City of Fall River Massachusetts
Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

APRIL 19, 2013
MEETINGS SCHEDULED FOR NEXT WEEK
TUESDAY, APRIL 23, 2013

6:00 P.M. COMMITTEE ON FINANCE

1. Resolution – Discussion with Mayor regarding his ideas on improving the economic climate of the city
2. Resolution – Discussion with City Administrator regarding updates on the landfill, use of the Weaver's Cove land, and Safer Grant

AGENDA

7:00 P.M. REGULAR MEETING OF THE CITY COUNCIL
PRIORITY MATTERS – None
PRIORITY COMMUNICATIONS

1. *Mayor and loan order regarding $300,000 for Bank Street Armory Preservation Project

COMMITTEE REPORTS – None
ORDINANCES – None
RESOLUTIONS

2. *Committee on Public Safety convene to discuss how the city is prepared to respond and recover from a local incident

CITATIONS – None
ORDERS – HEARINGS FOR TONIGHT

Auto Repair Shop License:

3. Bruno J. Fernandes d/b/a North Main Auto Repair – 801 North Main Street

Underground conduit location:

4. North Main Street

ORDERS – HEARINGS TO BE SCHEDULED – None
ORDERS – NO HEARING REQUIRED – None
ORDERS – MISCELLANEOUS

5. Police Chief's report on licenses
6. Auto Repair Shop license renewal
7. Auto Body Shop license renewal
8. Transfer auto repair license no. 271 from Joseph C. Ponte d/b/a Ponte's Auto Repair to Manuel Ferreira d/b/a J & S Auto Sales & Repair, Inc. located at 178 Aberdeen Street
9. Revoke auto repair shop license no. 318 at the request of the owner, Shaun P. Cyr d/b/a Tony's Service and Sales located at 1082 North Main Street

COMMUNICATIONS – INVITATIONS – PETITIONS

10. *Claims
11. *City resident requesting limits on parking meters surrounding court house be increased to 4 or 6 hours

BULLETINS – NEWSLETTERS – NOTICES – None

Alison M. Bouchard
City Clerk

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

WILLIAM A. FLANAGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

RECEIVED
2013 APR 17 P 4: 26
CITY CLERK
FALL RIVER, MA

April 3, 2013

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

Dear Members of the City Council:

It is respectfully requested that the City Council approve the City's intent to acquire funds for the Bank Street Armory preservation project through a municipal bond in the amount of $300,000. These funds include the $100,000 grant request to the Massachusetts Historical Commission (MHC) and the $200,000 City share. The attached matching share source statement was included with the application submitted March 8, 2013.

The MHC has completed a preliminary review of our application and has requested documentation of the City Council's approval of the requested funds associated with the preservation and rehabilitation of the Armory on Bank Street as proposed in our application.

The Massachusetts Historical Commission requires approval of the statement, so your expeditious approval is appreciated.

Respectfully Submitted,

W. A. Flanagan

William A. Flanagan
Mayor

One Government Center • Fall River, MA 02722
TEL (508) 324-2600 • FAX (508) 324-2626 • EMAIL mayor@fallriverma.org

WILLIAM A. FLANAGAN
Mayor

City of Fall River
Massachusetts
Office of the Mayor

February 28, 2013

Brona Simon, Executive Director & Deputy SHPO
Massachusetts Historical Commission
Massachusetts Archive Building
220 Morrissey Boulevard
Boston, MA 02125

RE: Massachusetts Preservation Projects Fund

Dear Ms. Simon:

Attached please find the City of Fall River's application for a Massachusetts Preservation Projects Fund development grant in the amount of $100,000. Grant funds will enable us to take steps to preserve the Bank Street Armory.

This structure, which is part of the Downtown Fall River National Register District, was built circa 1895 and is in need of maintenance and repairs to protect its integrity and enhance its viability. The proposed work plan, which will adhere to the Secretary's Standards for the Treatment of Historic Properties, will be an integral step toward efforts to preserve this historic structure. As a sign of my commitment to this project, I pledge to match the Massachusetts Historical Commission's funds with the required 50% cash contribution that will be acquired through a municipal bond in the amount of $300,000. These funds, which will include the $100,000 grant request and the $200,000 City share, will be available immediately upon approval by the City Council at a future meeting.

Thank you for your consideration of this application, and we look forward to working with your staff. Please contact Kenneth Pacheco, Administrator of Community Maintenance, at 508-324-2582 with any questions you may have.

