

City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2015 OCT -8 P 4: 08

CITY CLERK _____
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

OCTOBER 8, 2015
MEETINGS SCHEDULED FOR NEXT WEEK
CITY COUNCIL CHAMBER

INÊS LEITE
ASSISTANT CITY CLERK

TUESDAY, OCTOBER 13, 2015

5:15 P.M. COMMITTEE ON REGULATIONS

6:00 P.M. COMMITTEE ON FINANCE

1. *Discussion with Financial Team re: Quarterly Fiscal Year 2015 Budget Report
2. Discussion of loan orders for Fire Department equipment (see #3 below)

AGENDA

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. *Confirmation of Mary L. Sahady, Esq. to the Housing Authority Board
2. *Confirmation of Nadilio Almeida to the Sewer Commission
3. *Mayor and loan orders:
 - a. New Fire Pumper Truck for \$475,000
 - b. Self-Contained Breathing Apparatus \$680,000 (see #2 Finance)
4. *Mayor and loan order for Durfee H.S. Feasibility Study \$1,000,000 (tabled 9-29-15)
5. *Board of Election Commissioners – warrant for Municipal Election
6. Board of Election Commissioners – Official Results of City Preliminary Election

PRIORITY COMMUNICATIONS – None

COMMITTEE REPORTS

Committee on Regulations recommending:

Adoption:

7. Order – Auto repair shop license renewal for Brandan Cyr d/b/a BC Auto Repair, 771 Rodman Street

Committee on Health & Environmental Affairs recommending:

Grant leave to withdraw:

8. Resolution – City's prescription plans for retirees

ORDINANCES

Second Reading and Enrollment:

9. *Proposed ordinance – Traffic, miscellaneous
10. *Proposed ordinance – Purchasing requirements

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

RESOLUTIONS

11. *Request Governor Baker partner with and empower community leadership to provide a vision for clean energy
12. *Com. on Real Estate convene to discuss vacant building registration fees being deposited into Revolving Fund for Community Services
13. *Com. on Public Works and Transportation meet to discuss flooding in area of 107 and 140 Hyacinth Street

CITATIONS

14. Liberal Club – 100th Anniversary
15. Laretta Labonte – 103rd Birthday
16. John J. Feitelberg – 2015 Roger Valcourt Memorial Outstanding Citizen of the Year

ORDERS – HEARINGS FOR TONIGHT

Second hand article store:

17. Joseph Bilan d/b/a BP Auto Service Repair, Inc. located at 1091 South Main Street
18. Jeffrey Graham d/b/a Mobile Edge located at 286 Columbia Street

ORDERS – HEARINGS TO BE SCHEDULED – None

ORDERS – NO HEARING REQUIRED – None

ORDERS – MISCELLANEOUS

19. Police Chief's report on licenses
20. Auto Repair Shop license renewals
21. Auto Body Shop license renewals

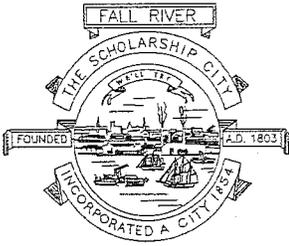
COMMUNICATIONS – INVITATIONS – PETITIONS

22. *Claims
23. Planning Board Minutes – July 28, 2015
24. Planning Board Minutes – August 17, 2015

BULLETINS – NEWSLETTERS – NOTICES

25. *Notice of Environmental Response Action at 866 Pleasant Street


City Clerk



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2015 OCT -7 A 10: 27

CITY CLERK _____
FALL RIVER, MA

C. SAMUEL SUTTER
Mayor

October 7, 2015

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

RE: Housing Authority

Mr. President and Members of the Honorable Council:

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

Mary L. Sahady, Esq.
140 Nichols Street
Fall River, MA 02720

as a member of the Housing Authority, term to expire 07/12/2020.

Thank you for your favorable consideration in this regard.

C. Samuel Sutter
Mayor

MARY L. SAHADY, CPA, ESQ

Office •126 President Avenue • Fall River, Massachusetts • 02720
Home •140 Nichols Street • Fall River, Massachusetts • 02720
Office: (508) 675-7889, Cell: (508) 269-5559

RECEIVED

2015 OCT -7 A 10: 28

mlsahady@hague-sahady.com

CITY CLERK _____
FALL RIVER, MA

AICPA Member # 01149056



Objective: Seek to Provide Contract Services for Peer Review Engagements

SUMMARY: Efficient and result-oriented individual with experience in financial audits in accordance with generally accepted auditing standards, the standards set forth in the U.S. General Accounting Office's (GAO) *Governmental Auditing Standards* (1994), the provisions of Standards for Audit of Governmental Organizations, Programs, Activities, and Functions, promulgated by the U.S. Comptroller General, as they pertain to financial and compliance audits; the Single Audit Act of 1984 (Pub. L. No. 98-502) (as amended in 1996); the provisions of the U.S. Office of Management and Budget's Circular A-133, *Audits of State, Local Governments and Non-Profit Organizations*.

