

**City Councillor
Joseph A. DelGrosso
City Council Chambers
Journal
June 30, 2014**

Meeting of the City Council was called to order at 6:00 P.M.

President Zambuto presiding.

1. Salute to the Flag by the members of the Revere City Council and those in attendance.

2. Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, Morabito, Novoselsky, Penta, Powers, Reardon, and Council President Zambuto Present. Councillor Patch was absent.

Committee Reports

14-126A

3. Report of the Ways and Means Sub-Committee

The Committee on Ways and Means recommends that the Loan Orders and Resolutions for CWSRF Planning and Construction Projects: No. 3908, 3909, and 3910 be approved.

Amendment offered by Councillor Reardon: That the Mayor submit an itemized list of expenditures from this loan to the City Council for informational purposes only.

Amendment was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, Morabito, Novoselsky, Powers, Reardon, and Council President Zambuto voting "YES". Councillor Penta voting "NO". Councillor Patch absent.

The Committee on Ways and Means recommends adoption of the following loan orders as amended by Councillor Reardon.

**CITY OF REVERE
CY-2014 CWSRF PLANNING PROJECT No. 3908**

That one million two-hundred thousand (\$1,200,000.00) dollars be appropriated for the purpose of financing the planning of Field Investigation, Illicit Discharge Detection and Elimination, SSES Phase VI Investigations and performance of supplemental CWMP/CSMP services including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as most recently amended by St. 1998, c. 78; that to meet this appropriation the Treasurer with the approval of the Mayor be authorized to borrow one million two-hundred thousand (\$1,200,000.00) dollars and issue bonds or notes therefore under G.L. c.44 or any other enabling authority; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor determines that they should be

issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c. 78; that the Treasurer with the approval of the Mayor be authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust (the "Trust") established pursuant to Chapter 29C or the Massachusetts Water Resources Authority (the "Authority") and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and a loan agreement and/or financial assistance agreement with the Authority and otherwise to contract with the Trust, the Authority, the Department of Environmental Protection or any other federal or state entity with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.; and that the Treasurer is authorized to file an application with the Municipal Finance Oversight Board to qualify under G.L. c.44A any or all of the bonds and to provide such information and execute such documents as the Board may require for these purposes.

Further Ordered, that the Mayor submit an itemized list of expenditures from this loan to the City Council for informational purposes only.

Amended Loan Order was ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, Morabito, Novoselsky, Powers, Reardon, and Council President Zambuto voting "YES". Councillor Penta voting "NO". Councillor Patch absent.

**CITY OF REVERE
CY-2014 CWSRF PLANNING PROJECT No. 3908**

RESOLUTION

Whereas, the City of Revere, Massachusetts (the "Applicant"), after thorough investigation, has determined that the work activity consisting of: Field Investigation, Illicit Discharge Detection and Elimination, SSES Phase VI Investigations and perform supplemental CWMP/CSMP services is both in the public interest and necessary to protect the public health, and that to undertake this activity, it is necessary to apply for assistance; and

Whereas, the Department of Environmental Protection (the "MassDEP") and the Massachusetts Water Pollution Abatement Trust (the "Trust") of the Commonwealth of Massachusetts, pursuant to Chapter 21 and Chapter 29C of the General Laws of the Commonwealth ("Chapter 21" and "Chapter 29C") are authorized to make loans to municipalities for the purpose of funding planning and construction activities relative to Water Pollution Abatement Projects; and

Whereas, the Applicant has examined the provisions of the Act, Chapter 21 and Chapter 29C, and believes it to be in the public interest to file a loan application.

NOW, THEREFORE, BE IT RESOLVED by Revere City Council as follows:

1. That the Mayor is hereby authorized on behalf of the Applicant to file applications and execute agreements for grant and/or loan assistance as well as furnishing such information, data and documents pertaining to the applicant for a grant(s) and/or loan(s) as may be required; and otherwise to act as the authorized representative of the Applicant in connection with this application;
2. That the purpose of said loan(s), if awarded, shall be to fund Field Investigation, Illicit Discharge Detection and Elimination, and SSES Phase VI Investigations, and perform supplemental CWMP/CSMP services.
3. That if said award is made the Applicant agrees to pay those costs which constitute the required Applicant's share of the project cost.

Resolution was adopted on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, Morabito, Novoselsky Powers, Reardon, and Council President Zambuto voting "YES". Councillors Patch and Penta were absent.

14-126B

CITY OF REVERE
CY-2014 CWSRF PLANNING PROJECT No. 3909

That seven hundred thousand (\$700,000.00) dollars be appropriated for the purpose of financing the planning of field investigations and illicit connection removal including required house to house inspections including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as most recently amended by St 1998, c. 78; that to meet this appropriation the Treasurer with the approval of the Mayor be authorized to borrow seven hundred thousand (\$700,000.00) dollars and issue bonds or notes therefore under G.L. c.44 or any other enabling authority; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c. 78; that the Treasurer with the approval of the Mayor is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust (the "Trust") established pursuant to Chapter 29C or the Massachusetts Water Resources Authority (the "Authority") and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and a loan agreement and/or financial assistance agreement with the

Authority and otherwise to contract with the Trust, the Authority, the Department of Environmental Protection or any other federal or state entity with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Mayor be authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.; and that the Treasurer is authorized to file an application with the Municipal Finance Oversight Board to qualify under G.L. c.44A any or all of the bonds and to provide such information and execute such documents as the Board may require for these purposes.

Further Ordered, that the Mayor submit an itemized list of expenditures from this loan to the City Council for informational purposes only.

