

City of Fall River Massachusetts  
Office of the City Clerk

ALISON M. BOUCHARD  
CITY CLERK

APRIL 5, 2013  
MEETINGS SCHEDULED FOR NEXT WEEK  
TUESDAY, APRIL 9, 2013

INÊS LEITE  
ASSISTANT CITY CLERK

**5:45 P.M. COMMITTEE ON FINANCE** \*\*Note earlier time\*\*

1. Discussion with Director of Community Maintenance re yard waste collection program
2. Discussion with CDA officials and resolution authorizing submission of Year Four Annual Action Plan (see #1 below)

AGENDA

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

PRIORITY MATTERS – None

PRIORITY COMMUNICATIONS

1. \*Mayor and resolution authorizing submission of Year Four Annual Action Plan (see #2 Finance)
2. Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

All readings, w/EP:

3. Traffic, handicapped parking

Action:

4. Transfer \$10,000 from Reserve Fund to City Council, Expenses

ORDINANCES – None

RESOLUTIONS

5. \*Mayor consider hiring Director of Economic Development to address Committee on Finance with ideas on improving economic climate

CITATIONS – None

ORDERS – HEARINGS FOR TONIGHT – None

ORDERS – HEARINGS TO BE SCHEDULED

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

ORDERS – NO HEARING REQUIRED – None

ORDERS – MISCELLANEOUS

7. Police Chief's report on licenses
8. Auto Repair Shop license renewals

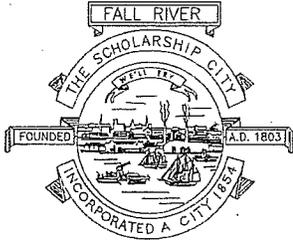
COMMUNICATIONS – INVITATIONS – PETITIONS

9. \*Claims
10. \*Action of Tort
11. \*Structure on/over a public way – 1492 Pleasant Street
12. \*City resident re Community Choice Aggregation
13. Planning Board Minutes – February 20, 2013
14. Zoning Board of Appeals Minutes – March 21, 2013
15. Drainlayer Bonds

BULLETINS – NEWSLETTERS – NOTICES

16. \*Mass. DPU Public Hearing – April 12, 2013 @ 2 PM – One So. Station, 5<sup>th</sup> Floor, Boston, MA

*Alison M. Bouchard*  
City Clerk



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

**WILLIAM A. FLANAGAN**  
*Mayor*

March 28, 2013

President Linda Pereira & City Councilors  
One Government Center  
Fall River, MA 02722

Dear President Pereira & City Councilors:

I am pleased to forward to you the City of Fall River Year Four Annual Action Plan which I propose to file with the U.S. Department of Housing and Urban Development (HUD) for continued funding of the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG) and Home Investment Partnerships (Home) Programs. The Action Plan details activities to be undertaken during the July 1, 2013- June 30, 2014 program year.

Under separate cover April 2<sup>nd</sup>, I shall submit a proposed resolution for your consideration at your April 9<sup>th</sup> meeting. The resolution would authorize submission of the City of Fall River Year Four Annual Action Plan with the U.S. Department of Housing and Urban Development (HUD). The Year Four Annual Action Plan is being submitted to you now in order to provide adequate review time prior to City Council consideration of the resolution at the April 9<sup>th</sup> meeting.

The proposed program of activities, which was advertised March 1<sup>st</sup> for public comment, was developed on the basis of testimony and proposals received at public hearings held January 2<sup>nd</sup> and March 13<sup>th</sup>.

The timetable provides for submission of the Year Four Annual Action Plan no later than May 6, 2013.

Should you or any other Councilor have questions or comments prior to April 9<sup>th</sup>, I urge you to immediately contact Michael P. Dion, Executive Director/ CFO of the Community Development Agency. Mr. Dion will also be present at the City Council meeting to respond to any questions.