Summary of Qualifications

- More than thirty years experience.
- Outstanding ability to read, analyze, and interpret general business periodicals, professional journals, technical procedures, and governmental regulations.
- Exceptional ability to write reports, business correspondence, and procedure manuals.
- Strong ability to effectively present information and respond to questions from groups of managers, employees and the general public.
- Strong ability to solve practical problems and deal with a variety of concrete variables in situations where only limited standardization exists.
- Profound ability to interpret a variety of instructions furnished in written, oral, diagram, or schedule form.

Professional Experience

Hague, Sahady & Co., Certified Public Accountants, PC

1978 – Present [Became a principal in December 1987]

Principal

- Design, review and modify accounting systems for Local Governments.
- Ensure the accuracy of financial data and adherence of the system to Generally Accepted Accounting Principles for clients.
- Audit accounting data, identify and correct errors, identify and compute accruals, apply accounting principles to transactions and recommend revisions in clients accounting procedures to ensure conformance with applicable statues, laws, polices and General Accepted Accounting Principles.
- Design internal control systems for clients to ensure the safeguarding of assets.
- Prepare the Annual Financial Report, notes to those statements and the preparation of supporting statistical schedules for governmental clients
- File reports necessary to comply with State law and Federal regulations for audits of recipients of Federal grants.
- Developed fixed asset inventory system by supervising the client's recording of all items in the inventory, maintaining pertinent records and ensuring adequate treatment of fixed asset acquisitions and retirements and assisting with depreciation schedules
- Perform special accounting studies such as preparing cost allocation plans.
- Performed various agreed upon procedures engagements included work for the Massachusetts School Building Authority.
- Carried out various functions related to forensic accounting and auditing.
- Assisted in the development of municipal annual budgets.
- Presented financial data on behalf of clients to Moody's and S&P.
- Presented financial and other comments to various City and Town Councils; School Committees and District Committees.
- Expert witness appearances.
- Participated in writing the compliance manual for the Department of Education for the End of Year Report Engagements.
- Speaker at various training/conference meetings.

Education and Other

Education:

Suffolk University - 1994 - Juris Doctor

Bentley College - 1987 - Master of Science in Taxation

Southeastern Massachusetts University - 1979 - Bachelor of Science in Accounting

Bishop Stang High School - 1975

Admitted to:

Massachusetts Board of Accountancy - 1984 - as Certified Public Accountant

Massachusetts Supreme Judicial Court - 1994 - as an Attorney

United States Tax Court - February 1995

United States District Court - March 1995

Memberships:

American Institute of Certified Public Accountants

Massachusetts Society of Certified Public Accountants

Massachusetts Women's Society of CPA's

American Bar Association

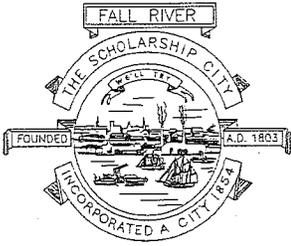
Association of Certified Fraud Examiners

Continuing Professional Education:

MSBA - Auditing Procedures	10/25/05
State & Local Government Strategic Briefing	06/02/06
Not For Profit Strategic Briefing	06/28/06
Solving Complex Single Audit Issues	06/02/06
Monitoring: A Practical Approach	06/22/06
Governmental A&A Conference	06/23/06
The New Risk Assessment	06/29/06
How to Conduct a Peer Review	7/19-20/06
Changes Audit Strategy for New Risk Standards	05/23/07
State & Local Government Strategic Briefing	06/18/07
Not For Profit Strategic Briefing	06/07/07
Implementing New Risk Standards	06/04/07
Audit Risk Assessment Process	06/11/07
Professional Ethics Update	06/18/07
Governmental A&A Conference	06/21/07
Hand on Guide to Understanding & Testing Internal Controls	06/28/07

Continuing Professional Education (Continued):

