



City of Fall River Massachusetts
Office of the City Clerk

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2015 NOV 25 P 1:36

CITY CLERK
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

AGENDA

INÈS LEITE
ASSISTANT CITY CLERK

The following meetings have been scheduled for Tuesday, December 1, 2015:

5:30 PM Public Hearing – Tax Classification

To hear all persons interested and wishing to be heard on the question of adoption of the percentage of the local tax levy to be borne by each class of real property, as defined in Section 2A of Chapter 59 of the General Laws, and personal property for Fiscal Year 2016.

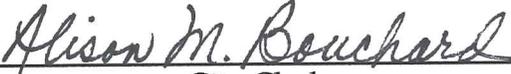
6:00 PM City Council Committee on Finance (to immediately follow Public Hearing if meeting runs past 6:00 PM)

1. Transfers and appropriations (see #1 below)
2. Reso. – Admin. reconsider closing of switchboard (ad. 8-12-14)
3. Reso. – Traffic Cmsn. discuss traffic patterns in downtown area (ad. 4-9-13)
4. Comm. – Community Choice Aggregation (ref. 5-28-13)
5. Comm. – Asst. Corp. Counsel re Workers' Compensation Claims (ref. 7-9-13)
6. Reso. – Admin. provide update on Dominion Energy (tabled 12-23-13)
7. Comm. – Fall River Contributory Retirement Bd. – 2015 Budget (ref. 10-28-14)
8. Comm. – Mayor re revised Capital Plan (tabled 9-23-14)
9. Reso. – Admin. of Public Utilities provide update on performance reviews for Water and Sewer Divisions (ad. 12-17-13)

7:00 PM Special Meeting of the City Council (to immediately follow Committee on Finance meeting if meeting runs past 7:00 PM)

1. *Transfers and appropriations (see #1 in Finance)
2. Order – Fiscal Year 2016 Tax Factor
3. Order – Fiscal Year 2016 Tax Levy
4. *Street opening request for 145/147 Fourth Street – install utility service
5. Drainlayer's licenses
6. Order – Police Chief's report on licenses
7. *Order – Cancellation of future meeting
8. *Reso. – Com. on Public Safety discuss Quequechan Street exit at Walmart Supercenter
9. *Committee Report – Resolution re condition of Kilburn Street Mill

Meetings will be held in the City Council Chamber, One Government Center.

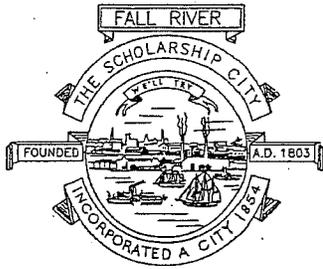


City Clerk

ADA Coordinator: Gary P. Howayeck, Esq. 508-324-2650

One Government Center • Fall River, MA 02722

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City of Fall River
Massachusetts
Department of Financial Services
TREASURER • COLLECTOR • AUDITOR • ASSESSOR

Board of Assessors

C. SAMUEL SUTTER
Mayor

BRADFORD L. KILBY, ESQ.
Administrator of Assessing

November 25, 2015

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

RE: 2016 FISCAL YEAR TAX FACTOR

Dear Mayor Sutter and Councilors:

The public hearing concerning the classification of property within the City of Fall River has been scheduled for Tuesday, December 1 at 5:30 p.m. within the City Council Chambers. The hearing will be held in order to establish a tax factor. If a tax factor of 1.00 were established, Fall River would have an approximate single tax rate of \$17.24 for fiscal year 2016. The single rate would apply to all residential, commercial, industrial and personal property. The classification hearing is a process that allows a reallocation of the percentage of the local tax levy to be borne by each class property.

Legislation mandates that the tax factor cannot exceed 1.75. As the factor increases from 1.00 to 1.75, the residential rate declines and therefore, the commercial, industrial and personal property (C.I.P.) tax rate increases.

A copy of the various rates that would result from tax factors ranging from 1.00 to 1.75 have been attached to this letter for your review.

Before any tax factor can be utilized, it must be adopted by the City Council and approved by the Mayor. If any additional information is required, please feel free to contact the Assessors Office.

Very truly yours,

Bradford L. Kilby, Esq.,
Administrator of Assessing

Enclosure

What If...Scenario Worksheet

CLASS	VALUE	%	
Res	3,998,537,645	76.7250%	R & O %
O S	0	0.0000%	76.7250%
Com	709,790,064	13.6196%	
Ind	320,149,648	6.1431%	CIP %
PP	183,039,060	3.5122%	23.2750%
Total	5,211,516,417	100.0000%	

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CLASSIFICATION OPTIONS

- Residential Exempt
- Small Commercial Exemption

LEVY

- \$89,855,123 Estimated Levy
- 17.24 Single Tax Rate

Note:
 This table should be used for planning purposes only. Actual calculations may differ slightly due to rounding. For actual calculations, complete Recap.

CIP Shift	Res Factor	Share Percentages						Levy Amounts						Estimated Tax Rates				
		Res	O S	Com	Ind	PP	Total	Res	O S	Com	Ind	PP	Total	Res	O S	Com	Ind	PP
1.01	99.6966	76.4923	0.0000	13.7558	6.2046	3.5473	100.0000	68,732,234	0	12,360,329	5,575,106	3,187,454	89,855,123	17.19		17.41	17.41	17.41
1.02	99.3933	76.2595	0.0000	13.8920	6.2660	3.5824	100.0000	68,523,097	0	12,482,708	5,630,305	3,219,013	89,855,123	17.14		17.59	17.59	17.59
1.03	99.0899	76.0268	0.0000	14.0282	6.3274	3.6176	100.0000	68,313,959	0	12,605,088	5,685,504	3,250,572	89,855,123	17.08		17.76	17.76	17.76
1.04	98.7866	75.7940	0.0000	14.1644	6.3888	3.6527	100.0000	68,104,822	0	12,727,467	5,740,703	3,282,131	89,855,123	17.03		17.93	17.93	17.93
1.05	98.4832	75.5613	0.0000	14.3006	6.4503	3.6878	100.0000	67,895,684	0	12,849,847	5,795,902	3,313,689	89,855,123	16.98		18.10	18.10	18.10
1.06	98.1799	75.3285	0.0000	14.4368	6.5117	3.7229	100.0000	67,686,547	0	12,972,226	5,851,101	3,345,248	89,855,123	16.93		18.28	18.28	18.28
1.07	97.8765	75.0958	0.0000	14.5730	6.5731	3.7581	100.0000	67,477,409	0	13,094,606	5,906,300	3,376,807	89,855,123	16.88		18.45	18.45	18.45
1.08	97.5732	74.8630	0.0000	14.7092	6.6346	3.7932	100.0000	67,268,272	0	13,216,985	5,961,500	3,408,366	89,855,123	16.82		18.62	18.62	18.62
1.09	97.2698	74.6303	0.0000	14.8454	6.6960	3.8283	100.0000	67,059,134	0	13,339,365	6,016,699	3,439,925	89,855,123	16.77		18.79	18.79	18.79
1.10	96.9664	74.3975	0.0000	14.9816	6.7574	3.8634	100.0000	66,849,997	0	13,461,744	6,071,898	3,471,484	89,855,123	16.72		18.97	18.97	18.97
1.11	96.6631	74.1648	0.0000	15.1178	6.8189	3.8985	100.0000	66,640,859	0	13,584,124	6,127,097	3,503,043	89,855,123	16.67		19.14	19.14	19.14
1.12	96.3597	73.9320	0.0000	15.2540	6.8803	3.9337	100.0000	66,431,722	0	13,706,503	6,182,296	3,534,602	89,855,123	16.61		19.31	19.31	19.31
1.13	96.0564	73.6993	0.0000	15.3902	6.9417	3.9688	100.0000	66,222,584	0	13,828,883	6,237,495	3,566,161	89,855,123	16.56		19.48	19.48	19.48
1.14	95.7530	73.4665	0.0000	15.5264	7.0032	4.0039	100.0000	66,013,447	0	13,951,262	6,292,694	3,597,720	89,855,123	16.51		19.66	19.66	19.66
1.15	95.4497	73.2338	0.0000	15.6626	7.0646	4.0390	100.0000	65,804,309	0	14,073,642	6,347,893	3,629,279	89,855,123	16.46		19.83	19.83	19.83
1.16	95.1463	73.0010	0.0000	15.7988	7.1260	4.0742	100.0000	65,595,172	0	14,196,021	6,403,092	3,660,838	89,855,123	16.40		20.00	20.00	20.00
1.17	94.8430	72.7683	0.0000	15.9350	7.1874	4.1093	100.0000	65,386,034	0	14,318,401	6,458,291	3,692,397	89,855,123	16.35		20.17	20.17	20.17
1.18	94.5396	72.5355	0.0000	16.0712	7.2489	4.1444	100.0000	65,176,897	0	14,440,780	6,513,490	3,723,956	89,855,123	16.30		20.35	20.35	20.35
1.19	94.2362	72.3028	0.0000	16.2074	7.3103	4.1795	100.0000	64,967,759	0	14,563,160	6,568,689	3,755,515	89,855,123	16.25		20.52	20.52	20.52
1.20	93.9329	72.0700	0.0000	16.3436	7.3717	4.2146	100.0000	64,758,622	0	14,685,539	6,623,888	3,787,074	89,855,123	16.20		20.69	20.69	20.69
1.21	93.6295	71.8373	0.0000	16.4798	7.4332	4.2498	100.0000	64,549,484	0	14,807,919	6,679,087	3,818,633	89,855,123	16.14		20.86	20.86	20.86
1.22	93.3262	71.6045	0.0000	16.6160	7.4946	4.2849	100.0000	64,340,347	0	14,930,298	6,734,287	3,850,192	89,855,123	16.09		21.03	21.03	21.03
1.23	93.0228	71.3718	0.0000	16.7522	7.5560	4.3200	100.0000	64,131,209	0	15,052,678	6,789,486	3,881,751	89,855,123	16.04		21.21	21.21	21.21
1.24	92.7195	71.1390	0.0000	16.8884	7.6175	4.3551	100.0000	63,922,072	0	15,175,057	6,844,685	3,913,309	89,855,123	15.99		21.38	21.38	21.38
1.25	92.4161	70.9063	0.0000	17.0246	7.6789	4.3903	100.0000	63,712,934	0	15,297,437	6,899,884	3,944,868	89,855,123	15.93		21.55	21.55	21.55