Sincerely,

William A. Flanagan  
Mayor

Enclosure

RECEIVED  
2013 APR -2 P 3:38  
CITY CLERK  
FALL RIVER, MA



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

**WILLIAM A. FLANAGAN**  
*Mayor*

CITY CLERK  
FALL RIVER, MA

APR 2 2013  
P 3:38

RECEIVED

April 2, 2013

President Linda Pereira & City Councilors  
One Government Center  
Fall River, MA 02722

Dear President & City Councilors:

I am pleased to forward to you the proposed resolution authorizing submission of the City of Fall River Year Four Annual Action Plan with the U.S. Department of Housing and Urban Development (HUD) for continued funding of the Community Development Block Grant CDBG), Emergency Solutions Grant (ESG) and Home Investment Partnerships (HOME) Programs. The Action Plan details activities to be undertaken during the July 1, 2013- June 30, 2014 program year.

The proposed program of activities, which was advertised March 1<sup>st</sup> for public comment, was developed on the basis of testimony and proposals received at public hearings held January 2<sup>nd</sup> and March 13<sup>th</sup>.

The timetable provides for submission of the Year Four Annual Action Plan no later than May 8, 2013.

Should you or any other Councilor have any questions or comments prior to April 9<sup>th</sup>, I urge that you immediately contact Michael P. Dion, Executive Director/CFO of the Community Development Agency. Mr. Dion will be present at the City Council meeting to respond to any questions.

Sincerely,

William A. Flanagan  
Mayor

Enclosure

# City of Fall River, *In City Council*

Mayor William A. Flanagan

## RESOLUTION OF LOCAL GOVERNING BODY AUTHORIZING SUBMISSION OF THE CITY OF FALL RIVER YEAR FOUR ANNUAL ACTION PLAN WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

**WHEREAS**, the City of Fall River Consolidated Plan integrates and has simplified the planning, application and reporting requirements for the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG) and Home Investment Partnerships (HOME) Programs; and

**WHEREAS**, the overall goal of the Consolidated Plan programs and activities is the development of viable urban communities by providing decent housing and a suitable environment and expanding economic opportunities, principally for low and moderate-income persons; and

**WHEREAS**, it is anticipated that the U.S. Department of Housing and Urban Development (HUD) will notify the City of Fall River that entitlements will be approximately \$2,222,511 under CDBG, \$213,683 under ESG and \$682,454 under HOME; and

**WHEREAS**, the Year Four Annual Action Plan provides the necessary assurances and /or certificates of compliance with applicable federal regulations and requirements of the CDBG, ESG and HOME Programs; and

**WHEREAS**, Mayor William A. Flanagan must be authorized to submit the Year Four Annual Action Plan to the Secretary of the U.S. Department of Housing and Urban Development and to accept and /or execute the Grant Agreements.

**NOW, THEREFORE, BE IT RESOLVED BY THE FALL RIVER CITY COUNCIL** that:

Mayor William A. Flanagan is authorized to submit the Year Four Annual Action Plan and applications for CDBG, ESG and HOME entitlement funds and to accept and /or execute the contract(s) with the United States of America and to do all things necessary to carry out the Programs, including the execution of contracts and the submission of such reports, certificates, and other materials as the U.S. Department of Housing and Urban Development shall require.

# City of Fall River, *In City Council*

5

(Councilor Michael L. Miozza)  
(City Council President Linda M. Pereira)  
(Councilor Eric Poulin)  
(Councilor Daniel M. Rego)  
(Councilor Raymond A. Mitchell)

WHEREAS, the unemployment rate in Fall River is currently at 15%, and

WHEREAS, the rate is chronically in double digits, and

WHEREAS, it is evident that the city's current economic development strategy or approach is failing, now therefore

BE IT RESOLVED, that the Mayor consider other options for improving Fall River's economic climate, to include hiring a Director of Economic Development, who reports directly to him and is accountable to the Mayor and the City Council. The Director would oversee all economic development initiatives, lead the effort to support existing businesses, attract new businesses and create jobs in Fall River. This individual should possess a strong background in finance and have experience in job creation, and