National Governmental A&A Update	Aug 20-22, 2007
Mastering SSARS 16 & 17 on Compilation & Review Engagements	05/27/08
SAS 112-Evaluating Control Deficiencies	06/28/08
Yellow Book - Fieldwork Standards & Reporting for Financial Audits	06/28/08
Government Accounting & Reporting - Preparing Govt-Wide FS	06/28/08
Governmental and NPO Workpaper Techniques: Concluding the Audit; Single Audit Workpapers	06/30/08
Government Accounting and Reporting: Report Disclosures	06/30/08
Detecting Misstatements: Assessing Risks and Designing Procedures to Detect Material Misstatements	06/30/08
Fraud in Exempt Organizations: Applying SAS No. 99 in Governmental and Not-for-Profit Environments	06/30/08
Yellow Book: Ethical Principles and General Standards	06/30/08
Implementing the Risk Assessment Standards	07/01/08
2008 Governmental Audit Quality Center Annual Webcast Update	07/01/08
Sampling in a Single Audit Environment	10/08/08
INTERNAL CONTROL DEFICIENCIES: ASSESSMENT AND REPORTING UNDER SAS 112	10/12/08
Internal Control Webinars	10/16/08
Revised Peer Review Standards	10/22/08
Advanced: Overview of AICPA Peer Review	10/24/08
Professional Ethics	06/11/09
Internal Controls Design, Evaluation & Communication	06/13/09
Planning/Design High Quality Profitable Audits	06/17/09
Best Practices - Audits in Compliance w/ Gov Standards	
Government Accounting & Auditing Conference	06/26/09
2009 Governmental Audit Quality Center Annual Update	07/20/09
Single Audit & Yellow Book Deficiencies; Drafting Findings; Control Deficiencies; SEFA Issues	07/20/09
The New Standards on Quality Control & Practical Implementation Tips	07/20/09
PPC Best Practices for Risk Assessment	7/30/2009
SFSF Close-out grant requirements for FY09 Grant	9/03/2009
The New GAQC Schedule of Expenditures of Federal Awards Practice Aids and Other Related Issues	10/22/09
State and Local Government Financial Statement Audits: An Audit Issues Rundown	11/17/09
Improving Engagement Realization & Profitability	05/20/10
2010 Governmental Accounting & Auditing Conference	6/25/010



City of Fall River
Massachusetts
Office of the Mayor

2

C. SAMUEL SUTTER
Mayor

October 7, 2015

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

RE: Sewer Commission

Mr. President and Members of the Honorable Council:

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

Nadilio Almeida
152 Garden Street
Fall River, MA 02720

as a member of the Sewer Commission, term to commence 09/25/2015 and expire 09/25/2020.

Thank you for your favorable consideration in this regard.

C. Samuel Sutter
Mayor

CITY CLERK
FALL RIVER, MA

2015 OCT -7 P 4:49

RECEIVED

NADILIO D. ALMEIDA
152 Garden Street
Fall River, Massachusetts

EDUCATION:

1966- University of Massachusetts, (formerly SMTI)
Bachelor of Science: Textile Engineering

WORK HISTORY:

1966-1968: Product Development Engineer
JP Stevens Co. Inc. Garfield, New Jersey

1968-1972: Industrial Engineer
United Merchants&Mfgrs, Fall River, Mass.

1972-1977: Plant Superintendant
Midland Print Works, Fall River, Mass.

1977-1978: Manager of Industrial Engineering Dept.
St. Regis Paper Co., Attleboro, Mass.

1979-1985: Facilities Manager
United Merchants&Mfrgrs, Fall River, Mass.

1985-1990: Materials Manager
Chace-Roomaker Cos. Fall River, Mass.

1990-1992: Manager of Industrial Engineering&Cost Acctg.
Arkwright Finishing Co. Fall River, Mass.

1992-2003: Manufacturing Manger
Roma Color Inc. Fall River, Mass.

2003-2009: Plant Manager
EC Pigments USA. Fall River, Mass.

2009-present: Retired

OTHER:

1984-2015: Appointed to the Fall River Sewer Commission
Presently serving as President since 1987



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2015 OCT -8 P 3:43

CITY CLERK _____
FALL RIVER, MA

C. SAMUEL SUTTER
Mayor

October 7, 2015

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

RE: Loan Orders for Fire Department

Honorable Members of the Council:

Following are two Loan Orders which will address both critical needs and a unique, financial opportunity for the Fire Department. The Fire Chief has requested a Loan Order in the amount of \$475,000 to purchase a fire pumper. At the present time there is a new pumper available for prompt delivery from state bid list contractor KME. The vendor informed Chief Viveiros that the piece was ordered by another entity who is no longer interested in purchasing it. KME is willing to sell it to Fall River at a discounted price. Estimated savings could approach \$60,000.

Chief Viveiros has also requested a Loan Order in the amount of \$680,000 for new self-contained breathing apparatus for fire department personnel. The City had applied for a grant to purchase this essential, life-saving equipment however we recently learned that our grant was not approved.

Your approval of these Loan Orders is respectfully requested.

