

6:00 P.M. COMMITTEE ON FINANCE

1. Transfers and appropriations (see #2 below)

AGENDA

7:00 P.M. REGULAR MEETING OF THE CITY COUNCIL

PRIORITY MATTERS

1. *Confirmation of William F. Whitty to the Redevelopment Authority
2. *Transfers and appropriations (see #1 Finance)

PRIORITY COMMUNICATIONS

3. Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS

Committee on Public Safety recommending:

Grant leave to withdraw:

4. Resolution – Traffic on Old Second Street

Committee on Regulations recommending:

Grant leave to withdraw:

5. Resolution – Water Division flag accounts with increased water usage
6. Structure over a public way – Lulu's Lemonade – push cart – corner of Borden & Old Second Streets

Approval:

7. Structure over a public way – Lulu's Lemonade – push cart – Central Street

ORDINANCES

Second Reading & Enrollment:

8. *Traffic, misc.
9. *Uninspected motor vehicle fines

RESOLUTIONS

10. *Request Mass. DOT make presentation to Com. on Public Works & Transportation re removal of Route 79 viaduct and creation of waterfront boulevard
11. *Rep. from FROED attend future Finance Com. meeting to discuss loans to Redevelopment Authority and impact to city of Fall River
12. *Com. on Finance meet to discuss potential prescription drug cost savings for the City of Fall River

CITATIONS

13. 2011 Dance, Don't Chance Prom Safety Video Competition Winners

ORDERS – HEARINGS FOR TONIGHT

Curb Removal:

14. Tracy Sweet - 133 Nelson Street - 32 feet

ORDERS – HEARINGS TO BE SCHEDULED – None

ORDERS – NO HEARING REQUIRED – None

ORDERS – MISCELLANEOUS

15. Police Chief's report on licenses

COMMUNICATIONS – INVITATIONS – PETITIONS

16. Claims
17. Drainlayer Bonds
18. National Grid Annual Return
19. Structure over a public way – banner – from 16 Anawan Street to the Marine Museum

BULLETINS – NEWSLETTERS – NOTICES - None


City Clerk



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2011 APR 25 P 2:12

WILLIAM A. FLANAGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

April 25, 2011

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

Honorable Members of the City Council:

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

Name: William F. Whitty

Address: 4700 North Main Street
Apt. 6B
Fall River, MA 02720

To: Redevelopment Authority

Term to Expire: January 15, 2013

Replacing: Thomas Martin

Sincerely:

William A. Flanagan
Mayor



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

RECEIVED

2011 MAY -4 P 4:43

CITY CLERK
FALL RIVER, MA

WILLIAM A. FLANAGAN
Mayor

May 04, 2011

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. The following appropriations will assist the City in meeting its Fiscal Year 2011 obligations:

1. \$1,000 That the sum of \$1,000 be, and the same is, hereby transferred and appropriated from CITY CLERK, Expenses, to the CITY CLERK Salaries.
2. \$1,280 That the sum of \$1,280 be, and the same is, hereby transferred and appropriated from CITY COUNCIL, Expenses, to the CITY COUNCIL Salaries
3. \$1,000,000 That the sum of \$1,000,000 be, and the same is, hereby transferred and appropriated from SURPLUS REVENUE (FY 10) to the SANITATION FUND
4. \$250,000 That the sum of \$250,000 be, and the same is, hereby transferred and appropriated from SURPLUS REVENUE (FY 10) to the VETERANS' BENEFITS, EXPENSES
5. \$150,000 That the sum of \$150,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the EMS SALARIES/ EXPENSES
6. \$25,000 That the sum of \$25,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the FIRE, Expenses
7. \$40,000 That the sum of \$40,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the FIRE, Salaries

One Government Center • Fall River, MA 02722

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

8. \$20,000 That the sum of \$20,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the FIRE, capital outlays
9. \$40,000 That the sum of \$40,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the VETERANS' BENEFITS, Expenses
10. \$134,610 That the sum of \$134,610 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the EMS Stabilization Fund

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

Sincerely,

A handwritten signature in cursive script, appearing to read "W. A. Flanagan".

William A. Flanagan
Mayor

City of Fall River, In City Council

May 4, 2011

1

ORDERED:

That the sum of \$1,000 be, and the same is, hereby transferred and appropriated from CITY CLERK, Expenses, to the CITY CLERK Salaries.

City of Fall River, In City Council

May 4, 2011

2

ORDERED:

\$3,065 That the sum of \$1,280 be, and the same is, hereby transferred and appropriated from CITY COUNCIL, Expenses, to the CITY COUNCIL Salaries.