BE IT FURTHER RESOLVED, that the City Council respectfully requests, that the Mayor address the Committee on Finance, with his ideas on improving the economic climate of the city within 30 days of the adoption of this resolution.

cc

4 pages + 1 photo 9

RECEIVED

# 13-47

2013 MAR 25 P 4:50

CLAIM FORM

City of Fall River, Massachusetts

CITY CLERK Name: FALL RIVER WILLIAM A. Strahan

Address: 29 School Street.  
Rendolph, mass 02769

Phone #: 508 252-3303

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

Date of Incident: 2/23/2013

Time of Incident: approx: 8:30/8:45 PM

Location of Incident: Plymouth/Pleasant Street off ramp west bound.

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

We were on 195 WB taking the  
Plymouth Avenue off ramp exit at  
approx 8:30/8:45 PM which where  
then we came upon a down <sup>walk</sup> sign (metal)  
that we did not see until we drove  
over the sign which then kicked up  
and took a big chunk out of our rear  
drivers side tire causing our tire to  
go immediately flat making us have to  
drive off the ramp to get off the exit.  
We then called 911 to patch us through to the  
State police to come and evaluate the situation  
to which then the officer came to us & telling  
us that he did see the down sign, & made

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

his report and told us that we could  
then obtain a copy from the mass state  
police to take appropriate action. As you will  
see in the state police report, we will

to  
damaging  
the head on  
the rim  
as well

cc

9

CLAIM FORM  
City of Fall River, Massachusetts

# 13-48

Name: Natalie R. Mello

Address: 1771 Bay Street  
Fall River, MA 02724

Phone #: (508) 678-1418

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

Other  
Property Damage

Date of Incident: 3/6/13

Time of Incident: 1:58 pm

Location of Incident: 1771 Bay Street

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

Natalie Mello's 2010 Subaru  
Outback was parked + unoccupied.  
Public works vehicle driven by  
Eduardo Amaral struck Ms. Mello's  
vehicle that was parked.  
City of Fall River vehicle plate #  
M79210 - See police report  
attached.

any + 2 cops law

IDPW

ccc

city clerk

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

CC

9

CLAIM FORM  
City of Fall River, Massachusetts

RECEIVED

Name: Sarah Rodrigues

2013 MAR 28 A 11:41

Address: 274 Caroline St  
Fall River MA 02721

CITY CLERK 13-49  
FALL RIVER, MA

Phone #: (508) 507-5828

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

Date of Incident: 2/15/13

Time of Incident: 7:00 PM

Location of Incident: Stafford Rd near Liberty Bakery

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

On February 15, 2013 I was driving southbound  
on Stafford Rd near Liberty Bakery and struck  
an unavoidable large pothole which blew out  
2 tires on passenger side of my vehicle.  
6 other vehicles struck the same pothole  
with blowouts around the same time. My  
vehicle had to be put on a flatbed and  
brought to Sullivan Tire for repair. ~~to~~

wry x 2 cops 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

RECEIVED  
2013 MAR 28 P 12:35  
# 13-50  
CITY CLERK  
FALL RIVER, MA

Name: Robert Cousineau

Address: 29 Ralph Chapman Rd

Phone #: 508-674-1497

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

Date of Incident: 3/21/13

Time of Incident: \_\_\_\_\_  
Location of Incident: 266 North Main St Fall River, Mass

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

As I was traveling on Main St at  
the address listed above, I hit a very  
large hole in the road, please refer to  
report. at that time there was a very  
severe bang located at the right front  
passenger wheel. My car veered to the  
direct right where I was capable  
to park in a proper place, I then  
noticed the police a made a report.

