

City of Fall River Massachusetts

Office of the City Clerk

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2014 FEB 21 P 3:17

CITY CLERK _____
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

FEBRUARY 21, 2014

MEETINGS SCHEDULED FOR NEXT WEEK

TUESDAY, FEBRUARY 25, 2014

5:15 P.M. COMMITTEE ON REAL ESTATE

6:00 P.M. COMMITTEE ON FINANCE

1. *Discussion of proposed loan orders:
 - a. 10 SUV police cruisers – \$365,000
 - b. New election equipment – \$350,000
 - c. Car for traffic department – \$25,000
 - d. Equipment for DPW – \$350,000
 - e. Maintenance vans, Building Department – \$60,000

AGENDA

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

PRIORITY MATTERS

1. *Mayor requesting confirmation of appointments to the Planning Board:
 - a. Michael Khoury
 - b. Alice Fagundo
2. *Mayor requesting confirmation of appointments to the Sewer Commission:
 - a. Michael Abrantes
 - b. Ernest Foisy (re-appointment)
 - c. Attorney Renee Howayeck (re-appointment)
3. *Mayor requesting confirmation of appointments to the Zoning Board of Appeals:
 - a. Paul Cantin
 - b. James C. Calkins
 - c. Denise Lucciola (re-appointment)
 - d. John Frank III (re-appointment)

PRIORITY COMMUNICATIONS

4. *Board of Park Commissioners and renaming of the Bank Street Tot Lot to the Officer Thomas J. Giunta Memorial Tot Lot
5. Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

Grant leave to withdraw and accept:

- 6. *Resolution – Implement ordinance for quarterly updates on the progress of all projects funded by loan orders
- *Proposed ordinance – Loan Orders
- *Loan order form – Capital Project Status Report

First reading:

- 7. Proposed ordinance – Re-establishment of fees

Committee on Public Works and Transportation recommending:

Grant leave to withdraw:

- 8. Resolution – Discuss maintenance of sidewalks surrounding parks and Slade Street reconstruction

Adopt:

- 9. Order – Curb removal – Bristol Community College, 777 Elsbree Street

ORDINANCES

Second Reading and Enrollment:

- 10. *Traffic, misc.

RESOLUTIONS

- 11. *Administration immediately begin process of hiring a Director of Economic Development

CITATIONS – None

ORDERS – HEARINGS FOR TONIGHT

Auto repair shop license:

- 12. John Glass, 507 Stetson Street, d/b/a J & G Auto located at 193 Oak Grove Avenue

ORDERS – HEARINGS TO BE SCHEDULED – None

ORDERS – NO HEARING REQUIRED – None

ORDERS – MISCELLANEOUS

- 13. Police Chief’s report on licenses

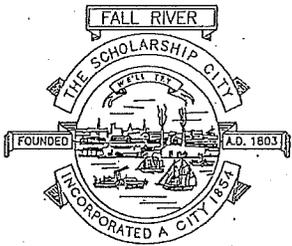
COMMUNICATIONS – INVITATIONS – PETITIONS

- 14. *Claims
- 15. *Street Opening Request – less than 5 years old – 766 Second Street (gas service)
- 16. *Mass DEP and communication re: final approval/conditions for BFI Fall River Landfill

BULLETINS – NEWSLETTERS – NOTICES – None


City Clerk

Finance 1



City of Fall River
Massachusetts
Office of the Mayor

2014 FEB -6 P 4:00

CITY CLERK
FALL RIVER, MA

WILLIAM A. FLANAGAN
Mayor

February 6, 2014

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

Honorable Members of the Council: ,

I am placing before you for your consideration and approval the following item:

RE: Loan Orders for Capital Equipment in Fiscal Year 14

I respectfully request you ask the City Council to approve the following

10 SUV Police Cruisers	\$365,000
New Election Equipment	\$350,000
Car for Traffic Department	\$ 25,000
Equipment for DPW	\$350,000
Maintenance Vans – Building	\$ 60,000

I have attached copies of the Loan Orders prepared by Bond Counsel.

Should you have any concerns in regards to this matter, please do not hesitate to contact me.