What If...Scenario Worksheet

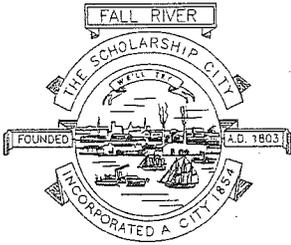
CIP Shift	Res Factor	Share Percentages						Levy Amounts						Estimated Tax Rates				
		Res	O S	Com	Ind	PP	Total	Res	O S	Com	Ind	PP	Total	Res	O S	Com	Ind	PP
1.26	92.1128	70.6735	0.0000	17.1608	7.7403	4.4254	100.0000	63,503,797	0	15,419,816	6,955,083	3,976,427	89,855,123	15.88		21.72	21.72	21.72
1.27	91.8094	70.4408	0.0000	17.2969	7.8018	4.4605	100.0000	63,294,659	0	15,542,196	7,010,282	4,007,986	89,855,123	15.83		21.90	21.90	21.90
1.28	91.5060	70.2080	0.0000	17.4331	7.8632	4.4956	100.0000	63,085,522	0	15,664,575	7,065,481	4,039,545	89,855,123	15.78		22.07	22.07	22.07
1.29	91.2027	69.9753	0.0000	17.5693	7.9246	4.5307	100.0000	62,876,384	0	15,786,955	7,120,680	4,071,104	89,855,123	15.72		22.24	22.24	22.24
1.30	90.8993	69.7425	0.0000	17.7055	7.9861	4.5659	100.0000	62,667,247	0	15,909,334	7,175,879	4,102,663	89,855,123	15.67		22.41	22.41	22.41
1.31	90.5960	69.5098	0.0000	17.8417	8.0475	4.6010	100.0000	62,458,109	0	16,031,714	7,231,078	4,134,222	89,855,123	15.62		22.59	22.59	22.59
1.32	90.2926	69.2770	0.0000	17.9779	8.1089	4.6361	100.0000	62,248,972	0	16,154,093	7,286,277	4,165,781	89,855,123	15.57		22.76	22.76	22.76
1.33	89.9893	69.0443	0.0000	18.1141	8.1703	4.6712	100.0000	62,039,834	0	16,276,473	7,341,476	4,197,340	89,855,123	15.52		22.93	22.93	22.93
1.34	89.6859	68.8115	0.0000	18.2503	8.2318	4.7064	100.0000	61,830,697	0	16,398,852	7,396,675	4,228,899	89,855,123	15.46		23.10	23.10	23.10
1.35	89.3826	68.5788	0.0000	18.3865	8.2932	4.7415	100.0000	61,621,559	0	16,521,232	7,451,874	4,260,458	89,855,123	15.41		23.28	23.28	23.28
1.36	89.0792	68.3460	0.0000	18.5227	8.3546	4.7766	100.0000	61,412,422	0	16,643,611	7,507,074	4,292,017	89,855,123	15.36		23.45	23.45	23.45
1.37	88.7758	68.1133	0.0000	18.6589	8.4161	4.8117	100.0000	61,203,284	0	16,765,990	7,562,273	4,323,576	89,855,123	15.31		23.62	23.62	23.62
1.38	88.4725	67.8805	0.0000	18.7951	8.4775	4.8468	100.0000	60,994,147	0	16,888,370	7,617,472	4,355,135	89,855,123	15.25		23.79	23.79	23.79
1.39	88.1691	67.6478	0.0000	18.9313	8.5389	4.8820	100.0000	60,785,009	0	17,010,749	7,672,671	4,386,694	89,855,123	15.20		23.97	23.97	23.97
1.40	87.8658	67.4150	0.0000	19.0675	8.6004	4.9171	100.0000	60,575,872	0	17,133,129	7,727,870	4,418,253	89,855,123	15.15		24.14	24.14	24.14
1.41	87.5624	67.1823	0.0000	19.2037	8.6618	4.9522	100.0000	60,366,734	0	17,255,508	7,783,069	4,449,812	89,855,123	15.10		24.31	24.31	24.31
1.42	87.2591	66.9495	0.0000	19.3399	8.7232	4.9873	100.0000	60,157,597	0	17,377,888	7,838,268	4,481,371	89,855,123	15.04		24.48	24.48	24.48
1.43	86.9557	66.7168	0.0000	19.4761	8.7847	5.0225	100.0000	59,948,459	0	17,500,267	7,893,467	4,512,929	89,855,123	14.99		24.66	24.66	24.66
1.44	86.6524	66.4840	0.0000	19.6123	8.8461	5.0576	100.0000	59,739,322	0	17,622,647	7,948,666	4,544,488	89,855,123	14.94		24.83	24.83	24.83
1.45	86.3490	66.2513	0.0000	19.7485	8.9075	5.0927	100.0000	59,530,184	0	17,745,026	8,003,865	4,576,047	89,855,123	14.89		25.00	25.00	25.00
1.46	86.0456	66.0185	0.0000	19.8847	8.9690	5.1278	100.0000	59,321,047	0	17,867,406	8,059,064	4,607,606	89,855,123	14.84		25.17	25.17	25.17
1.47	85.7423	65.7858	0.0000	20.0209	9.0304	5.1629	100.0000	59,111,909	0	17,989,785	8,114,263	4,639,165	89,855,123	14.78		25.35	25.35	25.35
1.48	85.4389	65.5530	0.0000	20.1571	9.0918	5.1981	100.0000	58,902,771	0	18,112,165	8,169,462	4,670,724	89,855,123	14.73		25.52	25.52	25.52
1.49	85.1356	65.3203	0.0000	20.2933	9.1532	5.2332	100.0000	58,693,634	0	18,234,544	8,224,661	4,702,283	89,855,123	14.68		25.69	25.69	25.69
1.50	84.8322	65.0875	0.0000	20.4295	9.2147	5.2683	100.0000	58,484,496	0	18,356,924	8,279,861	4,733,842	89,855,123	14.63		25.86	25.86	25.86

What If...Scenario Worksheet

CIP Shift	Res Factor	Share Percentages						Levy Amounts						Estimated Tax Rates				
		Res	O S	Com	Ind	PP	Total	Res	O S	Com	Ind	PP	Total	Res	O S	Com	Ind	PP
1.51	84.5289	64.8548	0.0000	20.5657	9.2761	5.3034	100.0000	58,275,359	0	18,479,303	8,335,060	4,765,401	89,855,123	14.57		26.03	26.03	26.03
1.52	84.2255	64.6220	0.0000	20.7019	9.3375	5.3385	100.0000	58,066,221	0	18,601,683	8,390,259	4,796,960	89,855,123	14.52		26.21	26.21	26.21
1.53	83.9222	64.3893	0.0000	20.8381	9.3990	5.3737	100.0000	57,857,084	0	18,724,062	8,445,458	4,828,519	89,855,123	14.47		26.38	26.38	26.38
1.54	83.6188	64.1565	0.0000	20.9743	9.4604	5.4088	100.0000	57,647,946	0	18,846,442	8,500,657	4,860,078	89,855,123	14.42		26.55	26.55	26.55
1.55	83.3154	63.9238	0.0000	21.1105	9.5218	5.4439	100.0000	57,438,809	0	18,968,821	8,555,856	4,891,637	89,855,123	14.36		26.72	26.72	26.72
1.56	83.0121	63.6911	0.0000	21.2466	9.5833	5.4790	100.0000	57,229,671	0	19,091,201	8,611,055	4,923,196	89,855,123	14.31		26.90	26.90	26.90
1.57	82.7087	63.4583	0.0000	21.3828	9.6447	5.5142	100.0000	57,020,534	0	19,213,580	8,666,254	4,954,755	89,855,123	14.26		27.07	27.07	27.07
1.58	82.4054	63.2256	0.0000	21.5190	9.7061	5.5493	100.0000	56,811,396	0	19,335,960	8,721,453	4,986,314	89,855,123	14.21		27.24	27.24	27.24
1.59	82.1020	62.9928	0.0000	21.6552	9.7676	5.5844	100.0000	56,602,259	0	19,458,339	8,776,652	5,017,873	89,855,123	14.16		27.41	27.41	27.41
1.60	81.7987	62.7601	0.0000	21.7914	9.8290	5.6195	100.0000	56,393,121	0	19,580,719	8,831,851	5,049,432	89,855,123	14.10		27.59	27.59	27.59
1.61	81.4953	62.5273	0.0000	21.9276	9.8904	5.6546	100.0000	56,183,984	0	19,703,098	8,887,050	5,080,991	89,855,123	14.05		27.76	27.76	27.76
1.62	81.1920	62.2946	0.0000	22.0638	9.9519	5.6898	100.0000	55,974,846	0	19,825,478	8,942,249	5,112,549	89,855,123	14.00		27.93	27.93	27.93
1.63	80.8886	62.0618	0.0000	22.2000	10.0133	5.7249	100.0000	55,765,709	0	19,947,857	8,997,448	5,144,108	89,855,123	13.95		28.10	28.10	28.10
1.64	80.5852	61.8291	0.0000	22.3362	10.0747	5.7600	100.0000	55,556,571	0	20,070,237	9,052,647	5,175,667	89,855,123	13.89		28.28	28.28	28.28
1.65	80.2819	61.5963	0.0000	22.4724	10.1361	5.7951	100.0000	55,347,434	0	20,192,616	9,107,847	5,207,226	89,855,123	13.84		28.45	28.45	28.45
1.66	79.9785	61.3636	0.0000	22.6086	10.1976	5.8303	100.0000	55,138,296	0	20,314,996	9,163,046	5,238,785	89,855,123	13.79		28.62	28.62	28.62
1.67	79.6752	61.1308	0.0000	22.7448	10.2590	5.8654	100.0000	54,929,159	0	20,437,375	9,218,245	5,270,344	89,855,123	13.74		28.79	28.79	28.79
1.68	79.3718	60.8981	0.0000	22.8810	10.3204	5.9005	100.0000	54,720,021	0	20,559,755	9,273,444	5,301,903	89,855,123	13.69		28.97	28.97	28.97
1.69	79.0685	60.6653	0.0000	23.0172	10.3819	5.9356	100.0000	54,510,884	0	20,682,134	9,328,643	5,333,462	89,855,123	13.63		29.14	29.14	29.14
1.70	78.7651	60.4326	0.0000	23.1534	10.4433	5.9707	100.0000	54,301,746	0	20,804,514	9,383,842	5,365,021	89,855,123	13.58		29.31	29.31	29.31
1.71	78.4618	60.1998	0.0000	23.2896	10.5047	6.0059	100.0000	54,092,609	0	20,926,893	9,439,041	5,396,580	89,855,123	13.53		29.48	29.48	29.48
1.72	78.1584	59.9671	0.0000	23.4258	10.5662	6.0410	100.0000	53,883,471	0	21,049,273	9,494,240	5,428,139	89,855,123	13.48		29.66	29.66	29.66
1.73	77.8550	59.7343	0.0000	23.5620	10.6276	6.0761	100.0000	53,674,334	0	21,171,652	9,549,439	5,459,698	89,855,123	13.42		29.83	29.83	29.83
1.74	77.5517	59.5016	0.0000	23.6982	10.6890	6.1112	100.0000	53,465,196	0	21,294,032	9,604,638	5,491,257	89,855,123	13.37		30.00	30.00	30.00
1.75	77.2483	59.2688	0.0000	23.8344	10.7505	6.1464	100.0000	53,256,059	0	21,416,411	9,659,837	5,522,816	89,855,123	13.32		30.17	30.17	30.17