Sincerely,

William A. Flanagan
Mayor

One Government Center ◦ Fall River, MA 02722
TEL (508) 324-2600 ◦ FAX (508) 324-2626 ◦ EMAIL mayor@fallriverma.org

IN CITY COUNCIL **April 23, 2013**

CITY OF FALL RIVER
LOAN ORDER
(BANK STREET ARMORY PRESERVATION PROJECT)

ORDERED, that the City hereby appropriates the sum of Three Hundred Thousand Dollars ($300,000) to pay the costs of making renovations and improvements to the Bank Street Armory, including the costs incidental and related thereto, and that to meet this appropriation the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, Section 7(3A) or any other enabling authority, and to issue bonds or notes of the City therefore, and

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.

2

City of Fall River, *In City Council*

(Councilor Michael L. Miozza)

WHEREAS, there was a horrific and cowardly act of terrorism at this year's Boston Marathon whereby people were killed and maimed, and

WHEREAS, the City of Fall River has many large public outdoor events during the summer and fall months, now therefore

BE IT RESOLVED, that the Committee on Public Safety convene with Emergency Management Services, local hospital representatives and other interested parties to discuss how the city is prepared to respond and recover from a local incident.

CC

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MetLife Auto & Home®
Subrogation - Warwick
Mail Processing Center
PO Box 2204
Charlotte, NC 28241-2204
800-634-9740

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2013 APR 10 A 10: 2
CITY CLERK 13-56A
FALL RIVER, MA

MetLife®

04/03/2013

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

Our Insured: Peter Botelho
Our Claim Number: WBG10681
Date of Loss: 03/22/2013
Amount of Damages: 923.53
Location of Accident: Fall River, MA

Your Driver: Michael McConnell
Your Vehicle: 2000 Ford Crown Victoria
Your Registration: 7676

Dear Alison M. Bouchard:

Pursuant to Massachusetts General Laws, Chapter 258, Section 4, please consider this letter as a written claim for damages against City Of Fall River, Office Of The City Clerk, as incurred by our customer,
Peter Botelho.

On 03/22/2013, City Of Fall River, Office Of The City Clerk incurred liability when their vehicle, a 2000 Ford Crown Victoria, bearing Massachusetts registration 7676, was involved in an accident with our insured. This incident caused $923.53 in damage to our insured's 2006 Ford Focus Z.

The facts of the accident are as follows: Our insured was stopped at a red light when your driver McConnell rear-ended our insured's vehicle.

Please reimburse this office $923.53 for the damage to our insured's vehicle. If you have automobile insurance, please send this letter to your insurance company and request that they contact me immediately. Thank you.

Sincerely,

Margaret Gauthier
METROPOLITAN PROPERTY AND CASUALTY INSURANCE COMPANY
Supervisor Ext: 6036

MetLife Auto & Home is a brand of Metropolitan Property and Casualty Insurance Company and its Affiliates, Warwick, RI

orig + 2 copies to Law
1 DPW
1 CC
1 City Clerk

CC

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RECEIVED
2013 APR -2 P 2:29
CITY CLERK
FALL RIVER, MA

13-58A

CLAIM FORM
City of Fall River, Massachusetts

Name: NANCY FERNANDES

Address: 291 COMPOS ST
SOMERSET MA 02726

Phone #: 508 679-2003

Type of Claim: ✓ M.G.L. Chapter 84 ____ M.G.L. Chapter 258 ____ Other

Date of Incident: 3/26/13

Time of Incident: 2:45 PM

Location of Incident: THIRD STREET (BETWEEN SULLIVAN DR. / BORDEN ST)

Provide a detailed description of your claim (attach additional sheets if necessary):

ON THE ABOVEMENTIONED DATE AND TIME, I WAS TRAVELING SOUTH ON THIRD STREET AND STRUCK A POTHOLE ADJACENT TO THE ENTRANCE TO THE MUNICIPAL PARKING DECK ENTRANCE. THE POTHOLE SHATTERED MY RIGHT FRONT HUBCAP, BENT ~~MY~~ THE RIM AND CAUSED MY TIRE TO IMMEDIATELY GO FLAT. I AM HAVING MY MECHANIC ASSESS THE DAMAGE AND WILL FORWARD A STATEMENT OF REPAIRS WHEN COMPLETED.