City of Fall River, In City Council

May 4, 2011

3

ORDERED:

That the sum of \$1,000,000 be, and the same is, hereby transferred and appropriated from SURPLUS REVENUE (FY 10) to the SANITATION ENTERPRISE FUND.

City of Fall River, In City Council

May 4, 2011

4

ORDERED:

That the sum of \$250,000 be, and the same is, hereby transferred and appropriated from SURPLUS REVENUE (FY 10) to the VETERANS' BENEFITS, EXPENSES.

City of Fall River, In City Council

May 4, 2011

5

ORDERED:

That the sum of \$150,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the EMS SALARIES/ EXPENSES

City of Fall River, In City Council

May 4, 2011

6

ORDERED:

That the sum of \$25,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the FIRE, Expenses.

City of Fall River, In City Council

May 4, 2011

7

ORDERED:

That the sum of \$40,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the FIRE, Salaries.

City of Fall River, In City Council

May 4, 2011

8

That the sum of \$20,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the FIRE, capital outlays.

City of Fall River, In City Council

May 4, 2011

9

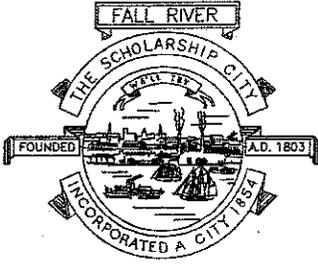
That the sum of \$40,000 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the VETERANS' BENEFITS, Expenses.

City of Fall River, In City Council

May 4, 2011

10

That the sum of \$134,610 be, and the same is, hereby transferred and appropriated from the EMS SURPLUS REVENUE (FY 10) to the EMS Stabilization Fund.



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BRETT
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

May 4, 2011

Honorable William A. Flanagan
Mayor
One Government Center
Fall River, MA 02722

Dear Mr. Mayor:

I respectfully request that you approve the transfer of \$1,000.00 from City Clerk, Expenses (Other Professional Services) to City Clerk, Salaries to supplement that account through the end of the fiscal year.

Very truly yours,


Alison M. Brett
City Clerk



City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BRETT
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

May 4, 2011

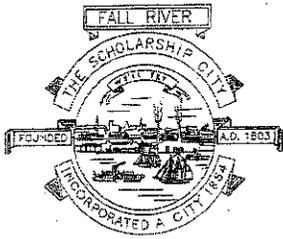
Honorable William A. Flanagan
Mayor
One Government Center
Fall River, MA 02722

Dear Mr. Mayor:

I respectfully request that you approve the transfer of \$1,280.00 from City Council, Expenses (Other Purchased Services) to City Council, Salaries. In February, an appointment to the position of Assistant Clerk of Committees was made. This transfer is necessary to fund that position through the end of the fiscal year.

Very truly yours,

Alison M. Brett
City Clerk



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

WILLIAM A. FLANAGAN
Mayor

PAUL D. FORD
Fire Chief

May 4, 2011

Shawn E. Cadime
City Administrator
City of Fall River
One Government Center
Fall River, MA 02720

Subject: Emergency Medical Services (EMS) certified free cash

The Department of Revenue has certified \$409,610.40 in free cash for FY 2010. The City set up a reserve fund during the inception of the EMS enterprise fund in July 2008 in the amount of \$260,000.00. Additionally, during the last fiscal year it was necessary for the Fire Department budget to supplement the EMS budget with \$65,000.00 in order to meet year end expenses while waiting for late revenues to be received.

I would respectfully request the following distributions be made from the free cash account:

- \$125,000 be placed in EMS salaries, line #511000
- \$25,000.00 be placed in EMS overtime, line #513000
- \$65,000.00 back to fire - \$25,000.00 into firefighting supplies to cover the hose grant, line #558100, and \$40,000.00 into salaries, line #511000
- \$60,000.00 back to city, with a commitment from the EMS division to return \$50,000.00 for the next 4 fiscal years, fully repaying the original \$260,000.00.
- The remaining \$134,610.40 to be placed in a stabilization fund within the EMS enterprise fund, which could be utilized in the future as necessary.

On a separate note, the Fire Department has an opportunity to purchase a used fire engine in very good condition. This engine, if purchased, is in such good condition that it would replace one of our front line fire engines. The engine we are looking at has less than 50% of the miles and pump hours on it than our current engines. The cost of this fire engine, including any necessary repairs, would be \$20,000.00. I'm certain we would get several years of front line service and several more years of reserve service out of this fire engine.