What If...Scenario Worksheet

CIP Shift	Res Factor	Share Percentages					Levy Amounts					Estimated Tax Rates				
		Res	O S	Com	Ind	PP	Total	Res	O S	Com	Ind	PP	Total	Res	O S	Com



C. SAMUEL SUTTER
Mayor

City of Fall River
Massachusetts
Office of the Mayor

Finance 1

RECEIVED

2015 NOV 24 P 4:25

CITY CLERK
FALL RIVER, MA

November 24, 2015

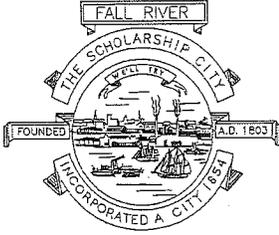
The Honorable City Council
City of Fall River
One Government Center
Fall River, MA 02722

Dear Honorable Council Members

This letter is a request through you to the City Council to appropriate the sum of \$705,857.00 of anticipated National Grid rebate funds of which \$211,757.00 has already been received. These funds will allow the Department of Community Maintenance to continue the retro-fitting of all streetlights and decorative fixtures throughout the City.

Sincerely,

C. Samuel Sutter,
Mayor



**City of Fall River
Massachusetts**

Department of Community Maintenance
CEMETERIES • MUNICIPAL BUILDINGS • PARKS • SANITATION • ENGINEERING
STREETS & HIGHWAYS • TRAFFIC & PARKING • VEHICLES

C. SAMUEL SUTTER
Mayor

KENNETH C. PACHECO
Director

November 24, 2015

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

RECEIVED
2015 NOV 24 P 4: 25
CITY CLERK
FALL RIVER, MA

Dear Mayor Sutter:

This letter is a request through you to the City Council to appropriate the sum of \$705,857.00 of anticipated National Grid rebate funds of which \$211,757.00 has already been received. These funds will allow the Department of Community Maintenance to continue the retro-fitting of all streetlights and decorative fixtures throughout the City.

Sincerely,

Kenneth C. Pacheco
Director of Community Maintenance

City of Fall River, In City Council

December 1, 2015

ORDERED, that under the provisions of Massachusetts General Laws, Chapter 44, Section 53 E ½, the City of Fall River by vote of the City Council, hereby establish a Special Revenue Account to receive Energy Rebates from the Energy Efficiency upgrades and spend up to \$ 211,757.00 on additional Energy Efficiency upgrades.

City of Fall River, *In City Council*

2
Finance

(Councilor Raymond A. Mitchell)

WHEREAS, the information center and switchboard in the Government Center lobby is scheduled to permanently close in August 2014, and

WHEREAS, most people entering Government Center visit this area for questions and guidance, and

WHEREAS, the cafeteria is closed and still vacant, and

WHEREAS, new restrooms in the lobby are almost completed and will be open to the public soon, and

WHEREAS, leaving the lobby of Government Center without a visible presence of any employee poses a public safety concern to all employees and visitors in the building, now therefore

BE IT RESOLVED, that the Administration reconsider the closing of the switchboard area in Government Center.

CITY OF FALL RIVER
IN CITY COUNCIL
AUG 12 2014

Referred to the Committee
on Finance

City of Fall River, *In City Council*

Finance 3

(Councilor Raymond Mitchell)

BE IT RESOLVED, that the Traffic Commission be invited to a future meeting of the Committee on Finance to discuss traffic patterns in the downtown area.

In City Council, April 9, 2013
Adopted.

A true copy. Attest:

Alison M. Bouchard

City Clerk

Finance 4

-----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
147 Chapel St.
Oxford, MA
Leo D. Sullivan
Phone: 508 278-0083
Fax: 781 398-7258

CITY OF FALL RIVER
IN CITY COUNCIL
MAY 28 2013

Referred to the
Committee on Finance

CITY OF FALL RIVER
IN CITY COUNCIL
APR 09 2013

Referred to the Committee
on Public Works and
Transportation

Finance 5

CITY OF FALL RIVER

To the City Council

Councillors:

The Committee on Public Safety, at a meeting held on June 26, 2013, voted unanimously to recommend that the accompanying communication be referred to the Committee on Finance, with Councilor Casey absent and not voting.

Collen A. Taylor
Clerk of Committees

CITY OF FALL RIVER

To the City Council

Councilors:

The Committee on Finance, at a meeting held on July 17, 2012, voted unanimously to recommend that the accompanying communication be referred to the Committee on Public Safety.


City Clerk

City of Fall River
Office of the Corporation Counsel

WILLIAM A. FLANAGAN
Mayor

STEVEN A. TORRES
Corporation Counsel



ELIZABETH SOUSA
First Assistant Corporation Counsel

GARY P. HOWAYECK
Assistant Corporation Counsel

Christy M. DiOrio
Assistant Corporation Counsel

July 12, 2012

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

RE: Workers' Compensation Cases

Dear Honorable Members of the Council:

Enclosed please find information pertaining to your request regarding active Workers' Compensation cases for the City of Fall River. I look forward to discussing this matter with you.

Very truly yours,

Gary P. Howayeck, Esq.
Assistant Corporation Counsel

CITY CLERK
FALL RIVER, MA

2012 JUL 12 P 4: 14

RECEIVED

**CITY OF FALL RIVER
IN CITY COUNCIL**

July 17, 2012
apd placed on file

RECEIVED

2012 JUL 12 P 4: 15

CITY CLERK
FALL RIVER, MA

Handwritten: 1/17/12

	A	B	C	D	E	F	G	H
1	Year&File#	Injury	DOI	Dept	Sts	AWW	Benefit	Comp Rate
2	201100055	FACE, NEC	11/7/2011	Schoo	OPN			
3	200600077	BACK	12/5/2006	Schoo	OPN	\$283.90	35	45%
4	200600018	MULTIPLE PARTS	8/16/2006	Schoo	OPN			
5	201100060	LOWER LEG(S)	11/18/2011	Schoo	OPN	\$1,731.14	34	60%
6	201000157	SHOULDER(S)	5/9/2011	DPW	OPN	\$608.70	34	60%
7	201000084	MULTIPLE PARTS	1/4/2011	Schoo	OPN	\$351.54	35	
8	201100036	KNEE(S)	10/14/2011	Schoo	OPN			
9	200800088	MULTIPLE PARTS	10/29/2008	Sch B	OPN	\$808.30	35	45%
10	200700067	SHOULDER(S)	10/24/2007	Sch B	OPN	\$770.16	35	45%
11	201100100	MULTIPLE PARTS	1/17/2012	Schoo	OPN			
12	201000145	ARM(S), MULTIPLE	4/25/2011	Schoo	OPN	\$1,271.45	34	60%
13	201100109	FINGER(S)	1/31/2012	DPW	OPN			
14	200500116	BACK	10/10/1991	Water	OPN			
15	200500119	BACK	2/25/2005	Sch B	OPN	\$843.02	34	60%
16	201000187	MULTIPLE PARTS	6/16/2011	Schoo	OPN			
17	201000067	FOOT OR FEET	11/3/2010	Schoo	OPN	\$1,224.13	34	60%
18	201100030	FINGER(S)	10/3/2011	DPW	OPN	\$919.04	34	60%
19	201100045	BACK	11/1/2011	DPW	OPN	\$920.71	34	60%
20	201100117	BODY SYSTEM	2/21/2012	DPW	OPN			
21	200500040	BACK	3/2/2004	Sch B	OPN	\$450.00	34	60%
22	201100122	BACK	2/25/2012	EMS	NEW	\$1,231.40	34	60%
23	201100087	EYE(S)	1/6/2012	Wat M	OPN			
24	200500023	HEAD, MULTIPLE	6/19/1989	DPW	OPN	\$306.99	31	
25	200800206	MULTIPLE PARTS	5/5/2009	DPW	OPN	\$637.24	34	60%
26	201000184	UPPER EXTRE.,MULTI	6/16/2011	Sch B	OPN	\$1,342.65	35	45%
27	200700160	BACK	2/25/2008	Sch B	OPN	\$693.78	35	45%
28	201000103	NECK & CERVICAL VE	R 1/12/2011	DPW	OPN			
29	200900110	MULTIPLE PARTS	2/12/2010	Polic	OPN	\$222.65	35	45%
30	200700230	BACK	6/5/2008	EMS	OPN	\$1,109.96	35	45%
31	201000045	MULTIPLE PARTS	9/14/2010	Schoo	OPN	\$372.09	34	60%
32	201100129	MULTIPLE PARTS	3/15/2012	Schoo	NEW			
33	201100133	BACK	2/15/2012	Schoo	NEW			