Sincerely,

William A. Flanagan
Mayor

Cc: Cathy Ann Viveiros, City Administrator
John L. Nunes, Director of Financial Services/Treasurer

CITY OF FALL RIVER
IN CITY COUNCIL
FEB 11 2014

1/2 & placed on file

City of Fall River, *In City Council*

CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment – Police Department)

ORDERED: That the City hereby appropriates Three Hundred Sixty-Five Thousand Dollars (\$365,000) to pay costs of purchasing and outfitting ten SUVs for use as police cruisers, including the costs of equipping such vehicles with computer and other technology incidental and related thereto, and that to meet said appropriation the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, Section 7(9) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

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

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 11 2014

*Authorized to be
published & processed
to the Committee on
Finance, 9 years*

CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment – Elections Department)

ORDERED: That the City hereby appropriates Three Hundred Fifty Thousand Dollars (\$350,000) to pay costs of purchasing various items of departmental equipment for the use of the Elections Department, including the payment of all costs incidental and related thereto, and that to meet said appropriation the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, Section 7(9) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

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

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 11 2014

*Authorized to be published
& referred to the Committee
on Finance, 9 pages.*

CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment – Traffic and Parking Department)

ORDERED: That the City hereby appropriates Twenty-Five Thousand Dollars (\$25,000) to pay costs of purchasing a new Ford Escape for the use of the Traffic and Parking Department, including the payment of all costs incidental and related thereto, and that to meet said appropriation the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, Section 7(9) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

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

CITY OF FALL RIVER
IN CITY COUNCIL
FEB 11 2014

Authorized to be published
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on Finance, 9 yrs.

CITY OF FALL RIVER
LOAN ORDER

(Departmental Equipment – Street/Highway Department)

ORDERED: That the City hereby appropriates Three Hundred Fifty Thousand Dollars (\$350,000) to pay costs of purchasing various items of departmental equipment for the use of the Street/Highway Department, which equipment, together with its estimated cost is described below:

<u>Item of Equipment</u>	<u>Estimated Cost</u>
Backhoe	\$125,000
Loader	160,000
Brush Cutter/Street Depth DCM	65,000

including the payment of all costs incidental and related thereto, and that to meet said appropriation the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, Section 7(9) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

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

CITY OF FALL RIVER
IN CITY COUNCIL
FEB 11 2014

*Authorized to be published
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CITY OF FALL RIVER
LOAN ORDER
(Departmental Equipment – Building Department)

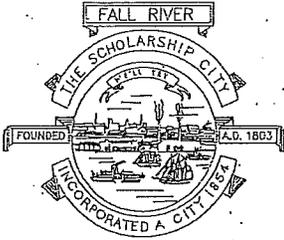
ORDERED: That the City hereby appropriates Sixty Thousand Dollars (\$60,000) to pay costs of purchasing two maintenance vans for the use of the Building Department, including the payment of all costs incidental and related thereto, and that to meet said appropriation the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under M.G.L. Chapter 44, Section 7(9) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

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

CITY OF FALL RIVER
IN CITY COUNCIL
FEB 11 2014

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on Finance, 9 years.*

Finance /



CITY OF FALL RIVER, MASSACHUSETTS

BOARD OF ELECTION COMMISSIONERS

ONE GOVERNMENT CENTER

TEL. 508-324-2630

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2014 FEB -6 P 3:43

CITY CLERK _____
FALL RIVER, MA

Price of ICP System – LHS Associates

\$7,200.00 per precinct x 29 voting machines	\$208,800.00
\$6,000.00 (approx.) x 4 spare machines	24,000.00
\$200.00 (approx.) printer	200.00
\$1,000.00 per precinct (one-time fee) Election Management System	29,000.00
500.00 per election (EMS)	<u>500.00</u>
	\$262,500.00

Includes 1 LapTop

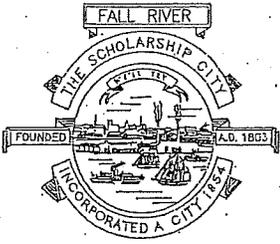
Supplies:

100	Voting Booths @ \$649.00 ea. (4 booths in one; a total of 400)	\$64,900.00
27	Shelves/to add below orig. shelf in one of the voting units To make one booth Handicap Accessible @ \$75.00 ea.	2,025.00
58	Rolling Supply Bags w/Keyless Security @129.71 ea.	7,523.18
29	Zipper Transport Bags/ for Supplies, Postings, & Tally Sheets @\$30.00 ea.	870.00
29	Provisional Ballot Bags/Keyless Security @\$17.35 ea.	<u>503.15</u>
		\$75,821.33