Amended Loan Order was ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, Morabito, Novoselsky Powers, Reardon, and Council President Zambuto voting "YES". Councillor Penta voting "NO". Councillor Patch absent.

**CITY OF REVERE
CY-2014 CWSRF PLANNING PROJECT No. 3909**

RESOLUTION

Whereas, the City of Revere, Massachusetts (the "Applicant"), after thorough investigation, has determined that the work activity consisting of the planning of field investigations and illicit connection removal including required house to house inspections is both in the public interest and necessary to protect the public health, and that to undertake this activity, it is necessary to apply for assistance; and

Whereas, the Department of Environmental Protection (the "MassDEP") and the Massachusetts Water Pollution Abatement Trust (the "Trust") of the Commonwealth of Massachusetts, pursuant to Chapter 21 and Chapter 29C of the General Laws of the Commonwealth ("Chapter 21" and "Chapter 29C") are authorized to make loans to municipalities for the purpose of funding planning and construction activities relative to Water Pollution Abatement Projects; and

Whereas, the Applicant has examined the provisions of the Act, Chapter 21 and Chapter 29C, and believes it to be in the public interest to file a loan application.

NOW, THEREFORE, BE IT RESOLVED by Revere City Council as follows:

1. That the Mayor is hereby authorized on behalf of the Applicant to file applications and execute agreements for grant and/or loan assistance as well as furnishing such information, data and documents pertaining to

the applicant for a grant(s) and/or loan(s) as may be required; and otherwise to act as the authorized representative of the Applicant in connection with this application;

2. That the purpose of said loan(s), if awarded, shall be to fund the planning of field investigations and illicit connection removal including required house to house inspections.
3. That if said award is made the Applicant agrees to pay those costs which constitute the required Applicant's share of the project cost.

Resolution was adopted on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, Morabito, Novoselsky, Powers, Reardon, and Council President Zambuto voting "YES". Councillors Patch and Penta were absent.

14-126C

CITY OF REVERE
CY-2014 CWSRF CONSTRUCTION PROJECT No. 3910

That fifteen million (\$15,000,000.00) dollars be appropriated for the purpose of financing the construction of Stormwater and Wastewater System Improvements and Sump Pump Removal Program including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as most recently amended by St. 1998, c. 78; that to meet this appropriation the Treasurer with the approval of the Mayor be authorized to borrow fifteen million (\$15,000,000.00) dollars and issue bonds or notes therefore under G.L. c.44 or any other enabling authority; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c. 78; that the Treasurer with the approval of the Mayor be authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust (the "Trust") established pursuant to Chapter 29C or the Massachusetts Water Resources Authority (the "Authority") and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and a loan agreement and/or financial assistance agreement with the Authority and otherwise to contract with the Trust, the Authority, the Department of Environmental Protection or any other federal or state entity with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Mayor be authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.; and that the Treasurer is authorized to file an application with the Municipal Finance Oversight Board to qualify under G.L. c.44A any or all of the bonds and to provide such information and execute such documents as the Board may require for these purposes.

Further Ordered, that the Mayor submit an itemized list of expenditures from this loan to the City Council for informational purposes only.

Amended Loan Order was ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, Morabito Novoselsky, Powers, Reardon, and Council President Zambuto voting “YES”. Councillor Penta voting “NO”. Councillor Patch absent.

**CITY OF REVERE
CY-2014 CWSRF CONSTRUCTION PROJECT No. 3910**

RESOLUTION

Whereas, the City of Revere, Massachusetts (the “Applicant”), after thorough investigation, has determined that the work activity consisting of: construction of Stormwater and Wastewater System Improvements and Sump Pump Removal Program is both in the public interest and necessary to protect the public health, and that to undertake this activity, it is necessary to apply for assistance; and

Whereas, the Massachusetts Department of Environmental Protection (the “MassDEP”) and the Massachusetts Water Pollution Abatement Trust (the “Trust”) of the Commonwealth of Massachusetts, pursuant to Chapter 21 and Chapter 29C of the General Laws of the Commonwealth ("Chapter 21" and "Chapter 29C") are authorized to make loans to municipalities for the purpose of funding planning and construction activities relative to Water Pollution Abatement Projects; and

Whereas, the Applicant has examined the provisions of the Act, Chapter 21 and Chapter 29C, and believes it to be in the public interest to file a loan application.

NOW, THEREFORE, BE IT RESOLVED by the Revere City Council as follows:

- 1. That the Mayor is hereby authorized on behalf of the Applicant to file applications and execute agreements for grant and/or loan assistance as well as furnishing such information, data and documents pertaining to the applicant for a grant(s) and/or loan(s) as may be required; and otherwise to act as the authorized representative of the Applicant in connection with this application;**
- 2. That the purpose of said loan(s), if awarded, shall be to fund the construction of Stormwater and Wastewater System Improvements and Sump Pump Removal Program.**

- 3. That if said award is made the Applicant agrees to pay those costs which constitute the required Applicant's share of the project cost.**

Resolution was adopted on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, Morabito, Novoselsky, Powers, Reardon, and Council President Zambuto voting "YES". Councillors Patch and Penta were absent.

Councillor Novoselsky moved suspension of rules for the purpose of filing immediate reconsideration on the vote taken on the loan orders and resolutions.

Councillor Novoselsky moved for immediate reconsideration, with the hope it would not prevail.

Reconsideration was declared lost.

Councillor Novoselsky referred back to the regular order of business.

Councillor Zambuto moved that the City Council now stands adjourned to meet on Monday, July 14, 2014.

Ordered adjourned at 7:00 P.M.

Attest:

City Clerk