	A	B	C	D	E	F	G	H
1	Year&File#	Injury	DOI	Dept	Sts	AWW	Benefit	Comp Rate
34	201100078	HEAD	12/20/2011	Schoo	OPN	\$2,185.58	34	60%
35	201000042	MULTIPLE PARTS	10/14/2010	COA	OPN	\$587.36	35	45%
36	201100120	MULTIPLE PARTS	2/27/2012	Schoo	NEW			
37	201000017	MULTIPLE PARTS	9/1/2010	Park	OPN	\$723.32	34	60%
38	201000123	KNEE(S)	8/31/2010	Sch B	OPN	\$747.98	34	60%
39	201100123	MULTIPLE PARTS	3/1/2012	Schoo	NEW	\$1,736.97	34	60%
40	201000167	BACK	1/18/2011		OPN	\$840.00	34	60%
41	200800067	BODY SYSTEM	9/23/2008	DPW	OPN			
42	200900225	BACK	5/14/2010	DPW	OPN			
43	201100115	KNEE(S)	2/7/2012	Schoo	OPN	\$1,270.72	34	60%
44	201000166	BACK	5/31/2011	DPW	OPN	\$873.99	34	60%
45	201100083	UPPER EXTRE.,MULTI	12/22/2011	DPW	OPN	\$606.36	34	60%
46	200500076	MULTIPLE PARTS	9/11/1990	Sch B	OPN	N/A	N/A	
47	201000203	BACK	5/28/2011	Schoo	DEN			
48	201100071	BACK	10/20/2011	Schoo	DEN	\$423.67	Denied	
49	201000152	FINGER(S)	5/10/2011	Schoo	OPN	\$1,001.10	34	60%
50	200700226	BACK	5/29/2008	DPW	OPN	\$560.47	35	45%
51	200500168	LOWER EXTREME, UNS	12/5/2003	Water	OPN	\$565.18	34	60%
52	200800239	HAND(S)NO FING,WRS	T 10/24/2008	DPW	DEN	N/A	Denied	
53	201100077	NON-CLASSIFIABLE	8/2/2011	Schoo	OPN	N/A	Denied	
54	200600118	MULTIPLE PARTS	2/6/2007	Schoo	OPN	\$491.75	35	45%
55	201100072	BACK	12/2/2011	EMS	OPN	\$959.25	34	60%
56	200500161	KNEE(S)	6/5/2000	Sch B	OPN			
57	201000052	MULTIPLE PARTS	10/29/2010	Polic	OPN	\$919.02	35	45%
58	200700106	SHOULDER(S)	10/12/2007	DPW	OPN	\$565.48	35	45%
59	201100125	BACK	3/12/2012		NEW			
60	200500022	MULTIPLE PARTS	4/23/2002	Schoo	OPN	\$990.89	35	45%
61	200800103	BACK	12/10/2008	Schoo	OPN			
62	200500044	SHOULDER(S)	3/2/2004	Cemet	OPN	\$442.50	34A	66%
63	201100104	LOWER LEG(S)	1/25/2012	Schoo	OPN			
64	201000164	MULTIPLE PARTS	5/27/2011	DPW	OPN	\$557.12	35	45%
65	200600202	MULTIPLE PARTS	6/4/2007	Sch B	OPN	\$953.93	34	60%

	A	B	C	D	E	F	G	H
1	Year&File#	Injury	DOI	Dept	Sts	AWW	Benefit	Comp Rate
66	200500041	MULTIPLE PARTS	2/9/2004	Water	OPN	\$619.14	35	
67	201100099	KNEE(S)	1/10/2012	Schoo	OPN			
68	201100112	BACK	2/9/2012	EMS	OPN			60%
69	201100082	SHOULDER(S)	12/6/2011	Sch B	OPN	\$765.83	34	
70	201100041	SHOULDER(S)	10/25/2011	Schoo	OPN			60%
71	201000060	BACK	11/4/2010	EMS	OPN	\$1,027.02	34	60%
72	200800175	KNEE(S)	3/31/2009	DPW	OPN	\$660.83	34	60%
73	201000051	BACK	10/27/2010	DPW	OPN			
74	200900192	HIP(S)	5/27/2010	Sch B	OPN	\$676.99	35	45%
75	201100001	ELBOW(S)	7/3/2011	Water	OPN	\$1,048.98	34	60%
76	200900054	MULTIPLE PARTS	11/9/2009	DPW	OPN	\$913.00	34	60%
77	201000190	BODY SYSTEM	6/14/2011	Schoo	OPN	\$1,626.72	34	60%
78	201100111	WRIST(S)	2/6/2012	Schoo	OPN			
79	201000110	ANKLE(S)	2/3/2011	EMS	OPN	\$861.19	34	60%
80	201100074	FINGER(S)	12/9/2011	Wat M	OPN	\$697.08	34	60%
81	201100114	HEAD	2/9/2012	DPW	OPN			
82	200800216	SHOULDER(S)	5/17/2009	EMS	OPN	\$1,394.41	34	60%
83	200700041	BACK	9/26/2007	EMS	OPN	\$537.27	35	45%
84	201100085	FACE, NEC	12/22/2011	Schoo	OPN			
85	200800146	WRIST(S)	11/24/2008	Schoo	OPN	\$412.61	35	45%
86	201100132	JAW	3/19/2012	Schoo	NEW			
87	201100091	BACK	1/10/2012	DPW	OPN	\$666.48	34	60%
88	201100076	BACK	12/14/2011	DPW	OPN	\$938.45	34	60%
89	201000188	BODY SYSTEM	6/17/2011	Schoo	OPN			
90	201100118	WRIST(S)	2/1/2012	DPW	OPN			
91	201100058	KNEE(S)	11/8/2011	Schoo	OPN	\$144.04	34	60%
92	201100032	BACK	9/30/2011	Schoo	OPN			
93	201100090	LOWER LEG(S)	12/22/2011	Schoo	OPN	\$171.16	34	60%
94	201100061	BACK	11/14/2011	DPW	OPN			
95	200500028	KNEE(S)	5/3/2004	Sch B	OPN	\$450.00	34	60%
96	201000012	MULTIPLE PARTS	8/18/2010	Sch B	OPN	\$950.84	34	60%
97	201100097	HAND(S)NO FING,WRS	T 1/10/2012	Schoo	OPN			

	A		B		C		D	E	F	G	H
1	Year&File#	Injury	DOI	Dept	Sts	AWW	Benefit	Comp Rate			
98	201000073	BACK	12/8/2010	Sch B	OPN	\$799.32	34	60%			
99	200800225	MULTIPLE PARTS	5/29/2009	Water	OPN	\$709.20	34	60%			
100	200500013	WRIST(S)	3/1/2001	Schoo	OPN	\$931.33	34	60%			
101	201100027	MULTIPLE PARTS	9/21/2011	Wat M	OPN						
102	201100084	SHOULDER(S)	12/27/2011	DPW	OPN	\$810.79	34	60%			
103	201100096	SHOULDER(S)	1/11/2012	Wat M	OPN						
104	201100089	BACK	1/9/2012		OPN	\$330.73	34	60%			
105	200900011	BACK	7/17/2009	DPW	OPN	\$1,183.12	34	60%			
106	201100127	MULTIPLE PARTS	3/5/2012	Schoo	NEW						
107	200800045	MULTIPLE PARTS	9/25/2008	Sch B	OPN	\$724.70	35	45%			
108	201100095	WRIST(S)	1/10/2012	Wat M	OPN						
109	201100073	KNEE(S)	12/8/2011	DPW	OPN	\$576.06	34	60%			
110	201100040	MULTIPLE PARTS	10/20/2011	Schoo	OPN						
111	201000027	MULTIPLE PARTS	9/14/2010	Schoo	OPN	\$1,272.78	34	60%			
112	201100079	SHOULDER(S)	12/12/2011	EMS	OPN	\$875.86	34	60%			
113	201100006	SHOULDER(S)	7/26/2011	DPW	OPN	\$1,076.04	34	60%			
114	201100116	FOREARM(S)	2/8/2012	Sch B	OPN	\$757.74	34	60%			
115	200600113	MULTIPLE PARTS	2/5/2007	Schoo	OPN	\$1,130.46	34	60%			
116	201100103	MULTIPLE PARTS	1/25/2012	Schoo	OPN						
117	201100035	FINGER(S)	10/5/2011	Schoo	OPN	\$392.53	34	60%			
118	200500074	BACK	3/4/2002	DPW	OPN						
119	200900132	BACK	3/2/2010	DPW	OPN	\$1,253.98	34	60%			
120	200500147	BACK	8/4/1992	DPW	OPN						
121	201100086	NECK & CERVICAL VE	R 12/16/2011	Schoo	OPN						
122	200900051	BACK	10/19/2009	Water	OPN						
123	201100068	BACK	11/10/2011	Water	OPN						
124	201100106	ARM(S), UNS	1/25/2012	Schoo	OPN						
125	200500042	BACK	5/12/2004	DPW	OPN	\$531.86	35	45%			
126	200500012	NON-CLASSIFIABLE	9/18/1989	DPW	OPN	\$311.08	34A	66%			
127	201100119	MULTIPLE PARTS	2/1/2012	Schoo	OPN						
128	200800236	KNEE(S)	6/17/2009	Schoo	OPN	\$317.31	34	60%			
129	201100126	KNEE(S)	3/8/2012	DPW	NEW						