Best,


C. Samuel Sutter
Mayor



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

C. SAMUEL SUTTER
Mayor

ROBERT J. VIVEIROS
Fire Chief

October 7, 2015

Mayor C. Samuel Sutter
City of Fall River
One Government Center
Fall River, MA 02722

Dear Mayor Sutter:

I respectfully request that you present to the City Council a request for the purchase of one new Fire Apparatus (pumper), and new self-contained breathing apparatus for the Fire Department.

At this time I do not have exact amounts for each purchase as I am awaiting pricing from the manufacturers. However, the pumper would most likely be approximately \$475,000 and the breathing apparatus approximately \$680,000. I anticipate receiving pricing by the end of this week. I will forward to you the exact costs as soon as I receive them.

Sincerely,

Robert J. Viveiros
Fire Chief

cc Cathy Viveiros, City Administrator
John Nunes, Director of Financial Services

RECEIVED
2015 OCT -7 P 4: 50
CITY CLERK
FALL RIVER, MA

**LOAN ORDER
New Fire Pumper Truck**

CITY OF FALL RIVER, In City Council

ORDERED: That the City hereby appropriates Four Hundred Seventy-Five Thousand Dollars (\$475,000) to pay costs of purchasing and equipping a new fire pumper truck, and for the payment of all other costs incidental and related thereto. To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(9) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor, and

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

**LOAN ORDER
Self-Contained Breathing Apparatus**

CITY OF FALL RIVER, In City Council

ORDERED: That the City hereby appropriates Six Hundred and Eighty Thousand Dollars (\$680,000) to pay costs of purchasing self-contained breathing apparatus equipment for the Fire Department, and for the payment of all other costs incidental and related thereto. To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(9) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor, and

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

4



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

C. SAMUEL SUTTER
Mayor

RECEIVED
2015 SEP 28 A 11:56
CITY CLERK
FALL RIVER, MA

September 28, 2015

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

RE: Bond Authorization-Durfee High School Feasibility Study

Mr. President and Members of the Honorable Council:

On behalf of the Fall River School Committee, I am requesting that the City Council approve the attached Loan Order in the amount of one million dollars (\$1,000,000.00) for the purpose of paying costs of the Feasibility Study for the Durfee High School Project, located at 360 Elsbree Street, Fall River, MA, including the payment of all costs incidental or related thereto, and for which the City of Fall River may be eligible for a grant from the Massachusetts School Building Authority (also known as the "MSBA"), said amount to be expended under the direction of the Durfee High School Project Building Committee.

Your approval of this Loan Order is respectfully requested.

C. Samuel Sutter
Mayor

CITY OF FALL RIVER
IN CITY COUNCIL
SEP 29 2015
Tabled

City of Fall River, *In City Council*

LOAN ORDER (Durfee High School Feasibility Study)

ORDERED: That the City appropriates the amount of One Million Dollars (\$1,000,000) for the purpose of paying costs of a feasibility study for the Durfee High School Project, located at 360 Elsbree Street, Fall River, Massachusetts, including the payment of all costs incidental or related thereto, and for which the City may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of the Durfee High School Project Building Committee. To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to M.G.L. Chapter 44, or pursuant to any other enabling authority. The City acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the City incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City, and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Feasibility Study Agreement that may be executed between the City and the MSBA, and

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

CITY OF FALL RIVER
IN CITY COUNCIL
SEP 29 2015

Tabled



FALL RIVER SCHOOL COMMITTEE

Honorable C. Samuel Sutter
Chairman

Gabriel Andrade
Paul Hart
Joseph Martins
Robert Maynard
Melissa Panchley

Mark Costa
Vice-Chairman

Meg Mayo-Brown
Superintendent of Schools

Rebecca L. Caron
Administrative Assistant

September 25, 2015

Mr. Joseph Camara, City Council President
One Government Center
Fall River, MA 02722

Dear City Council President Camara:

At a meeting of the Fall River School Committee held on Monday, September 14, 2015, a discussion was held regarding the City Council appropriating the amount of one dollars million (\$1,000,000.00) for the purpose of paying the costs of the Feasibility Study for the Durfee High School Project.

Following that discussion, and on a motion made and seconded, it was unanimously approved to refer this item to the City Council.

Attached is a copy of the motion along with the discussion that took place. Please feel free to contact me with any questions or concerns.

Sincerely,

Rebecca Caron
Administrative Assistant for School Committee Services

Attachment

cc: Meg Mayo-Brown , Superintendent of Schools
Fall River Public Schools Leadership Team
City Council
Alison Bouchard, City Clerk ✓
Inês Leite, Assistant City Clerk

RECEIVED
2015 SEP 28 A 10:54
CITY CLERK
FALL RIVER, MA

COPY

Discussion Item #2

Vote to Approve: School Committee procedural request of City Council to appropriate funding for B.M.C. Durfee High School feasibility study.