Robert Cousineau 3/28/13

arg + 2 cops Law  
IDPW  
1 cc  
1 city dir

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



CMR CLAIMS DEPARTMENT  
P.O. BOX 60770  
OKLAHOMA CITY, OK 73146-0770  
1-866-887-4066

9

**\*\*\*\*\*NOTICE OF CLAIM\*\*\*\*\***

Date: 03-25-2013

# 13-53

**CERTIFIED MAIL, RETURN RECEIPT REQUESTED**

To: CITY OF FALL RIVER  
CITY CLERKS OFFICE  
ONE GOVERNMENT CENTER  
FALL RIVER, MA 02722

RECEIVED  
2013 APR - 1 P 3: 21  
CITY CLERK  
FALL RIVER, MA

CERTIFIED MAIL# 9171 9690 0935 0002 7686 15

RE: Damage to VERIZON Property

VERIZON Claim Num: MAPR130316  
Damage/Discovery Date: 02-19-2013  
Damage Location: 318 RHODE ISLAND AVE, FALL RIVER, MA  
Damage County: BRISTOL  
Damage Amount: UNDETERMINED

Dear Sir/Madam:

Please be advised that VERIZON Facilities sustained damage as a result of the negligent acts or omissions by employees or agents of CITY OF FALL RIVER.

Investigation has revealed that on or about 02-19-2013 employees or agents of CITY OF FALL RIVER, A CITY OF FALL RIVER PUBLIC WORKS VEHICLE(M88428) STRUCK A UTILITY POLE CAUSING DAMAGE TO VERIZON FACILITIES WHILE BACKING UP in the area of 318 RHODE ISLAND AVE, FALL RIVER, MA.

This letter is the written presentment of VERIZON's claim pursuant to G.L. c. 258, sec. 4.

**REQUEST FOR GOVERNMENTAL NOTICE FORM**

If your Governmental Entity requires the completion of its own form to complete proper notice, please forward a copy to the address listed above. Every good faith effort has been made to identify the proper office and address to perfect our notice. Please forward to your attorney, if misdirected, to contact us. Matters herein stated are alleged on information and belief this pleader believes to be true. If there is insurance to cover this matter, kindly advise as to the name of the insurance company, its address and the claim number assigned. If you have any questions, or need additional information, please contact me at 1-800-321-4158 ext 8232.

Sincerely,  
Holly Finley

CMR Claims DEPT

NOTARY   
Commission Expires



copy + 2 copy Lane  
1 DSP  
1 CC  
1 city clerk

cc

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RECEIVED

2013 APR -1 P 3:27

CITY CLERK # 13-54  
FALL RIVER, MA

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

Attn: City Clerk

To Whom It May Concern,

I would like to put in a claim for damages to my vehicle caused by a pothole on Eastern Ave.

I have enclosed a photo, police report, invoice for tires & invoice for a rental vehicle.  
I had to rent the vehicle as I had no other means of transportation.

Please review and reimburse me for my damages.

Thank you in advance for your help with this matter.

Sincerely,

Manuel Papoula

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

CC

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CLAIM FORM  
City of Fall River, Massachusetts

RECEIVED

2013 APR -2 A 10: 22

Name: JOE MARTINS

Address: 151 AMES ST.  
FALL RIVER, MA 02721

CITY CLERK 13-55  
FALL RIVER, MA

Phone #: 508-672-0313

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

Date of Incident: 3/22/2013

Time of Incident: 5:30 A.M.

Location of Incident: ABOUT 227 AMES.

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

MANHOLE IS STICKING OUT OF PLACE  
AND HUGE POTHOLE NEXT TO IT,  
WHILE GETTING AWAY FROM MANHOLE  
DROVE INTO POTHOLE. IT WAS DARK  
AND POTHOLE WAS NOT VISIBLE AT  
5:30 A.M.