	A		B		C		D	E	F	G	H
1	Year&File#	Injury	DOI	Dept	Sts	AWW	Benefit	Comp Rate			
130	200900079	SHOULDER(S)	12/30/2009	Sch B	OPN	\$698.16	34	60%			
131	201100092	BACK	11/28/2011	Schoo	OPN						
132	201100131	UPPER EXTRE.,MULTI	3/8/2012	Schoo	NEW						
133	200600044	BACK	10/5/2006	Park	OPN	\$624.82	35	45%			
134	201000096	ELBOW(S)	1/14/2011	Park	OPN	\$540.40	34	60%			
135	201100113	ELBOW(S)	2/9/2012	Park	OPN	\$543.25	34	60%			
136	201100093	WRIST(S)	1/6/2012	Schoo	OPN						
137	201100102	LOWER EXTREME, MUL	T 1/18/2012	Schoo	OPN	\$402.68	34	60%			
138	200800183	BACK	3/30/2009	Schoo	OPN	\$332.70	34	60%			
139	200500019	MULTIPLE PARTS	4/29/1993	Wat M	OPN	\$451.40	34A	66%			
140	200900055	MULTIPLE PARTS	11/6/2009	Schoo	OPN	\$324.80	34	60%			
141	200900212	FINGER(S)	9/25/2009	Schoo	OPN						
142	201100128	KNEE(S)	3/15/2012	Sch B	NEW						
143	201000133	FOOT OR FEET	3/9/2011	May O	OPN	\$496.88	35	45%			
144	201100042	ARM(S), UNS	10/28/2011	Schoo	OPN	\$667.43	34	60%			
145	201100094	MULTIPLE PARTS	1/12/2012	Schoo	OPN						
146	201100057	CHEST	11/16/2011	Schoo	OPN						
147	200500046	MULTIPLE PARTS	1/5/1986	Sch B	OPN	N/A	N/A				
148	201100088	BACK	1/4/2012	DPW	OPN	\$671.32	34	60%			
149	201100108	BACK	1/30/2012	Schoo	OPN	\$448.17	34	60%			
150	200900023	MULTIPLE PARTS	9/18/2009	Sch B	OPN	\$761.35	34	60%			
151	200900211	MULTIPLE PARTS	6/25/2010	Sch B	OPN	\$754.61	34	60%			
152	201100081	BACK	12/12/2011	Sch B	OPN	\$817.49	34	60%			
153	200900157	EYE(S)	4/8/2010	Sch B	OPN						
154	201000199	HAND(S)NO FING,WRS	T 2/02/2011	DPW	OPN						
155	200500151	NON-CLASSIFIABLE	5/1/2005	Schoo	OPN	\$1,145.53	34A	66%			
156	200800182	MULTIPLE PARTS	3/31/2009	Schoo	OPN	\$309.01	34	60%			
157	201100110	HEAD	1/31/2012	Schoo	OPN	\$1,863.07	34	60%			
158	200500111	MULTIPLE PARTS	6/27/2006	Sch B	OPN	\$735.10	35	45%			
159	200800064	MULTIPLE PARTS	10/21/2008	DPW	OPN	\$734.39	34	60%			
160	201000176	ARM(S), MULTIPLE	6/1/2011	DPW	OPN	\$790.30	34	60%			
161	200900033	SHOULDER(S)	9/28/2009	Sch B	OPN	\$755.67	34	60%			

4

	A	B	C	D	E	F	G	H
1	Year&File#	Injury	DOI	Dept	Sts	AWW	Benefit	Comp Rate
162	200700246	NECK & CERVICAL VE	R 6/27/2008	Sch B	OPN	\$809.58	34	60%
163	201100130	MULTIPLE PARTS	3/16/2012	Schoo	NEW			
164	201100098	NECK & CERVICAL VE	R 12/16/2011	Schoo	OPN			
165	200500020	FINGER(S)	1/6/1987	Schoo	OPN	\$213.22	34A	66%
166	201100023	ARM(S), NEC	9/9/2011	Park	OPN	\$527.63	34	60%
167	200500011	BACK	1/3/1994	DPW	OPN	\$352.24	34A	66%
168	200700223	HIP(S)	5/8/2008	Wat M	OPN	\$718.05	34	60%
169	201100024	UPPER ARM(S)	9/20/2011	DPW	OPN	\$641.95	34	60%
170	201100065	FOOT OR FEET	11/30/2011	DPW	OPN			
171	201100047	BACK	11/5/2011	EMS	OPN	\$1,009.83	34	60%
172	201000094	KNEE(S)	1/21/2011	Schoo	OPN			
173	201100124	TOE(S)	3/7/2012	Sch B	NEW	\$834.58	34	60%
174	201100105	NECK & CERVICAL VE	R 1/24/2012	Schoo	OPN			
175	200500149	MULTIPLE PARTS	6/28/1990	DPW	OPN			
176	201100121	HEAD	2/16/2012	Schoo	NEW			

City of Fall River
Office of the Corporation Counsel



WILLIAM A. FLANAGAN
Mayor

STEVEN A. TORRES
Corporation Counsel

ELIZABETH SOUSA
First Assistant Corporation Counsel

GARY P. HOWAYECK
Assistant Corporation Counsel

Christy M. DiOrio
Assistant Corporation Counsel

July 18, 2012

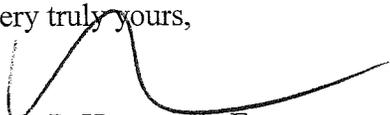
Honorable Members of the City Council
City of Fall River
One Government Center
Fall River, MA 02722

RE: Workers' Compensation Cases

Dear Honorable Members of the Council:

Enclosed please find Cook and Company's contract with the City of Fall River. Should you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,


Gary P. Howayeck, Esq.
Assistant Corporation Counsel

CITY CLERK
FALL RIVER, MA

2012 JUL 18 P 3:12

RECEIVED

**COOK & COMPANY
WORKERS' COMPENSATION GROUP**

COPY

**SERVICE CONTRACT
(NOT AN INSURANCE POLICY)**

SPECIFIC CONDITIONS

This agreement is entered into between the City of Fall River, having its principal office at One Government Center, Fall River, MA 02722, and Cook & Company, Inc., having its principal office at 1025 Plain Street, P.O. Box 1068, Marshfield, MA 02050.

The City of Fall River, (hereinafter "the City") and Cook & Company, Inc., (hereinafter "Cook") do hereby agree to the following terms and conditions:

1. This agreement covers operations of the City in the Commonwealth of Massachusetts.
2. The services to be provided shall be in accordance with Massachusetts General Laws and shall apply to Workers' Compensation claims which occur under the jurisdiction of the Massachusetts Workers' Compensation Act.
3. Monthly statistical reports shall be provided to the City by Cook.
4. The City shall pay to Cook a service fee of \$42,650.00. Payment is due within 30 days of receipt of invoice.
5. This contract is to provide services for the period commencing July 1, 2012 and ending June 30, 2013.
6. The General Conditions are made apart hereof as though fully set out herein.
7. The designated representative of the City shall be Gary Howayeck. The designated representative for Cook shall be Susan Fullam. However, the parties acknowledge that this contract does not require Susan Fullam to perform all of the services to be rendered by Cook under this contract and that other representatives of Cook may perform any services to be rendered by Cook.

GENERAL CONDITIONS

OUR OBLIGATIONS UNDER THIS CONTRACT:

1. To provide workers' compensation third party administration services to the City and to maintain a claim file on each reported claim, which will be available to you for inspection at the Cook office responsible for the claim. (One week written notice is required prior to the inspection date.)
2. To apprise you of major developments which arise in the administration, investigation, adjustment, settlement, or defense of a particular claim and to communicate with your designated representative all important matters concerning the proper disposition of claims involving complex or questionable circumstances. Developments within the meaning of this section shall include but not be limited to:
 - a. Controverted claim.
 - b. Receipt of a medical report, e.g. "injury more serious than originally thought."
 - c. Death of a claimant.
 - d. Adverse ruling from the Department of Industrial Accidents.
 - e. The need for attorney intervention in a previously unrepresented case.
3. Where permitted by Massachusetts General Laws, to co-operate with the designated legal counsel to insure a successful conclusion of all claims processed.
4. To make such statistical reporting to you as is provided for in the Specific Conditions to this Contract.
5. To refrain from disclosing the contents of your files to third parties except as is reasonably necessary in carrying out our responsibilities under this contract or in delegating our responsibilities to others or as we are legally required to do.
6. This agreement also covers the actions of Cook & Company, who will act as "account designee" for the reporting services described in Section 111, Medicare Secondary Payer Mandatory Reporting, of the Medicare, Medicaid and SCHIP Extension Act of 2007 on behalf of the City.