MOTION: Mr. Costa – Mr. Hart: To approve the procedural request of the City Council to appropriate funding for the B.M.C. Durfee High School feasibility study.

Discussion

Mrs. Panchley thought they needed to read the motion as it was presented in their binders.

Mayor Sutter thought that was a good idea.

Mrs. Panchley asked if Mr. Costa wanted to amend his motion.

AMENDED MOTION: Mr. Costa – Mr. Hart: To approve the procedural request of the City Council to appropriate funding for the B.M.C. Durfee High School feasibility study as outlined by Mr. Coogan for the Committee.

Discussion

Mayor Sutter asked Mr. Costa to repeat what he said.

Mr. Costa said he would read it for the record:

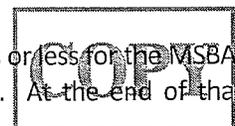
NEW AMENDED MOTION: Mr. Costa – Mr. Hart: That the city appropriate the amount of one million dollars (\$1,000,000.00) for the purpose of paying costs of the Feasibility Study for the Durfee High School Project, located at 360 Elsbree Street, Fall River, MA, including the payment of all costs incidental or related thereto, and for which the City of Fall River may be eligible for a grant from the Massachusetts School Building Authority (also known as the "MSBA"), said amount to be expended under the direction of The Durfee High School Project Building Committee. To meet this appropriation the Fall River City Council, with the approval of the Mayor is authorized to borrow said amount under and pursuant to M.G.L. Chapter 44, or pursuant to any other enabling authority. The City of Fall River acknowledges that the MSBA's grant program is non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the city incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the city.

Discussion

Mr. Andrade thought there was no doubt that the feasibility study was a requirement for this process but wondered exactly what the study would include.

Superintendent Mayo-Brown asked through the Chair to have Mr. Coogan come up and describe the process and what is included in the feasibility study.

Mr. Coogan explained that the feasibility study is a process that is designed to run 270 days or less for the MSBA, in conjunction with the city, to evaluate options for a new high school building project. At the end of that



process, the city would then receive a recommendation in the form of a report of what the scope, cost, and design of that building might look like as well as their recommendations to proceed. The cost of the study is estimated at a little over \$900,000 which is where the \$1,000,000 figure comes from and 80% is reimbursable by the MSBA. The city carries roughly 20% of whatever the final cost for the report is.

Mayor Sutter thought it seemed like a lot of money for a feasibility study and asked if Mr. Coogan could break that down for them. He was curious as to why it was so expensive for the study of a high school.

Mr. Coogan explained that it includes architectural fees, design fees, looking at the overall process and scope of the project, any testing that might need to be done on the site, the design of the site, traffic studies, and any impact it might have on the surrounding community. The estimate they received was in conjunction with the MSBA who is skilled in building these projects and the amount was somewhere between \$900,000 and \$1,000,000. While this is a placeholder, he believed it was designed to encompass all those potential costs the city would be looking at in order to scope the project.

Mayor Sutter wondered if Mr. Coogan had any memory of the cost of the feasibility study for the Morton Middle School.

Mr. Coogan did not and explained that project was on the board for quite a while before they entered into the construction project and he was not there for the beginning of that project which was ten years ago or more.

Mayor Sutter asked if he knew about the new high school in Somerset and Mr. Coogan did not have that number.

Mr. Coogan believed in the scope of the MSBA's literature they cited over \$2,000,000 for similar sized high schools. There was a list of 8-10 different communities and for the high schools or larger scale projects, they were between \$1,000,000 and \$2,000,000. He believed in this particular case, as they have potentially located a site and switched to a prototype design where they work off an existing/already developed set of project plans; that may have cut some of the costs down. He added that although \$1,000,000 is a lot of money and the public has a right to question that, it is certainly less than it could be based on some projects.

Mayor Sutter thanked Mr. Coogan for his explanation.

Mrs. Panchley clarified for the public that the city would need to appropriate the \$1,000,000 and whatever does not get spent would go to pay the bond if that is how it is funded and then the 80% would come down from the state to pay off the loan. In the end the city will not be paying \$1,000,000 but 20% of whatever the study costs.

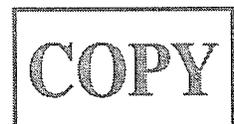
Mr. Coogan further explained that essentially the city creates a pot of money and it is put into reserve. The fees are then paid and then the MSBA reimburses through that project and they are left with the net amount which would be \$200,000 or less in this case.