TOTAL \$338,321.33

**To purchase a separate voting booth for Handicap Accessible would be approximately \$329.00 each precinct.

Finance 1



CITY OF FALL RIVER, MASSACHUSETTS

BOARD OF ELECTION COMMISSIONERS
ONE GOVERNMENT CENTER
TEL. 508-324-2630

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CITY CLERK _____
FALL RIVER, MA

Model DS200 Precinct Scanner – Election Systems & Software

29	Voting Machines/Model DS200/Purchase Proposal Quote (attached)	\$208,826.75
4	Spare Voting Machines @ \$5,000.00 ea.	<u>20,000.00</u>
		228,826.75

Supplies:

100	Voting Booths @ \$649.00 ea. (4 booths in one; a total of 400)	\$64,900.00
27	Shelves/to add below orig. shelf in one of the voting units to make one booth Handicap Accessible @ \$75.00 ea.	2,025.00
58	Rolling Supply Bags w/Keyless Security @ \$129.71 ea.	7,523.18
29	Zipper Transport Bags/for Supplies, Postings, & Tally Sheets @ \$30.00 ea.	870.00
29	Provisional Ballot Bags/Keyless Security @ \$17.35 ea.	<u>503.15</u>
		\$75,821.33

TOTAL \$304,648.08

**To purchase a separate voting booth for Handicap Accessible would be approximately \$329.00 each precinct.

Plymouth County Commissioners Cooperative Procurement Specifications

FOUR DOOR - ALL WHEEL DRIVE UTILITY VEHICLE



Manufacturer: FORD MOTOR COMPANY
Model Year: 2013 OR CURRENT
Model Name: ESCAPE SE AWD
Specification: 13-09/F20
Contract Price: \$24,251.00

STANDARD EQUIPMENT SUMMARY

- 2.0L EcoBoost Engine
- 6 SPD automatic O.D. transmission
- Driver & front passenger side air bags
- Power brakes with 4-wheel anti-lock system
- 110 AMP alternator
- Heavy duty maintenance free battery
- 2400 pound front suspension
- 2250 pound rear suspension
- P235/70Rx16 all season tires
- Underbody space saving spare tire
- Factory standard aluminum wheels
- 17.5 gallon fuel tank
- Center dome w/map lights
- Trailer towing package - Class II
- Power windows & door locks
- Power 6-way driver's seat
- Solar tinted glass
- Body color front & rear fascias
- Rear window wiper and washer
- Front cloth bucket seats
- Rear cloth 60/40 split bench seat
- Electric rear window defroster
- Front & rear color keyed carpeted floor mats
- Air conditioning
- AM/FM single CD player stereo
- Center mounted floor console
- Front fog lamps
- Tire pressure monitoring system
- SecuriLock passive anti-theft system
- Intermittent windshield wipers
- Dual power exterior mirrors
- Scotchlite reflective lettering
- Transfer warning equipment
- Transfer radio equipment

SUNY

Finance 1



JOHN DEERE

Main Office	Branch Offices
Route 20 PO Box 578 North Oxford MA 01537 Phone: (508) 987-8786 Fax: (508) 987-3578	Rtes 6 & 136 PO Box 138 N. Swansea MA 02777
	10 Republic Rd N. Billerica MA 01862
	1620 Page Blvd (Rte. 20) Springfield MA 01104
	88 Camelot Dr. #42 Plymouth MA 02360

City of Fall River, Massachusetts
 Public Works, One Government Center
 Fall River, MA 02722
 Attn: Chris Gallagher

PROPOSAL

2/06/2014

- (1.) New 2014 John Deere model 544K wheel loader equipped with an operating weight of 29,500. lbs.
 John Deere model PVX 6068, 163 hp, it4 certified, diesel engine.
 20.5 R 25 L3 Michelin Radials, 3 yd bucket, with coupler, forks and ride control.
 4 speed countershaft-type, PowerShift transmission.
 JD Link wireless communication system for 3 years.
 Full 1 year warranty.
 Loadrite weighing system with in cab printer.