7. To report to COBC the Social Security Numbers, Gender, Initial of First Name, Last Name, and date of birth as provided by the City for each claimant who received a settlement, judgment, award or other payment during the reporting period in order to determine whether or not said claimant was a Medicare beneficiary during the reporting period.
8. To capture HICN numbers that are returned by COBC indicating Medicare entitlement.
9. To report settlement, judgment, award or other payments made for the benefit of any claimant reported to us by the City who is a Medicare beneficiary.

YOUR OBLIGATIONS UNDER THIS CONTRACT:

1. To pay us the Service Fee in the amount and in the manner prescribed by the Specific Conditions and by any other relevant provision of this contract.
2. To refer to us for service by us all claims which would fall within the definition of claim under the Definitions Section of this contract.
3. To comply with all other terms and conditions in the General Conditions of this contract.

CANCELLATION OF THIS CONTRACT:

This contract may be cancelled by either party by giving 30 days notice in writing. This contract may be cancelled with cause in the event of default in any material term of this contract, in the event that your Certificate of Consent to Self-Insure is rescinded, or in the event that there exist other reasons legally constituting cause, by either party giving to the other party written notice setting forth the reason for the cancellation and the date upon which cancellation is to be effective.

In the event this contract is cancelled by either party without fault, Cook shall receive payment within 30 days of cancellation for money owed for services rendered to the date of cancellation.

GENERAL PROVISION

Your execution of this shall constitute your agreement to all of the terms set forth in these General Conditions including the following:

1. The provisions of this contract are for the sole benefit of the parties and we will not be liable to any person not a party to this contract for loss, liability, damage, or expense. This contract may not be assigned without our prior written consent and the General Conditions and Specific Conditions contain the entire agreement by and between the parties with respect to the services described herein.

DEFINITIONS

1. LOSS ADJUSTMENT EXPENSE means any cost or expense incurred on your behalf as a result of our exercising our right to engage the service of firms or persons outside our organization for work in connection with the investigation, adjustment, settlement, or defense of a particular claim. Allocated loss expense includes, but is not limited to, subrogation, rehabilitation, independent medical exams, all court costs, fees, and expenses; fees for service of process; fees to attorneys; the cost of services of undercover operations and detectives; fees of independent adjusters or attorneys for investigation or adjustment of claims in areas removed from reasonable access to our salaried employees; the cost of employing experts for the purpose of preparing maps, photographs, diagrams, chemical or physical analysis, or giving expert advise or opinion; the cost of copies of transcripts of testimony at coroner's inquests or criminal or civil proceedings; the cost of obtaining copies of any public records; and the costs of depositions and court reported or recorded statements. Loss adjustment expenses are not included in the Minimum Service Fee.
2. CANCELLATION means the termination of this contract prior to the end of the contract period. See also definition of "termination."
3. CLAIM means each monetary demand against you based on bodily injury, a sickness, or disease (including death resulting therefrom) if the demand:
 1. is based on or arises out of an accident or occurrence which takes place during the time this contract is in force; and
 2. is reported to us by you in writing; and
 3. constitutes the type of claim described in paragraph 2 of the Specific Conditions.
4. CLAIMS mean more than one claim as defined above.
5. SERVICE FEE means the amount of compensation which you must pay to Cook for services rendered under this contract during the contract period.
6. TERMINATION means the termination of this contract at the end of the contract period stated in Specific Conditions. See also definition of "cancellation."
7. WE, OUR, AND US means Cook and its employees, representatives, entities or persons to whom Cook delegates or subcontracts any of its responsibilities under this contract.
8. YOU AND YOUR means the person, persons, entity, or entities listed as the "CLIENT" in the Specific Conditions of this contract.

IN WITNESS WHEREOF, the parties have caused this contract to be executed in their behalf by the undersigned duly authorized persons.

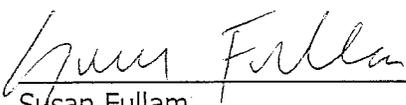
THE CITY OF FALL RIVER

COOK & COMPANY, INC.

By:


Steven A. Torres
Corporation Counsel

By:


Susan Fullam
Managing Director
Workers' Compensation Group

Date

7/2/12

Date

6/22/12

CITY OF FALL RIVER
IN CITY COUNCIL

CITY OF FALL RIVER
IN CITY COUNCIL
JUL - 9 2013

July 17, 2012
Referred to the Committee
on Finance

Referred to the
Committee on Finance

City of Fall River, In City Council

Finance 6

(Councilor Eric Poulin)

WHEREAS, it was announced in late March or early April of 2013 that Somerset and Fall River were to split \$1.6 million dollars from Dominion Energy, and

WHEREAS, it was stated that this money was to pay for projects to promote clean energy as part of the settlement between Dominion and the federal Environmental Protection Agency, and

WHEREAS, there have not been any updates from the administration since that time as to what project or projects the \$800,000 will be spent on and if there are or were deadlines for submitting said project(s), now therefore

BE IT RESOLVED, that representatives from the administration attend a City Council Committee on Finance meeting in January of 2014 to provide an update on this matter.

In City Council, December 17, 2013
Adopted

Approved, December 19, 2013
William A. Flanagan, Mayor

A true copy. Attest:

Alison M. Bouchard

City Clerk

Tabled
12-23-13



COMMONWEALTH OF MASSACHUSETTS
Fall River Contributory Retirement Board

30 Third Street • Suite 301 • Fall River, MA 02720

Tel. (508) 646-9120 • Fax (508) 646-9123

www.fallriverretirement.com

Finance 7

RECEIVED

2014 OCT 24 P 1:32

CITY CLERK _____
FALL RIVER, MA

October 23, 2014

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

Dear Members of the City Council:

In accordance with Massachusetts General Laws Chapter 32, section 22(5), as amended by CH306 of the Acts of 1996, the Retirement Board hereby files its calendar year 2015 budget.

Please be advised that the City of Fall River may opt to appropriate any portion of the budgeted amount for use by the Retirement Board to carry out its duties. If no appropriation is made these expenses shall be funded solely from the investment income account of this retirement system.

Very truly yours,

Christine A. Tetreault
Executive Director

CITY OF FALL RIVER
IN CITY COUNCIL

OCT 28 2014

*Referred to the
Committee on Finance*

FALL RIVER RETIREMENT BOARD
CALENDAR YEAR 2015 BUDGET

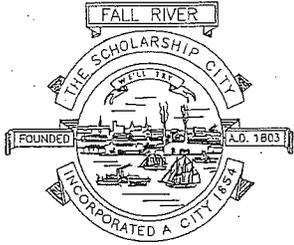
RECEIVED

2014 OCT 24 P 1:33

CITY CLERK _____
FALL RIVER, MA

2015

Salaries/Benefits	\$ 331,956.47
Legal Fees	\$ 100,000.00
Administrative Expenses	\$ 124,234.00
Service Contracts	\$ 36,400.00
Furniture & Equipment	\$ 8,250.00
Investment Management Fees	\$ 1,610,000.00
TOTAL	\$ 2,210,840.47



City of Fall River
Massachusetts
Office of the Mayor

Finance 8

WILLIAM A. FLANAGAN
Mayor

CITY CLERK
FALL RIVER, MA

2014 SEP - 4 A 11: 21

RECEIVED

September 4, 2014

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

Mr. President and Members of the Honorable Council:

In response to the City Council's request for a revised Capital Plan, I am submitting for your review and approval the FY 2015 priority capital items. These expenditures reflect a combination of operating needs, energy efficiencies and capital investments for our City's economic infrastructure.

The attached Debt Schedules show the impact that each of these items will have on our debt service and, consequently, our operating budget. As the Graph shows, the priority items do not add to the total debt service over time. The new debt essentially replaces retiring debt and does not place greater strain on our operating budget. Once completed, many of these priority items are expected to either generate savings in our annual budget or create new revenues through direct community investment.

Your approval of these FY 2015 capital purchases is respectfully requested.