Mrs. Panchley agreed and said she did not want to make light of that amount of money but she did want to make it clear to the public that the state would be reimbursing a large portion of that money.

Mayor Sutter asked if for some reason the funding for the new high school did not happen, if the 20% is lost.

Mr. Coogan said they would not get that money back; it is the cost for the study to develop.

Mayor Sutter thought that was a serious issue.



Mr. Costa thought without the feasibility study they would be flying blind. If they are ever going to be able to gain voter confidence and ask the citizens of the city to step up and make a commitment to build a school they have to do a thorough feasibility study so they can come back with an accurate total amount they are going to look to spend as a community for the high school. He clearly understands if they go through this process and the study comes back and suggests the cost is going to be too great for the city to endure then the money they spent on the feasibility study is gone but he thinks it is money well spent because if not, they do not know what the total costs would be for this project and whether or not they as a community are interested in making that investment.

Mr. Coogan said again that part of that feasibility study is the assessment of the current conditions at the school as well as the site and a future building possibility of the school. They are going to get the entire project evaluated and they will have some concrete information about what the options are for proceeding with the project. It proceeds in phases and the feasibility study is one portion of the project.

Mr. Maynard asked if Mr. Coogan knew if the state ever refused to build a school after the feasibility study.

Mr. Coogan said it is his understanding that there are a number of communities either through their own desire or after the feasibility study revealed that the project was going to need to be larger in scope or there were site problems; then communities pull out of the process but it is a joint process and not just the state refusing to do it. Usually when they have gotten to this process there have been assessments along the way that indicate eligibility and they are in the eligibility phase right now.

Mr. Maynard asked if he knew if the state ever refused to put up the money to build a new school.

Mr. Coogan said they have had some placeholders and preliminary discussions around what the costs might look like but thought if the feasibility study revealed that those costs were considerably higher or not practical for either the city or the state, there is always a possibility that that could happen but the study would give more concrete information to be able to make that kind of a decision whether it be on the city's part or on the part of the state.

Mr. Martins said it is a matter of if they want a new school or not. He thought a feasibility study was a matter of course and they have to go through environmental issues, etc. He does not know of any school building that after committing to a feasibility study, the school was not built and that money was lost. He knows it is a lot of money but at 80% paid by the state, he felt it was a good deal.

Mr. Costa said for a point of information the money that is used to build the new schools actually comes from the tax that is put on individuals that smoke cigarettes. He asked Mr. Coogan if that was correct.

Mr. Coogan said a portion may be. When the MSBA was retooled several years back and the sales tax went from 5% to 6.25% that additional bump in the sales tax was designed to create a fund which funds the MSBA.

Mr. Costa agreed and yielded.

Mr. Martins said if it gets approved there is a signature page for the Mayor, Superintendent and a dually authorized representative of the School Committee. Mr. Martins asked who would sign the School Committee line.

COPY

Superintendent Mayo-Brown said for clarification, Mr. Martins was referring to the Design Enrollment Certification that was agenda item one.

Mr. Martins said that was correct noting there are three signatures required and questioned who would sign the third line.

Mayor Sutter proposed the Vice-Chair because he would be signing as Mayor. He felt the dually authorized representative should be next in line assuming Mr. Costa would like to do that.

Mr. Costa agreed to sign the document noting he was present at the meeting in Boston that was had just a few weeks ago. He is familiar with what went into coming up with the design enrollment and does not have any hesitation in signing.

Mayor Sutter thanked Vice-Chair Costa.

There was no further discussion.

A roll call showed:

Mr. Andrade: Yes	Mr. Maynard: Yes
Mr. Costa: Yes	Mrs. Panchley: Yes
Mr. Hart: Yes	Mayor Sutter: Yes
Mr. Martins: Yes	

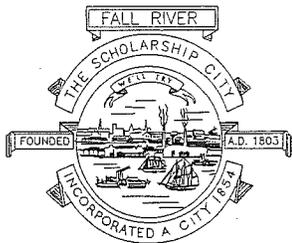
All were in favor

None were opposed

Motion passed

COPY

5



CITY OF FALL RIVER, MASSACHUSETTS

BOARD OF ELECTION COMMISSIONERS

ONE GOVERNMENT CENTER

TEL. 508-324-2630

COMMISSIONERS

ELIZABETH A. CAMARA, CHAIRPERSON

ALFREDO P. ALVES

GREGORY A. BRILHANTE

DARYL GONYON

October 7, 2015

Honorable City Council
One Government Center
Fall River MA

Dear City Councillors:

The Board of Election Commissioners is requesting the attached copy of the warrant, being posted at each polling location for the City Election for November 3, 2015, be signed by the City Council. The polls will open at 7:00 AM and close at 8:00 PM.