THE STEERING WAS KNOCKED OFF AND  
REAR RIGHT TIRE WAS CUT AND RIM DAMAGED.  
BOTH TIRE AND RIM HAD TO BE REPLACED

orig x 2 copies done  
IDPW  
ICE  
1 copy done

\* Please consult with your own attorney in preparing this Claim Form to understand your legal rights

\* Please file this Claim Form with: City Clerk, One Government Center, 2<sup>nd</sup> Floor, Fall River, MA 02722

MetLife Auto & Home®  
Albany Field Claim Office  
31 British American Boulevard  
Latham, NY 12110  
(800) 854-6011

CC

9

RECEIVED MetLife®

March 25, 2013

2013 APR -1 P 3:27

City Clerks Office  
1 Government Center  
Fall River, MA 02722

CITY CLERK 13-56  
FALL RIVER, MA

Our Customer: Peter Botelho  
Our Claim Number: WBG10681 MT  
Date of Loss: March 22, 2013  
Your Driver: Michael McConnell  
Your Vehicle: 2000 Ford Crown Victoria, MA Reg#: 7676  
Location: Pleasant St, Fall River, MA  
Loss Description: Michael rear ended the vehicle Botelho vehicle  
Amount Paid: Pending

Dear Fall River Police Dept:

Since the investigation of the accident indicates our insured is not at fault, you will need to reimburse us.

*If you have automobile insurance*, please give this information and return this letter in the enclosed envelope:

Your Insurance Company: \_\_\_\_\_  
Insurance Company Address: \_\_\_\_\_  
Policy Number: \_\_\_\_\_  
Claim Number: \_\_\_\_\_

*If you do not have automobile insurance*, please call us immediately to discuss payment of our customer's damages. If you are interested in a flexible payment option, we will offer a monthly payment schedule. **Please include claim number on all payments.**

Thank you.

Sincerely,

Cathy M. Shanteler  
Metropolitan Property and Casualty Insurance Company  
Claim Adjuster  
(800) 854-6011 Ext. 3585  
Fax: (866) 947-0184  
Email: cshanteler@metlife.com

Enclosure: *Return Envelope*

*argy 2 loss for  
1 DPW  
1 CC  
1 City Clerk*

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



CC

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**Allstate**  
You're in good hands.

Roanoke National Subrogation Claim Cntr  
PO BOX 29500  
ROANOKE VA 24018

RECEIVED

2013 APR -2 A 10:42

CITY CLERK 13-57  
FALL RIVER, MA

||||| CITY OF FALL RIVER  
1 GOVERNMENT CTR  
FALL RIVER MA 027227700

March 26, 2013

CLAIM NUMBER: 0276510393 F5T  
DATE OF LOSS: February 13, 2013  
OUR INSURED: ROBERT NUTTALL  
YOUR FILE NUMBER:  
YOUR INSURED:  
ADDRESS:

PHONE NUMBER: 800-776-2615  
FAX NUMBER: --  
OFFICE HOURS: Mon - Fri 8:00 am - 7:00 pm

CITY STATE ZIP: , ,  
LOSS LOCATION: ROBERSON AND NEW BOSTON RD, FALL  
RIVER, , MA  
AMOUNT OF LOSS: \$771.96

**Re: Subrogation Claim Notice**

Dear CITY OF FALL RIVER,

Our investigation indicates your insured was responsible for the loss referenced above.

Please accept this letter as notice of our subrogation claim. Enclosed, you will find copies of the supporting documents for which we are seeking reimbursement. To assist you in your review, the following is a breakdown of our subrogation demand:

Auto Damage (Company Paid):	\$271.96
Rental:	\$
Towing:	\$
Other:	\$
Deductible (Customer Paid):	\$500.00
Salvage Recovery:	\$
Insured Out of Pocket (please send directly to our Insured):	\$

Please forward your payment with our claim number to:

**Allstate Payment Processing Center**  
**P.O. BOX 650271**  
**Dallas, TX 75265 0271**

*arg x 2 copies Law  
IDOW  
LCC  
1 cc Clerk*

0276510393 F5T



CC

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RECEIVED

CLAIM FORM  
City of Fall River, Massachusetts

2013 APR -2 P 2:29

Name: NANCY FERNANDES

CITY CLERK 13-58  
FALL RIVER, MA

Address: 291 COMPOS ST  
SOMERSET MA 08726

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 ABOVE MENTIONED 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 ~~AT~~ 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.