Mayor William A. Flanagan

**CITY OF FALL RIVER
IN CITY COUNCIL**

SEP - 9 2014

Tabled

9-23-14 lifted from the table in Finance & tabled in Finance

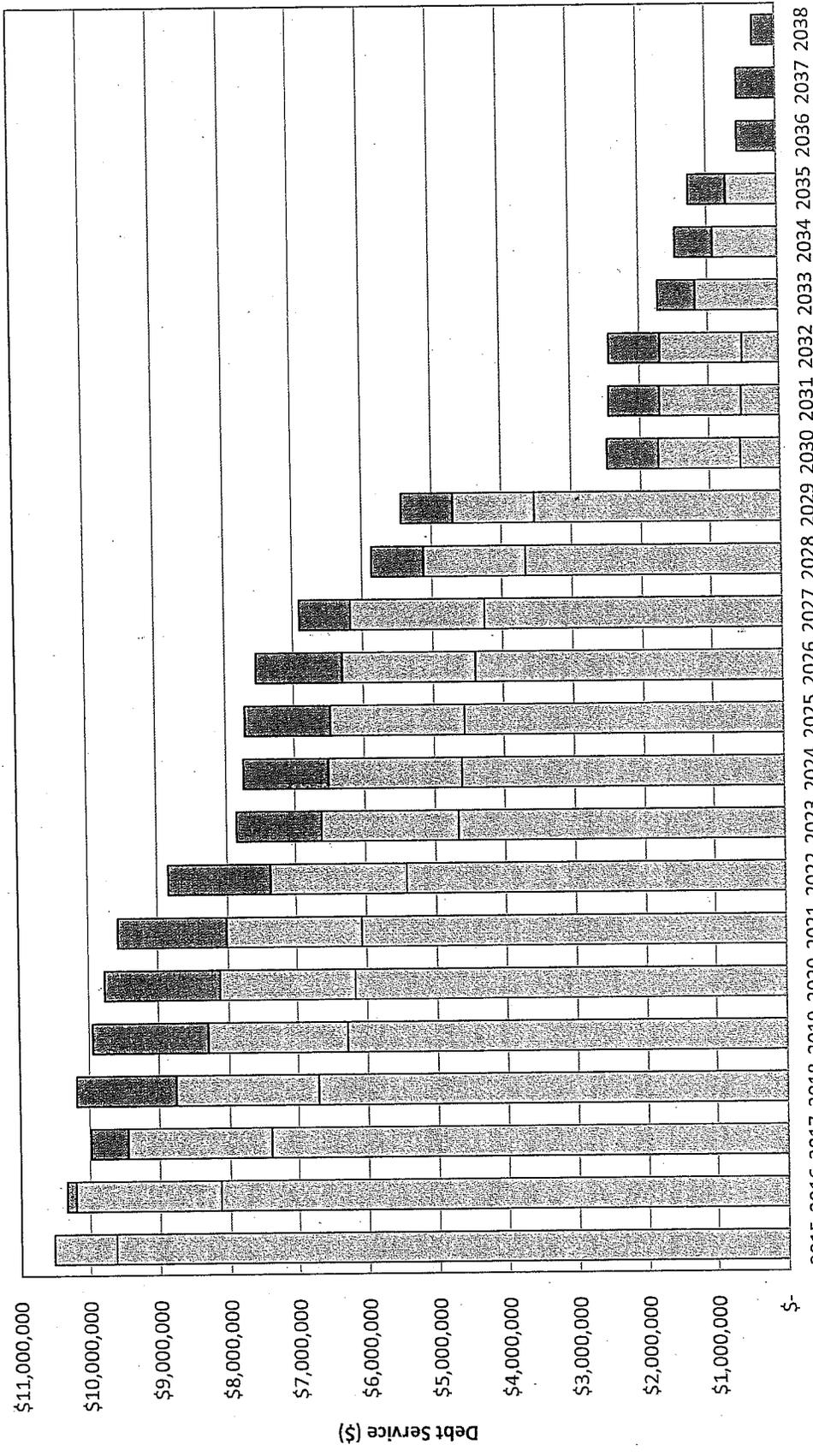
**Capital Improvement Plan
Fiscal Year 2015**

	TOTAL	Useful Life	PURCHASE	Short Term	Long Term
Building and Grounds					
New Roof for GC	\$ 400,000	20	3/2015-07/2015	6/20/2015	2/1/2018
Replace Bucket Truck	\$ 85,000	10	10/1/2014	10/1/2014	2/1/2016
Ameresco Energy Street Lights	\$ 2,400,000	15	1/1/2015	2/14/2015	2/1/2017
Building Environmental Remediation	\$ 750,000	15	1/1/2015	2/14/2015	2/1/2017
Building Demolition/Open Space	\$ 250,000	15	11/1/2015	2/14/2015	2/1/2017
Elections					
New Voting Equipment	\$ 330,000	10	4/1/2015	6/20/2015	2/14/2017
Fire Department					
New Engine	\$ 475,000	10	1/1/2015	1/1/2015	2/14/2017
Streets and Highways					
Wheeled Loader	\$ 170,000	10	11/1/2014	2/14/2015	2/14/2017
Backhoe	\$ 123,000	10	11/1/2014	2/14/2015	2/14/2017
New Mechanic Shop / Equipment	\$ 210,000	10	11/1/2014	2/14/2015	2/14/2017
Cab & Chassis / Snow Equipment	\$ 95,000	10	11/1/2014	2/14/2015	2/14/2017
New Generator for Complex	\$ 75,000	10	5/1/2015	6/20/2015	2/14/2017
Central Garage/ DCM Complex	\$ 3,600,000	20	11/1/2015	2/14/2016	2/1/2018
MIS					
New Computer System	\$ 280,000	5	2/1/2015	2/14/2015	2/14/2016
Sidewalk Repair Plan	\$ 500,000	5	4/1/2015	6/20/2015	2/14/2016
Street Repair Plan	\$ 2,000,000	15	4/1/2015	6/20/2015	2/14/2017
Industrial Park					
Curbing for beautification	\$ 104,000	10	4/1/2015	6/20/2015	2/14/2016
Road Resurfacing	\$ 930,000	10	4/1/2015	6/20/2015	2/14/2016
Sanitation					
Loader	\$ 170,000	10	10/1/2014	2/14/2015	2/14/2017
Yard Waste Carts	\$ 900,000	10	10/1/2014	2/14/2015	2/14/2017
Dumpsters-2	\$ 20,000	10	10/1/2014	2/14/2015	2/14/2017
Total:	\$ 13,867,000				

CITY OF FALL RIVER, MASSACHUSETTS

plan 2 - updated 8/26/2014

Tax-Supported Debt Service Existing vs. Authorized



- Total Projected Tax Supported Short-Term & Long-Term Debt Service on Proposed Projects
- Total Existing & Projected Tax Supported Short-Term & Long-Term Debt Service on Authorized Projects
- Total Existing Tax Supported Long-Term Debt Service

Total Net Debt Service as of 6-30-2014

	General Fund		School		Existing ST Debt being converted to LT P & I	GF City + School P & I	Impact of Proposed Projects P & I	Total Se
	Principal	Interest	Principal	Interest				
2015	3,260,751	430,328	3,842,507	2,089,580	9,623,165			
2016	1,956,000	305,432	3,942,507	1,935,251	2,059,200	10,198,390	135,104	10
2017	1,355,000	239,061	4,005,907	1,794,969	2,052,250	9,447,186	529,183	9
2018	761,000	208,175	4,061,707	1,678,047	2,044,625	8,753,554	1,428,657	10
2019	750,000	190,005	3,785,207	1,556,113	2,010,375	8,291,699	1,650,134	9
2020	730,000	161,376	3,867,107	1,407,010	1,955,625	8,121,118	1,644,000	9
2021	729,800	132,623	3,949,407	1,251,306	1,949,625	8,012,761	1,556,131	9
2022	724,000	103,134	3,497,907	1,097,053	1,941,125	7,363,219	1,479,638	8
2023	430,000	73,731	3,201,907	964,214	1,949,625	6,619,476	1,238,838	7
2024	435,000	53,999	3,292,907	831,360	1,901,000	6,514,266	1,232,250	7
2025	440,000	37,818	3,382,907	703,453	1,915,000	6,479,178	1,238,444	7
2026	320,000	21,864	3,487,907	570,070	1,895,750	6,295,590	1,246,907	7
2027	210,000	10,897	3,607,907	428,931	1,908,125	6,165,859	741,113	6
2028	140,000	4,331	3,232,907	284,791	1,453,125	5,115,154	746,700	6
2029	35,000	875	3,347,907	138,833	1,168,750	4,691,365	745,844	5
2030	-	-	500,000	52,500	1,178,875	1,731,375	743,675	4
2031	-	-	500,000	35,000	1,171,625	1,706,625	740,194	4
2032	-	-	500,000	17,500	1,177,000	1,694,500	745,138	3
2033	-	-	-	-	1,174,750	1,174,750	548,625	3
2034	-	-	-	-	916,500	916,500	550,919	2
2035	-	-	-	-	717,500	717,500	547,031	2
2036	-	-	-	-	-	-	551,831	1
2037	-	-	-	-	-	-	550,188	1
2038	-	-	-	-	-	-	323,269	1
2039	-	-	-	-	-	-	-	1
Totals	12,276,551	1,973,648	56,006,600	16,835,982	32,540,450	119,633,231	20,913,812	13

5.5%

24.9%

Grand Total (Existing)

Principal Interest P & I

224,736,188 51,343,142 276,079,329

**Capital Improvement Plan
Fiscal Year 2015**

		TOTAL	Useful Life	PURCHASE	Short Term	Long Term
Building and Grounds						
	New Roof for GC	\$ 400,000	20	3/2015-07/2015	6/20/2015	2/1/2018
	Replace Bucket Truck	\$ 85,000	10	10/1/2014	10/1/2014	2/1/2016
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	Building Demolition/Open Space	\$ 250,000	15	11/1/2015	2/14/2015	2/1/2017
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Fire Department	New Engine	\$ 475,000	10	1/1/2015	1/1/2015	2/14/2017
Streets and Highways	Wheeled Loader	\$ 170,000	10	11/1/2014	2/14/2015	2/14/2017
	Backhoe	\$ 123,000	10	11/1/2014	2/14/2015	2/14/2017
	New Mechanic Shop / Equipment	\$ 210,000	10	11/1/2014	2/14/2015	2/14/2017
	Cab & Chassis / Snow Equipment	\$ 95,000	10	11/1/2014	2/14/2015	2/14/2017
	New Generator for Complex	\$ 75,000	10	5/1/2015	6/20/2015	2/14/2017
Central Garage/ DCM Complex		\$ 3,600,000	20	11/1/2015	2/14/2016	2/1/2018
MIS	New Computer System	\$ 280,000	5	2/1/2015	2/14/2015	2/14/2016
Sidewalk Repair Plan	1/3 Split with HO, 2/3 City	\$ 500,000	5	4/1/2015	6/20/2015	2/14/2016
Street Repair Plan	Ch 90 Match	\$ 2,000,000	15	4/1/2015	6/20/2015	2/14/2017
Industrial Park	Curbing for beautification	\$ 104,000	10	4/1/2015	6/20/2015	2/14/2016
	Road Resurfacing	\$ 930,000	10	4/1/2015	6/20/2015	2/14/2016
Sanitation	Loader	\$ 170,000	10	10/1/2014	2/14/2015	2/14/2017
	Yard Waste Carts	\$ 900,000	10	10/1/2014	2/14/2015	2/14/2017
	Dumpsters-2	\$ 20,000	10	10/1/2014	2/14/2015	2/14/2017
	Total:	\$ 13,867,000				