Sincerely,

Elizabeth A. Camara, Chairperson
Board of Election Commissioners

CITY CLERK
FALL RIVER, MA

2015 OCT - 7 P 2: 28

RECEIVED

City of Fall River, *In City Council*

9

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 70-241, which section relates to stop signs designated, in proper alphabetical order the following:

Eastbound drivers on Cherry Street at Rock Street

Section 2.

By striking out in Section 70-281, which section relates to one-way streets designated the following:

Cherry Street, from North Main Street to Rock Street in a westerly direction

Section 3.

By inserting in Section 70-281, which section relates to one-way streets designated, in proper alphabetical order the following:

Cherry Street, from Purchase Street to Rock Street in an easterly direction

Cherry Street, from Purchase Street to North Main Street in a westerly direction

Section 4.

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

Conant Street, south side, starting at a point 154 feet east of Whipple Street, for a distance of 20 feet easterly

French Street, south side, starting at a point 45 feet west of Belmont Street, for a distance of 20 feet westerly

Kennedy Street, north side, starting at a point 136 feet west of Jefferson Street, for a distance of 20 feet westerly

Mason Street, west side, starting at a point 43 feet south of County Street, for a distance of 20 feet southerly

President Avenue, north side, starting at a point 79 feet west of Brownell Street, for a distance of 20 feet westerly

Tuttle Street, east side, starting at a point 46 feet south of Charles Street, for a distance of 20 feet southerly

CITY OF FALL RIVER
IN CITY COUNCIL

SEP 29 2015

Passed through first reading

City of Fall River, In City Council

10

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

That Chapter 2 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to purchasing procedures, be amended as follows:

Section 1.

By striking out Section 2-901, which section relates to solicitation of bids, in its entirety, and inserting in place thereof the following:

The solicitation of bids shall be as provided in M.G.L. c. 7C, § 44-57, M.G.L. c. 30, § 39M, M.G.L. c. 30B, and M.G.L. c. 149.

Section 2.

By striking out in Section 2-921, which section relates to publication for invitation of bids, the following "or for the purchase of supplies or materials" and inserting in place thereof the following: "performed with labor pursuant to M.G.L. c. 30, § 39M,".

CITY OF FALL RIVER
IN CITY COUNCIL
SEP 29 2015

*Passed through first
reading*

11

City of Fall River, *In City Council*

(Councilor Raymond A. Mitchell)

WHEREAS, the way we receive our electricity is changing, and

WHEREAS, communities such as Somerset are losing the hosting of coal fired power plants, and

WHEREAS, workers will be losing high paying, high quality jobs in the energy industry, and

WHEREAS, Massachusetts needs leadership during the transition of burning coal for electricity, now therefore

BE IT RESOLVED, that the City of Fall River and its administration call on Governor Baker to partner with and empower community leadership to provide a vision for clean energy by prioritizing efficiency and renewable energy, and

BE IT FURTHER RESOLVED, that as old plants close they commit to supporting communities and workers who are affected and that they choose smart sensible plans that don't make the SouthCoast or Massachusetts reliant on natural gas.

City of Fall River, *In City Council*

12

(Councilor Leo O. Pelletier)

WHEREAS, there is a vacant building registration and fee ordinance in the City of Fall River, and

WHEREAS, all revenues from the ordinance are deposited into the general fund, and

WHEREAS, there is a revolving fund for Community Services for the demolition of buildings and the cleaning and securing of buildings, now therefore

BE IT RESOLVED, that the City Council Committee on Real Estate convene to discuss this matter and the possibility of depositing the fees from the vacant building registration ordinance into these accounts.

City of Fall River, In City Council

13

(Councilor Raymond A. Mitchell)

WHEREAS, residents of 107 and 140 Hyacinth Street and their neighbors have experienced flooding issues, and

WHEREAS, these issues cause a financial burden to these residents, now therefore

BE IT RESOLVED, that the City Council Committee on Public Works and Transportation meet with all involved and interested neighbors as well as representatives from the Administration and the Department of Community Utilities to plan for a long term solution to resolve the flooding.