I respectfully ask that the fire department be allowed to spend \$20,000.00, of the \$60,000.00 being returned to the city from the EMS fund, on a used fire engine.

Submitted for your review,

Paul D. Ford
Fire Chief

Appropriation Transfer Analysis

Line	Original Appropriation	Amount Transferred	New Appropriation
City Clerk, Salaries	213,446.00	1,000.00	214,446.00
City Council, Salaries	189,903.00	1,280.00	191,183.00
Sanitation Fund, Subsidy	4,181,965.00	1,000,000.00	5,181,965.00
Veteran's Benefit Expenses	2,328,425.00	290,000.00	2,618,425.00
EMS Fund Salaries	1,949,002.00	150,000.00	2,099,002.00
Fire, Expenses	549,473.00	25,000.00	574,473.00
Fire, Salaries	9,821,958.00	40,000.00	9,861,958.00
Fire, Capital Outlays	-	20,000.00	20,000.00
EMS Stabilization Fund	-	134,610.00	134,610.00

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



 Krishan Gupta, City Auditor

May 4, 2011

City of Fall River, In City Council

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

That Chapter 70 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to traffic be amended as follows:

Section 1.

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

Birch Street south side, starting at a point 31 feet west of South Main Street, for a distance of 25 feet westerly

Brayton Avenue south side, starting at a point 92 feet west of Smith Street, for a distance of 25 feet westerly

Broadway east side, starting at a point 63 feet north of Center Street, for a distance of 25 feet northerly

Dover Street east side, starting at a point 80 feet north of Buffinton Street, for a distance of 20 feet northerly

Foote Street east side, starting at a point 410 feet north of Slade Street, for a distance of 20 feet northerly

Locust Street south side, starting at a point 48 feet west of Davis Street, for a distance of 20 feet westerly

Section 2.

By inserting Section 70-389 (3), which relates to valet parking 5:00 p.m. – 1:00 a.m. Thursday – Sunday, in proper alphabetical order the following:

South Main Street west side, starting at a point 67 feet north of Spring Street, for a distance of 37 feet northerly

**CITY OF FALL RIVER
IN CITY COUNCIL**

APR 19 2011

*Passed Through first
Reading*

City of Fall River, *In City Council*

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

That Chapter 70 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to traffic be amended, as follows:

Section 1

By inserting in Section 70-312, which section relates to General prohibitions, the following new sub-section:

- (c) Any vehicle that is required to be inspected pursuant to M.G.L. Chapter 90 and displays an inspection sticker that is more than one month expired, shall be in violation of this section and subject to a fine, as set forth in the fee schedule located in Appendix A. Each day the vehicle remains uninspected shall be a separate offense.

Section 2

By inserting in Section 70-311, of Appendix A-Fee Schedule of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which section relates to Penalties, in proper numerical order, the following:

For a violation of section 70-312(c) \$50.00

**CITY OF FALL RIVER
IN CITY COUNCIL**

~~APR 19 2011~~

*Passed through first
reading*

City of Fall River, *In City Council*

(Councilor Raymond A. Mitchell)
(Councilor Eric Poulin)

WHEREAS, the Massachusetts Department of Transportation is removing the Route 79 viaduct, and

WHEREAS, the discussion of this issue for many years centered on the creation of a pedestrian friendly, tree-lined waterfront boulevard that would also open up acreage for economic development, now therefore

BE IT RESOLVED, that the City Council request that the Department of Transportation attend a meeting of the Committee on Public Works and Transportation to present the plans for these changes.

City of Fall River, *In City Council*

(Councilor Raymond A. Mitchell)

WHEREAS, the Fall River Redevelopment Authority has recently borrowed money from the Fall River Office of Economic Development, now therefore

BE IT RESOLVED, that a representative from the Fall River Office of Economic Development be invited to a future meeting of the City Council Committee on Finance to discuss these financial matters and what impact this will have on the City of Fall River.

City of Fall River, *In City Council*

(Councilor Eric Poulin)
(Councilor Raymond A. Mitchell)

WHEREAS, prescription drug costs for the City of Fall River are substantial, and

WHEREAS, local pharmacists working with Prescription Corporation of America have identified potential cost savings for the city in this area, and

WHEREAS, some local unions have expressed a willingness to hear more about the potential for savings as it could result in positions being saved and/or re-hired, now therefore

BE IT RESOLVED, that the City Council Committee on Finance meet as soon as possible with local pharmacists, the Prescription Corporation of America and local unions to discuss these matters.