Arg & 2 Cops Law  
1 DPW  
1 CS  
1 City Clerk

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

CC

9

RECEIVED

CLAIM FORM  
City of Fall River, Massachusetts

2013 APR -3 A 10:22

Name: Scott Viveiros

CITY CLERK 13-59  
FALL RIVER, MA

Address: 40 Flynn St  
Fall River MA 02724

Phone #: 508 454 1596

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

Date of Incident: MARCH 7 2013

Time of Incident: 3:00 pm

Location of Incident: 40 Flynn St

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

On the date and time mentioned above  
wastewater was entering through a toilet  
and shower in the basement of my residence.  
A plumber was immediately contacted. Upon  
arrival the plumber determined the problem  
was not with my line and to contact the city.  
I then proceeded to contact the city in which  
they discovered a blockage in the city's line.  
A hydrojet was used to unblock the line.  
In the result of this my basement was ruined.  
A cleanup crew was hired to remove damaged  
flooring, sheetrock, studs, vanity etc. and also  
disinfected the area. All other work was

(Continued on next page)

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

original + 2 copies  
1 water  
1 CC  
1 city club

cc

RECEIVED

2013 MAR 28 P 2:59

9

CLAIM FORM  
City of Fall River, Massachusetts

Name: Linda Cooper

Address: 4046 main Road  
Tiverton, RI 02878

Phone #: 401-924-1118

CITY CLERK  
FALL RIVER, MA

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

Date of Incident: 3/20/2013

Time of Incident: city truck hits my car

Location of Incident: Plymouth avenue, Fall River, MA

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

\* please see attached \*  
photos attached also

any + 2 Cops Law  
ID PW  
ICS  
city clerk

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

10

*CS*

Law Offices of

# MICHAEL A. RUDMAN P.C.

MICHAEL A. RUDMAN

• LICENSED TO PRACTICE IN  
MA STATE & FEDERAL COURT

March 27, 2013

# 13-52

Ms. Alison Bouchard, City Clerk  
City Clerk's Office  
One Government Center  
Fall River, MA 02722

Certified Mail & RRR 7008 0500 0001 1674 2579

## PRESENTMENT LETTER PURSUANT TO M.G.L. c.258, THE MASSACHUSETTS TORT CLAIMS ACT

CITY CLERK  
FALL RIVER, MA

2013 APR - 1 P 3:21

RECEIVED

RE: Claimant:	Shawn Miller
Address:	48 Ruben St., Apt. 1, Fall River, MA
Insured/Your Employee:	Joseph Aguiar-Nutrition Department
Vehicle Identification #:	1FT5E34583HB52587 (2003 Ford F350 Van)
Location of Injury:	Elsbree Street, Fall River, MA
D.O.I.:	07/11/12

Dear Ms. Bouchard,

Please be advised that this firm represents Mr. Shawn Miller for personal injuries sustained in an auto accident dated 7/11/12.

While this is a presentment letter as noted above, I wanted to provide detailed information and all documentation with an eye towards resolving Mr. Miller's claim. At approximately 8:00 a.m. on that date, Mr. Miller was a passenger in a vehicle operated by Carlos Rodriguez. Mr. Rodriguez was traveling on Elsbree St. when a van/school bus operated by Joseph Aguiar turned abruptly to the right, forcing the Rodriguez/Miller vehicle to take evasive action to avoid a collision. The Rodriguez/Miller vehicle, traveling at 15-20 mph, struck a curb.

As a result of the incident, Mr. Miller's body shot right and then forwards and backwards. His body struck the passenger door and his head struck the window. Mr. Miller suffered injuries/symptoms to his head, neck, right shoulder, low back pain, and elbow. He also suffered post-traumatic headaches. Mr. Miller presented to Charlton Memorial Hospital in Fall River and followed up with further treatment.