City of Fall River, Massachusetts

Projected Tax Supported Short-Term Debt on Proposed Projects
Bond Anticipation Note Schedule

FY 2016 - Proposed Short-Term Interest

DATED	DUE	AMOUNT	TYPE	TERM (IN DAYS)	RATE	GROSS INTEREST & PAYDOWNS	FY TOTAL
2/13/2015	2/12/2016	\$ 85,000	New Money - Bucket Truck	359	1.50%	\$ 1,271	
2/13/2015	2/12/2016	2,700,000	New Money - Ameresco Energy: Street Lights	359	1.50%	40,388	
2/13/2015	2/12/2016	750,000	New Money - Building Environmental Remediation	359	1.50%	11,219	
2/13/2015	2/12/2016	250,000	New Money - Building Demo/Open Space	359	1.50%	3,740	
2/13/2015	2/12/2016	475,000	New Money - Fire Engine	359	1.50%	7,105	
2/13/2015	2/12/2016	170,000	New Money - Wheeled Loader	359	1.50%	2,543	
2/13/2015	2/12/2016	123,000	New Money - Backhoe	359	1.50%	1,840	
2/13/2015	2/12/2016	210,000	New Money - Mechanic Shop/Equipment	359	1.50%	3,141	
2/13/2015	2/12/2016	95,000	New Money - Cab & Chassis (Snow Equipment)	359	1.50%	1,421	
2/13/2015	2/12/2016	280,000	New Money - Computer System	359	1.50%	4,188	
2/13/2015	2/12/2016	170,000	New Money - Loader (Sanitation)	359	1.50%	2,543	
2/13/2015	2/12/2016	900,000	New Money - Yard Waste Carts (Sanitation)	359	1.50%	13,463	
2/13/2015	2/12/2016	20,000	New Money - Dumpsters (Sanitation)	359	1.50%	299	
6/20/2015	2/12/2016	400,000	New Money - GC Roof	232	1.50%	3,867	
6/20/2015	2/12/2016	330,000	New Money - Voting Machine	232	1.50%	3,190	
6/20/2015	2/12/2016	75,000	New Money - Generator	232	1.50%	725	
6/20/2015	2/12/2016	500,000	New Money - Sidewalk Repair (2/3 City Share)	232	1.50%	4,833	
6/20/2015	2/12/2016	2,000,000	New Money - Street Repair	232	1.50%	19,333	
6/20/2015	2/12/2016	104,000	New Money - Curbing (Industrial Park)	232	1.50%	1,005	
6/20/2015	2/12/2016	930,000	New Money - Road Resurfacing (Industrial Park)	232	1.50%	8,990	
						\$	135,104
							FISCAL 2016

City of Fall River, In City Council

Finance 9

(Councilor Eric Poulin)

WHEREAS, the budget that was adopted in June of 2013 by the City Council included funding for a performance review of the Sewer Division and the Water Division, now therefore

BE IT RESOLVED, that the Administrator of Public Utilities be invited to a City Council Committee on Finance meeting to provide an update on the status of the performance reviews.

In City Council, December 17, 2013
Adopted

A true copy. Attest:

Alison M. Bouchard

City Clerk



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2015 NOV 24 P 4: 25

CITY CLERK
FALL RIVER, MA

C. SAMUEL SUTTER
Mayor

November 24, 2015

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

Dear Honorable Council Members

This letter is a request through you to the City Council to appropriate the sum of \$705,857.00 of anticipated National Grid rebate funds of which \$211,757.00 has already been received. These funds will allow the Department of Community Maintenance to continue the retro-fitting of all streetlights and decorative fixtures throughout the City.

Sincerely,

C. Samuel Sutter,
Mayor



**City of Fall River
Massachusetts**

Department of Community Maintenance

CEMETERIES • MUNICIPAL BUILDINGS • PARKS • SANITATION • ENGINEERING
STREETS & HIGHWAYS • TRAFFIC & PARKING • VEHICLES

C. SAMUEL SUTTER
Mayor

KENNETH C. PACHECO
Director

November 24, 2015

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

RECEIVED
2015 NOV 24 P 4: 25
CITY CLERK
FALL RIVER, MA

Dear Mayor Sutter:

This letter is a request through you to the City Council to appropriate the sum of \$705,857.00 of anticipated National Grid rebate funds of which \$211,757.00 has already been received. These funds will allow the Department of Community Maintenance to continue the retro-fitting of all streetlights and decorative fixtures throughout the City.

Sincerely,

Kenneth C. Pacheco
Director of Community Maintenance

City of Fall River, In City Council

December 1, 2015

ORDERED, that under the provisions of Massachusetts General Laws, Chapter 44, Section 53 E ½, the City of Fall River by vote of the City Council, hereby establish a Special Revenue Account to receive Energy Rebates from the Energy Efficiency upgrades and spend up to \$ 211,757.00 on additional Energy Efficiency upgrades.



**City of Fall River
Massachusetts**
Department of Community Maintenance
CEMETERIES • MUNICIPAL BUILDINGS • ENGINEERING • SANITATION •
PARKS • STREETS & HIGHWAYS • TRAFFIC & PARKING • VEHICLES
Engineering Division

C. SAMUEL SUTTER
Mayor

KENNETH C. PACHECO
Director
BYRON R. HOLMES, P.E.
City Engineer

MEMO

To: Fall River City Council
From: Byron Holmes, P.E.
City Engineer
Date: November 17, 2015
Subject: Street Opening Request for Pavement less than 5 years old.
Comments:

RECEIVED
2015 NOV 19 A 10:32
CITY CLERK
FALL RIVER, MA

Khoury Excavating is requesting approval to install a utility service at 145/147 Fourth Street.

This section of Fourth Street was paved in 2013, so is a street under the City's five year ordinance. If the Council agrees to this request, the following conditions would apply:

1. Trench repair work shall be done by a licensed drainlayer within the city of Fall River.
2. Flowable fill will be required.
3. The engineering division shall be notified prior to excavation in order to assure city inspection of this work.
4. An infrared patch will be used for repair of the asphalt surface.

City of Fall River, In City Council

7

ORDERED, that the regular meeting of the City Council to be held on Tuesday, December 8, 2015 be and the same is hereby cancelled.

City of Fall River, *In City Council*

(City Council Committee on Public Safety)

WHEREAS, public safety concerns exist with regards to the Quequechan Street exit at the WalMart Supercenter located at 638 Quequechan Street, and

WHEREAS, the stop sign located on Quequechan Street is on private property, now therefore

BE IT RESOLVED, that WalMart representatives and other interested parties be invited to a future meeting of the Committee on Public Safety to discuss this matter.

CITY OF FALL RIVER

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To the City Council

Councillors:

The Committee on Public Safety, at a meeting held on November 5, 2015, voted unanimously to recommend that the accompanying letters and resolution be referred to the full council for action.



Assistant Clerk of Committees



CITY OF FALL RIVER, MASSACHUSETTS

CITY COUNCIL

COLLEEN A. TAYLOR
CLERK OF COMMITTEES

INÊS LEITE
ASSISTANT CLERK OF COMMITTEES

November 10, 2015

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

Dear Mr. Mayor:

At a meeting of the City Council Committee on Public Safety held on November 5, 2015, a discussion was held regarding the condition of the King Philip Mill located on Kilburn Street.

Following such discussion, where neighbors expressed fear and concern for their safety as a result of the mill's condition, and on a motion made and seconded, it was unanimously voted to demand that the Administration immediately put in place a fire watch 24 hours a day until the King Philip Mill is demolished.

At your earliest convenience, please advise the Committee of the outcome of this request.

Very truly yours,

Inês Leite
Assistant Clerk of Committees

/ispl

Cc: Cathy Ann Viveiros, City Administrator
Robert Viveiros, Fire Chief



CITY OF FALL RIVER, MASSACHUSETTS

CITY COUNCIL

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November 10, 2015

C. Samuel Sutter, Mayor
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Fall River, MA 02722

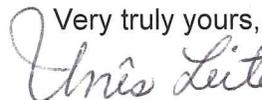
Dear Mr. Mayor:

At a meeting of the City Council Committee on Public Safety held on November 5, 2015, a discussion was held regarding the condition of the King Philip Mill located on Kilburn Street.

Following such discussion, and on a motion made and seconded, it unanimously voted to request that an estimate be done for the complete demolition of the mill.

In addition, the Committee is requesting that a Request for Proposals be drafted for such demolition and that the City bond for its cost.

At your earliest convenience, please advise the Committee of the outcome of this request.

Very truly yours,


Inês Leite
Assistant Clerk of Committees

/ispl

Cc: Cathy Ann Viveiros, City Administrator

City of Fall River, In City Council

(Councilor Raymond A. Mitchell)

WHEREAS, the fire at the mill located on Kilburn Street could have been much worse, and

WHEREAS, after investigation it was found that the sprinkler system in this property is not working, and

WHEREAS, this is a major public safety hazard, now therefore

BE IT RESOLVED, that the Administration along with the Building Inspector and the Fire Department take action as soon as possible to bring this building into compliance or request it's demolition.

Tabled 11-24-14
Tabled 9-22-14
Tabled 7-22-14
Tabled 2-18-14
Tabled 10-10-13

CITY OF FALL RIVER
IN CITY COUNCIL

JAN 24 2012

Referred to the Committee
on Public Safety

Tabled 10-29-13
to meet again soon to follow up
on letter sent to...
Tabled 9-30-13
to meet again for up to date

Tabled 2-27-12

Tabled 6-26-13

Mr. Matt Thomas working on
... Will have more
info in 2 weeks.