*You should consult with your own attorney in preparing this Claim Form to understand your legal rights

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#13-60

RECEIVED

2013 APR -4 P 12:49

CITY CLERK
FALL RIVER, MA

CLAIM FORM
City of Fall River, Massachusetts

Name: Sue Medeiros

Address: 101 Hunter St
Fall River MA

Phone #:

Original + 2 Copies Law
1 DPW
1 CC
1 City Clerk

Type of Claim: ____ M.G.L. Chapter 84 ____ M.G.L. Chapter 258 ____ Other

Date of Incident: Saturday Mar. 16th
Time of Incident: 5:45 PM
Location of Incident: Lights Bedford & Quarry

Provide a detailed description of your claim (attach additional sheets if necessary):

I was traveling down Bedford St. I passed the Boys & Girls Club on my right. When I got to the lights I took a left onto Quarry St. This is where I hit a big Pot hole. I immediatly drove back home cause I knew it was not good. My husband looked at the tire & we tried to fill it with air but it had a hole in it was completely destroyed. I would not be putting in a claim but this is not the first time I have had tires damaged due to Pot-holes as I am sure other people have. I work very hard for my money and so does my husband and in one week I paid the City $465 in excise taxes and cost me another $209.00 For a tire I feel like I said in my email to the mayor I cannot catch a break

*You should consult with your own attorney in preparing this Claim Form to understand your legal rights

Original + 2 Law
1 DCM
1 City Clerk
1 City Council

the Pot-hole has since been fixed which I do appreciate but what happens to the cost of the tire that I paid

Thank You
S Medeiros

CC

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RECEIVED
2013 APR -8 A 10: 05
CITY CLERK
FALL RIVER, MA

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2013 APR -8 A 10: 05
CITY CLERK 13-61
FALL RIVER, MA

CLAIM FORM
City of Fall River, Massachusetts

Name: THOMAS Smith

Address: 83A MITCHELL DRIVE
FALL River MA 02724

Phone #: 508 496 0902

Type of Claim: ____M.G.L. Chapter 84 ____M.G.L. Chapter 258 ____Other

Date of Incident: 3-20-13
Time of Incident: 10:15 AM
Location of Incident: SPRING BETWEEN SOUTH MAIN AND PEARL

Provide a detailed description of your claim (attach additional sheets if necessary):

ary + 2 copies Law
1 DPW
1 CC

CC

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CLAIM FORM
City of Fall River, Massachusetts

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2013 APR -8 P 12:05
CITY CLERK
FALL RIVER, MA

13-62

Name: MARY LANOUE

Address: 152 MARKET ST.
SWANSEA, MA 02777

Phone #: 508 379-9761

Type of Claim: ✓ M.G.L. Chapter 84 ____ M.G.L. Chapter 258 ____ Other

Date of Incident: 3/18/2013
Time of Incident: 11:30 PM
Location of Incident: Stafford Road near Cumberland Farm heading south

Provide a detailed description of your claim (attach additional sheets if necessary):

My right front tire hit a pothole near Cumberland Farm on Stafford Road. I noticed my car making a roaring noise and vibration. I had my car checked at Somerset Subaru on 3/29/2013 and was told the right front rim was bent and needed to be replaced. It cost 350.57 to order wheel and 39.96 to put it on my car.
Copy of bills enclosed.

ary & 2 Copies Law
1 DPW
1 CC
1 City Clerk

*You should consult with your own attorney in preparing this Claim Form to understand your legal rights

Mary Lanoue
152 Market St.
Swansea, MA 02777-3914

CC

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RECEIVED

2013 APR -9 P 1:25

CITY CLERK 13-63
FALL RIVER, MA

CLAIM FORM
City of Fall River, Massachusetts

Name: Luz agosto Delgado

Address: 266 Sunset Hill
Fall River MA 02724

Phone #: 774 225 3247

Type of Claim: ____ M.G.L. Chapter 84 ____ M.G.L. Chapter 258 ____ Other

Date of Incident: 4-8-13
Time of Incident: 12 pm
Location of Incident: Next to Ext 8 on the hig way

Provide a detailed description of your claim (attach additional sheets if necessary):

I was Driving to go to New bedford and the midle of the roud is a big hole that I Din't Now about my car is broke on the Botom Now. and I have a Video I Recar the street sou you can't see.

ary + 2 copies Lou
1 DPW
1 CC
1 City Clerk

*You should consult with your own attorney in preparing this Claim Form to understand your legal rights

CC

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ARBELLA
INSURANCE GROUP

Elizabeth Kim, Claim Manager

04/08/2013

#13-65

City of Fall River
One Government Center
Room 227
Fall River, MA 02722

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2013 APR 11 A
CITY CLERK
FALL RIVER, MA

Claim Number: 033334037
Policy Number: HB683271
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 (BERTHA VASCONCELOS, 65 BARRE STREET, FALL RIVER, MA 02723) for the damage to their motor vehicle sustained in the accident described below:

Place of accident: Pleasant St, Bubbles and Paws Type of accident: A street sweeper passed by parked insured vehicle and kicked up a rock that caused damage to the vehicle