22

PROGRESSIVE

Payment Address	Document Address
24344 Network Place	P.O. Box 512929
Chicago, IL 60673-1243	Los Angeles, Ca 90051
	Phone: (877)818-0139
	Fax: (888) 781-6947

9/15/2015 11:12:00 AM
Certified Mail 91 7108 2133 3934 2394 4505 Return Receipt Requested

CITY OF FALL RIVER
CITY CLERK 2ND FL.
ONE GOVERNMENT CENTER
FALL RIVER, MA 02722

RECEIVED
 2015 SEP 28 A 11:11
 CITY CLERK #15-224
 FALL RIVER, MA

Your Client: COSTA, RONALD
 Your Claim Number: N/A
 Our Insured: FORKNALL, DEIDRE
 Our Claim Number: 15-4637951
 Amount Subject to Reimbursement: 536.20
 Amount of Insured's Deductible: WAIVED

Please take this as formal notice of our subrogation rights relative to the above-captioned claim. We have completed our investigation into the facts of the above-captioned loss and find that your insured was the proximate cause of the accident.
 Location of Loss: RODMAN ST & 2ND ST IN FALL RIVER
 Date and Time of Loss: 08-11-15 AT 8:30AM

Description of Loss: Our named insured's 2000 Nissan Altima was stopped at a red light on Rodman St at the intersection of 2nd St. A City of Fall River 2008 Chevrolet Colorado, license plate #M79214, was traveling on Rodman St at the intersection of 2nd St. As our insured's vehicle waited at the stop light, the 2008 Chevrolet Colorado rear-ended our insured's vehicle. The driver, Ronald Costa, is the proximate cause of the accident for failure to yield right of way.

Please make your draft payable to Progressive Direct Insurance Co as subrogee of "FORKNALL, DEIDRE", in the amount stated above and mail it to the attention of the undersigned at your earliest convenience. All supporting documentation is enclosed. I have diaried my file ahead fifteen (15) days. Thank you for your anticipated, prompt attention to this matter.

Per M.C.L. Chapter 258, please take this as formal notice of our subrogation rights relative to the above-captioned claim. We have completed our investigation into the facts of the above-captioned loss and find that your insured was the proximate cause of the accident.

Christopher Woolfolk 
 Subrogation Representative
 Progressive Direct Insurance Co
 Tel. 440-910-5505
 Fax. 888-781-6947
 Email: Christopher_Woolfolk@progressive.com

1 original & 1 copy to law }
 1 copy to city council }
 1 copy to city clerk } 9/28/15
 1 copy to DPW }

NOTICE OF AN ENVIRONMENTAL RESPONSE ACTION

866 Pleasant Street
 Fall River, Massachusetts
 RTN 4-25802

Pursuant to the Massachusetts Contingency Plan (MCP) [(310 CMR 40.1403(3)(d)] adopted by the Department of Environmental Protection, notice is hereby given that the item(s) checked below applies to this site:

- Submittal of Release Notification
- Implementation of Phase IV Remedial Actions
- Use of Respirators & Protective Clothing
- Sampling of Private Drinking Water Well/ Indoor Air/ or Surficial Soils
- Immediate Response Action (IRA) involving Imminent Hazard
- IRA Completion Statement Availability
- Release Abatement Measure (RAM) Plan
- Phase I Initial Site Investigation Report Availability
- Subsequent Status Report Availability
- Permanent Solution (PS) Statement Availability
- Downgradient Property Status (DPS) Submittal Availability.**

RECEIVED
 2015 OCT -6 P 12:04
 CITY CLERK
 FALL RIVER, MA

PROJECT SUMMARY

- EBI Consulting has prepared an Downgradient Property Status (DPS) Report on behalf of Midland Management LLC. A MCP 120-day reporting condition was identified during a Due Diligence Real Estate Subsurface Investigation conducted on September 14, 2015. The release at the Site was reported to the Massachusetts Department of Environmental Protection (MassDEP) on September 25, 2015. The notification was made due to the identification of chlorinated solvents, specifically tetrachloroethylene and trichloroethylene, along with C5-C8 aliphatic hydrocarbons in groundwater at concentrations above reportable concentrations (RCGW-2). This DPS report concludes that the chlorinated solvents and C5-C8 aliphatic hydrocarbons have been identified at an upgradient site (192 Eighteenth Street). MassDEP issued Release Tracking Number (RTN) 4-25802 for the notification.

In accordance with MassDEP regulations, this notice is being provided to the Manager and the Health Department of the City of Fall River. Any person interested in obtaining additional information or obtaining a copy of the document(s) may do so by contacting EBI Consulting at (781-273-2500) or contacting the Southeast Regional Office of the Massachusetts Department of Environmental Protection (508 277-1661) or by accessing MassDEP's online database (<http://public.dep.state.ma.us/SearchableSites2/Search.aspx>). If you have any questions or comments please do not hesitate to call us at 781-273-2500 or to email me at wmallio@ebiconsulting.com.

Sincerely,
 EBI Consulting



William J. Mallo, LSP

10-6-15
 William J. Mallo, LSP