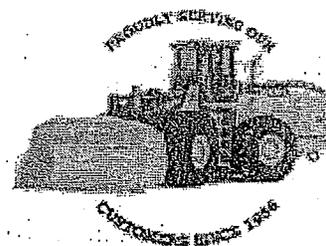
Plus: Either start aid and engine block heater, heater/defrost and A/C, deluxe headliner, interior mirror, deluxe air suspension seat, front and rear fenders, heated outside mirrors, front and rear windsheild wipers, am/fm/w radio, fire extinguisher, and all standard equipment.

Sell Price to the City of Fall River, including all municipal discounts applicable and using DCR #461 guidlines (F.O.B. Jobsite).....\$ 149,000.

To purchase this machine the City Of Fall River must supply a purchase order referencing DCR #461. Normal delivery is 4 to 6 weeks.

Thank you for considering Schmidt Equipment for your equipment needs.
 Sincerely;

Fred Mackay, Sales





JOHN DEERE



ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

John Deere Company
2000 John Deere Run
Cary, NC 27513
FED ID: 36-2382580;
DUNS#: 60-7690989

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:

Padula Bros., Inc.
184 Broadway - Route 138
Raynham, MA 02767
508-824-4494
MICHAELB@PADBROS.COM

Quote Summary

Prepared For:

City Of Fall River Ma Dpw
10 Lewiston St
Fall River, MA 02721
Business: 508-325-2581

Delivering Dealer:

Padula Bros., Inc.
Wayne Eccleston
184 Broadway - Route 138
Raynham, MA 02767
Phone: 508-824-4494
weccleston1@aol.com

Quote ID: 9198864
Created On: 06 February 2014
Last Modified On: 06 February 2014
Expiration Date: 07 March 2014

Equipment Summary

JOHN DEERE 5075E Cab Utility
Tractor (57 PTO hp)
Contract: FAC71_Lawn & Grounds Equipment
Price Effective Date: July 29, 2013

Selling Price	Qty	Extended
\$ 33,483.21 X	1 =	\$ 33,483.21

ALAMO PA41

\$ 26,602.90 X	1 =	\$ 26,602.90
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Contract:
Price Effective Date:

Equipment Total

\$ 60,086.11

* Includes Fees and Non-contract items

Quote Summary

Equipment Total	\$ 60,086.11
Trade In	
SubTotal	\$ 60,086.11
Total	\$ 60,086.11
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 60,086.11

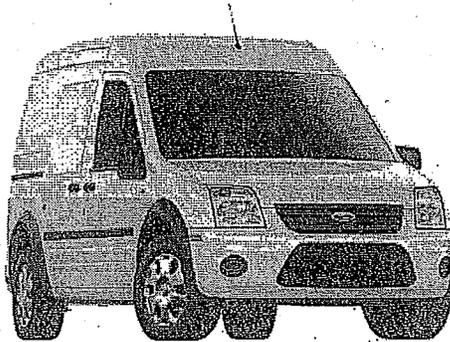
Salesperson : X _____

Accepted By : X _____

Plymouth County Commissioners Cooperative Procurement Specifications

VANS

4,950 GVW COMPACT FRONT WHEEL DRIVE VAN



Manufacturer: FORD MOTOR COMPANY
Model Year: 2013 OR CURRENT
Model Name: TRANSIT CONNECT
Specification: 13-22
Contract Price: \$21,800.00

STANDARD EQUIPMENT SUMMARY

- 2.0L E.F.I. I-4 Duratec engine
- 4 Speed automatic O.D. transmission
- Rack & pinion ratio power steering
- Driver & front passenger air bags
- Tire pressure monitoring system
- No body glass behind driver/passenger doors
- 6 way adjustable driver seat
- Gas pressurized shock absorbers
- Air conditioning
- 180" overall length
- 72" load floor length
- 1,600 lb. payload capacity
- Low 23.1" rear load height
- 39' curb to curb turning circle
- Body side & wheel opening moldings
- AM/FM radio with clock
- 4-wheel ABS brakes
- Factory tinted glass windows
- Tilt/telescoping steering wheel
- 180° swing rear barn doors
- High back cloth bucket seats
- 12V power point
- Sliding side cargo doors
- Interval windshield wipers
- 79" overall height
- 59" interior height
- 59" load floor width
- Transfer warning systems
- Transfer radio equipment
- Scotchlite reflective lettering