Date & time: 03/14/2013, 12:00:00 AM EDT

This collision was caused by the negligent operation of a motor vehicle driven by UNKNOWN , who was an employee of City of Fall River.
They were operating a motor vehicle described as a street sweeper bearing Mass. Registration number M79205 , 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 , for the damages caused by said collision in the amount of $ 1092.22 . 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,

Renee Vautour
Claim Service Specialist
Subrogation Claim Office
617-328-2800 ext. 2128
Fax 617-773-4760

atty x 2 Copies Law
1 DPW
1 CC
1 City Clerk

Enclosure: multiple attachments

— CC

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13-69

CEI Services – 4850 Street Road, Suite 220 – Trevose, PA 19053 Phone – (215) 364-8253

Loss of Use; Diminished Value and Administration Fee Request

This letter is to serve as the request for **Loss of Use, Diminished Value** and Administration Fees on the referenced claim CEI is submitting the subrogation demand. Below is a breakdown of our request for re-imbursement.

Your Claim #: N/A
CEI Claim #: 1291183

Sincerely,
CEI Services

Loss of Use:

- Total Repair or Salvage Amount: $1,308.44
- Repair Days: 6
- Loss of Use per Day: $24.95
- Total Requested Loss of Use: $149.70

Diminished Value:

- Total Repair or Salvage Amount: $1,308.44
- Requested Diminished Value: $150.00

Administration Fees

- Claim Administration Fee: $45.00

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2013 APR 16 A 11: 35
CITY CLERK
FALL RIVER, MA

CC

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DATE RECEIVED 3-27-13

CLAIM FORM

City of Fall River, Massachusetts

2013 APR 12 A 11:40

CITY CLERK
FALL RIVER, MA.

#13-66

Name: Brian Champagne

Address: 4 Glad ST Assonet MA 02702

Phone #: 508-644-2061

Type of Claim: ____ M.G.L. Chapter 84 ____ M.G.L. Chapter 258 ✓ Other

Date of Incident: 3-14-03
Time of Incident: 9:00 AM
Location of Incident: 127 Smith ST On Road

Provide a detailed description of your claim (attach additional sheets if necessary):

Around 9AM. People outside were calling my name. I went outside to see the garbage truck had hit the drivers side bed past the wheel well. They explained it happened from the side backer as a result of being to close when it lifted. The police gave me a number for the claim which is 13-1609-OF. I informed my insurance company and they said to file a claim.

any + 2 Copies Law
1 DPW
1 CC
1 city clerk

*You should consult with your own attorney in preparing this Claim Form to understand your legal rights

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~~Dpt~~
CC

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2013 APR 16 A 9:28
CITY CLERK #13-67
FALL RIVER, MA

FAX Cover Sheet

Date: Apr 15 2013 12:59:08 PM

To: Office of the City Clerk
Attention: Alison M Bouchard 5083242211

From: Jennifer Sava

Claim *155400931054*
Insured *CHRISTOPHER MARTIN*

Number of pages including this cover sheet 2

1 cc

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66 Troy Street L.L.C.

171 Pleasant Street
Fall River, MA 02721-2879

Telephone (508) 677-0407
Fax (508) 676-7991
E-mail: anthonycordeiro@onceanddone.com

April 10, 2013

#13-68

RECEIVED
2013 APR 16 A 11:34
CITY CLERK
FALL RIVER, MA

City of Fall Rive Massachusetts

ATTN: City Clerk

One Government Center

Fall River MA 02721

RE: Property Damage

191 Bedford St. /Melcor Building Fall River MA

Dear Sir/Madam

Enclosed please find a City of Fall River Police report indicating damage caused by a City of Fall River police cruiser to our property (referenced above) on 2/5/2013. I've also enclosed an estimate from Beaumont Signs for repair of the sign.

At this time we are seeking reimbursement for damages and repair. Please contact our office at your earliest convenience to advise us how best to proceed.

Very truly yours,

66 TROY ST. LLC

Helinette Souza

Operations Manager

orig + 2 Copies Law
1 DPW
1 QC
1 city clerk

CC

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CLAIM FORM
City of Fall River, Massachusetts

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2013 APR 17 P 1:33
CITY CLERK
FALL RIVER, MA

13-70

Name: Christopher Hillier

Address: 255 Newhall Street
Fall River, MA 02721

Phone #: 508-558-6783

Type of Claim: _____ M.G.L. Chapter 84 _____ M.G.L. Chapter 258 _____ Other

Date of Incident: March 26, 2013 ?
Time of Incident:
Location of Incident: Near Stop + Shop in Fall River near Williams. Canning

Provide a detailed description of your claim (attach additional sheets if necessary):

Coming home from work at night when raining and hit pothole ruining my oil pan and fuel tank on my 96 Honda Civic; Car is not lowered. Car now leaks oil and can't change oil, can't fill gas tank over $20.00 at a time. All I ask from you guys is to consider helping me for these problems. im a 17 year old boy and just just car insurance everymonth is hard to get by, so if you can please help me, I would appreciate it.