Mr. Miller's treatment and the associated treatment expenses are as follows;

Southcoast Hospital/Charlton Memorial Hospital

*any v 2 cops Law  
1 School Ops  
icc  
1 City Clerk*



TEL: (508) 679-5511  
FAX: (508) 672-3871

Email: rudmanpc@aol.com

11

CITY OF FALL RIVER  
OFFICE OF THE CITY CLERK

To the City Council:

Application for permit to place or maintain a structure or device on or over a public way.

Name of Applicant: EZEQUIEL CORDEIRO / NOEMIA SOUSA

Name of Business (if applicable): INTERNATIONAL JEWELERS

Address: 1492 PLEASANT ST. FALL RIVER, MA  
Street City State

Phone: 508 674 9633

Type of structure or device: NEW SIGN

Description (include dimensions): REPLACE OLD SIGN  
4' X 5' SIGN REPLACEMENT

Location: 1492 PLEASANT ST. FALL RIVER

Dates: PERMANENT

The applicant agrees to maintain this structure or device in accordance with the requirements of the Building Inspector and the City Council and that this permit may be revoked at the pleasure of the City Council.

Signature of Applicant *Noemia Sousa*  
Date 3/26/13

1.  (approve) the issuance of this permit.  
 (disapprove)

*[Signature]* 3/26/2013  
Building Inspector Date

2. In City Council, \_\_\_\_\_  
Date

Permit (approved )  
(disapproved)

OFFICE USE ONLY  
 Fee Paid

Alison M. Bouchard  
City Clerk

12

-----Original Message-----

From: LSullivan@globalp.com [mailto:LSullivan@globalp.com]  
Sent: Monday, March 25, 2013 1:46 PM  
To: Alison Bouchard  
Cc: lindacitycouncil@verizon.net  
Subject: Community Choice Aggregation

RECEIVED  
2013 MAR 25 P 1:55  
CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

Good morning Ms. Bouchard:

At the suggestion of Councillor Pereira, I am writing to request to be placed on the agenda for a City Council meeting in order to present a proposal to the Council which will provide lower electric power rates for the residents and commercial businesses in Fall River who are not currently purchasing their power from Electric Service Providers.

Our brief presentation of approximately 25 minutes outlines in detail a proposal to initiate a Community Choice Aggregation program. Community Choice Aggregation is a program developed by the Commonwealth of Massachusetts Department of Energy and Environmental Affairs which requires the approval of the Mayor and City Council. To implement our proposal will require no additional cost to the city and no additional staff or personnel. Highlights of presentation include:

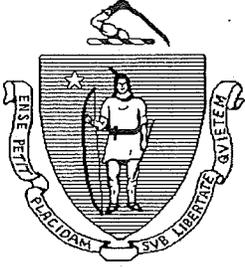
- Global's willingness to analyze the city's electric power load and develop an "indicative" rate from a sample of electric power suppliers, all at no cost to the city. This "rate test" would be done prior to initiating any town or state approval processes.
- With proof of a viable "indicative" rate providing a minimum of 7% savings for the residents and businesses of Fall River, Global would develop, present and execute a Community Choice Aggregation program under the direction of the city management, at no cost to the city.
- A review of proposed marketing efforts.
- Year I estimate of savings to the residents and businesses of Fall River (which would be put back into the local economy) is estimated to be at a minimum \$5,680,592 which could include an increase in the percentage of "green" power being delivered to the town.

I am looking forward to presenting our proposal to you and the City Council and being able to discuss in more detail how we can best implement this potentially very beneficial program for to the citizens and residents of Fall River.

Looking forward to hearing from you.

Regards,  
Leo Sullivan

Leo D. Sullivan  
Phone: 508 278-0083  
Fax: 781 398-7258



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The Commonwealth of Massachusetts

2013 MAR 22 A 11:44

CITY CLERK DEPARTMENT OF PUBLIC UTILITIES  
FALL RIVER, MA

D.P.U. 13-59

March 18, 2013

Petition of Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid to the Department of Public Utilities for Approval of Storm Fund Replenishment.

NOTICE OF FILING AND PUBLIC HEARING

On March 5, 2013, Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid ("Company") filed a petition with the Department of Public Utilities ("Department") for approval to collect funds necessary to replenish the Company's storm fund balance consistent with the terms of Massachusetts Electric Company and Nantucket Electric Company d/b/a National Grid, D.P.U. 09-39 (2009). Specifically, the Company is requesting permission to collect \$40 million annually over a period of up to five years (\$200 million total) to replenish the Company's storm fund, which has been substantially affected by storm costs incurred between 2010 and February 2013. According to the Company, incremental storm restoration costs are currently estimated to total \$226 million net of the threshold deductible of \$1.25 million per event. The Company further states that its request is not intended to represent a request for approval of actual storm costs to be charged to the storm fund, as recovery of actual storm costs will be subject to Department approval in a separate proceeding. In making this request, the Company states that starting storm cost recovery on May 1, 2013, and spreading recovery over a five-year period, will benefit customers by reducing deferred storm recovery costs while also mitigating the bill impacts on customers. The Department has docketed this matter as D.P.U. 13-59.

The Department will conduct a public hearing to receive comments on the Company's petition. The hearing will take place on **Friday, April 12, 2013, at 2:00 p.m.** at the Department's offices, One South Station, 5<sup>th</sup> Floor, Boston, Massachusetts 02110. A procedural conference will follow immediately thereafter. The petition and accompanying exhibits are available for inspection at the offices of National Grid, 40 Sylvan Road, Waltham, Massachusetts and at the Department's offices, Monday through Friday, between the hours of 9:00 A.M. and 5:00 P.M. In addition, the filing is available on the Department's website at <http://www.mass.gov/dpu>.

Any person who desires to file written comments or to participate otherwise in this proceeding shall file an original and two (2) copies of such written comments or petition for leave to intervene in the proceeding with Mark D. Marini, Secretary, Department of Public Utilities, One South Station, Boston, Massachusetts, 02110, no later than 5:00 p.m. on **Friday, April 5, 2013**, and serve one copy on counsel for the Company, Alexandra E. Blackmore, National Grid, 40 Sylvan Road, Waltham, Massachusetts 02451.

A petition for leave to intervene must satisfy the timing and substantive requirements of 220 C.M.R. § 1.03. Receipt by the Department, not mailing, constitutes filing and determines whether a petition has been timely filed. A petition filed late may be disallowed as untimely, unless good cause is shown for waiver under 220 C.M.R. § 1.01(4). To be allowed, a petition under 220 C.M.R. § 1.03(1) must satisfy the standing requirements of G.L. c. 30A, § 10.

All documents should also be submitted to the Department in electronic format using one of the following methods: (1) by e-mail attachment to [dpu.efiling@state.ma.us](mailto:dpu.efiling@state.ma.us) and the hearing officer [[laurie.e.weisman@state.ma.us](mailto:laurie.e.weisman@state.ma.us)]; or (2) on a CD-ROM. The text of the e-mail or CD-ROM must specify: (1) the docket number of the proceeding (D.P.U. 13-59); (2) the name of the person or company submitting the filing; and (3) a brief descriptive title of the document. The electronic filing should also include the name, title, and telephone number of a person to contact in the event of questions about the filing. All documents submitted in electronic format will be posted on the Department's website: <http://www.mass.gov/dpu>.

Any person desiring further information regarding the Company's filing may contact counsel for the Company, Alexandra E. Blackmore, National Grid, 40 Sylvan Road, Waltham, Massachusetts 02451, 781-907-1849. Any person desiring further information regarding this notice may contact Laurie Ellen Weisman, Hearing Officer, Department of Public Utilities, One South Station, Boston, Massachusetts, 02110, (617) 305-3500.