* You should consult with your own attorney in preparing this Claim Form to understand your legal rights.

CC

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2013 APR 17 P 4:22
CITY CLERK
FALL RIVER, MA

CLAIM FORM
City of Fall River, Massachusetts

13-73

Name: Donna Webster

Address: 112 Nimitz Rd.
Swansea MA 02777

Phone #: 774-644-1099

Type of Claim: _____M.G.L. Chapter 84 _____M.G.L. Chapter 258 _____Other

Date of Incident: April 17, 2013
Time of Incident: @ 9:45am
Location of Incident: South on Davol St.

Provide a detailed description of your claim (attach additional sheets if necessary):

At approximately 9:45 am I was headed south on Davol St. when my car hit a pot hole - HARD! It was my front passenger tire and the incident occurred in the left travel lane before President Avenue.

I went to Empire Hyundai this afternoon and they found a huge bubble on my tire. I did take photos. FYI - my car is fairly new and the tire only had 7900 miles on it.

orig + 2 copies to Law
1 DPW
1 CC
1 City Clerk

* You should consult with your own attorney in preparing this Claim Form to understand your legal rights.

CC

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CLAIM FORM
City of Fall River, Massachusetts

#13-72

Name: Melanie DiSano
Address: 442 Cumberland Hill Rd.
Woonsocket, RI 02895
Phone #: 401-588-4017

Type of Claim: ____ M.G.L. Chapter 84 ____ M.G.L. Chapter 258 ✓ Other Pothole claim

Date of Incident: 4/3/13
Time of Incident: 7 PM
Location of Incident: So. Beacon St. Fall River, MA

Provide a detailed description of your claim (attach additional sheets if necessary):

I was travelling South on So. Beacon St, just before Sprague St. when my car hit a large pothole. As a result, I need a new tire & hubcap. An estimate of the damage is attached.
Thank you for your assistance

*You should consult with your own attorney in preparing this Claim Form to understand your legal rights

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2013 APR 16 A 11:35
CITY CLERK
FALL RIVER, MA

any & 2 Copies Law
1 DPW
1 CC
1 City Clerk

CC

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CLAIM FORM
City of Fall River, Massachusetts

#13-74

Name: Edward Sousa

Address: 87 Hyacinth St
Fall River, MA 02720

Phone #: 508-674-9720

Type of Claim: ✓ M.G.L. Chapter 84 ____ M.G.L. Chapter 258 ____ Other

Date of Incident: 4-3-13
Time of Incident: 8:30 PM.
Location of Incident: Bullock St, Fall River, MA.

Provide a detailed description of your claim (attach additional sheets if necessary):

Driving down Bullock St to go home + hit the pothole next day notice tire is low + bubble in tire.

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2013 APR 18 A 10:13
CITY CLERK
FALL RIVER MA

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1 DPW
1 CC
1 city clerk

*You should consult with your own attorney in preparing this Claim Form to understand your legal rights

817 Gifford Rd
Westport 02790

RECEIVED
2013 APR -8 P 12:22
CITY CLERK
FALL RIVER, MA

TRAFFIC VIOLATION

CITY OF FALL RIVER
TRAFFIC DEPARTMENT ROOM 321
ONE GOVERNMENT CENTER
FALL RIVER, MA 02722

TICKET INFORMATION

Ticket Number: 505014225
Date: 02/07/2013 Time: 10:42

VEHICLE INFORMATION

Plate: 10MJ30 MA

Make: LINCO
Plate Type: PAN

VIOLATION

Location: HIGH ST
Meter:3W

Viol 1: 01
Meter Overtime Parking
Amount: $20.00

Total Amount: $20.00
Amount Becomes: $35.00
If not paid by 02/28/2013
Comments:

3 May

Badge Number: 8

Fall River Board of Selectmen

Sirs:

This is copy of a violation I received while in housing court. As the traffic department knows, one cannot leave the courtrooms until one's case is finished. They therefore know that they will be able to find victims every time court is in session among those who are caught in the dilemma. The proper term for this is "racket." You + the traffic board are not there to alienate citizens unfairly.

Please see that the meters around the court are changed to 4 or, better, 6 hours limit. Thank you for your attention.

Victor Halmi