Finance I

Police Department Fleet List

<u>Year</u>	<u>Make</u>	<u>Model</u>	<u>Mileage</u>	<u>artn</u>	<u>Condition</u>	<u>PD #</u>	<u>Assigned</u>
2014	Ford	Ex Inter	4k	PD	Excellent		Sec 1
2011	Chevy	Caprice	55k	PD	Down/Acc	PD447	Sec 2
2011	Chevy	Caprice	45k	PD	Good	PD455	Sec 3
2011	Chevy	Caprice	52k	PD	Good	PD446	Sec4
2011	Chevy	Caprice	70k	PD	Good	PD460	Sec 5
2008	Ford	Crown	140k	PD	Fair	PD401	Sec 6
2011	Chevy	Caprice	38k	PD	Good	PD456	Sec 7
2011	Chevy	Caprice	49k	PD	Good	PD462	Sec 8
2011	Chevy	Caprice	51k	PD	Good	PD459	Sec 9
2011	Chevy	Caprice	60k	PD	Good	PD448	Sec 10
2012	Chevy	Caprice	7k	PD	Excellent	PD471	Sec 11
2011	Chevy	Caprice	51k	PD	Good	PD458	Sec 12
2008	Ford	Crown	109k	PD	Poor	PD394	Sec 14
2007	Ford	Crown	92k	PD	Poor	PD378	Sec 15
2008	Ford	Crown	135k	PD	Poor	PD402	spare #16
2010	Ford	Crown	92k	PD	Poor	PD 413	spare #17
2009	Ford	Crown	89k	PD	Poor	PD 407	spare #18
2010	Ford	Crown	90k	PD	Poor	PD420	spare #19
2006	Ford	F150	145k	PD	Poor	PD366	ACO #1
2006	Ford	F150	152k	PD	Poor	PD367	ACO #2
2008	Ford	Crown	69k	PD	Good	PD384	Aux PO
2008	Ford	Eco Van	20k	PD	Good	PD400	Aux Van
2009	Ford	Bucket	2k	PD	Excellent	PD409	Signal Div
2012	Chevy	Traverse	20K	PD	Excellent	PD449	Chief's Of
2010	Dodge	Charger	25K	PD	Excellent	PD421	Chief DSR
2002	Ford	Taurus		PD	Good	PD304	Chief's Of
2000	Ford	Taurus		PD	Poor	PD264	Crt Lia
2010	Ford	Crown		PD	Good	PD412	Crt Lia
1997	Ford	Van	40k	PD	Poor	PD 206	Trans #1
2005	Ford	Van	239k	PD	Good	PD 454	Trans #2
2008	Ford	Crown	76k	PD	Good	PD 385	CPU
PD	Wells	Trl.		PD	Excellent	PD473	ID
2011	Ford	Taurus		PD	Excellent	PD 439	Dep Dup
2010	Ford	F150	80k	PD	Good	PD 440	EPO
1993	Polaris	ATV		PD	Good	PD 344	EPO atv
1997	Ford	Exp		PD	Poor	PD 397	EPO #3
2009	Chevy	Van	5k	PD	Excellent	PD434	ESU
2008	Ford	F150	140 K	PD	Good	PD 396	Fleet Srv
2001	Ford	F350	34k	PD	Very Poor	PD 301	Plow trk
2000	Ford	Crown	116K	PD	Poor	PD256	H-1
2013	Chevy	Impala	20k	PD	Excellent	PD468	H-21
2008	Ford	Crown	43k	PD	Good	PD 403	H-23
2010	Chevy	Impala	10k	PD	Excellent	PD438	SO
2011	Ford	Expd	15K	PD	Excellent	PD435	ID

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2014 FEB 20 P 3: 32

CITY CLERK _____
FALL RIVER, MA

Finance 1

2002 Ford	Focus	150K	PD Poor	PD 362	IIT
2003 Ford	Crown		PD Good	PD 309	K-9 #1
2005 Ford	Crown		PD poor	PD 346	K-9 spare
2009 Ford	Crown		PD Good	PD 408	K-9 #2
2001 Custom	Trailer		PD Excellent	PD 315	MU
2009 Ford	Taurus		PD Excellent	PD 404	MCD1
2012 Chevy	Impala	17K	PD Excellent	PD 467	MCD 10
2004 Ford	Taurus		PD Good	PD320	MCD-11
2010 Ford	Fusion		PD Excellent	PD 416	MCD-2
2012 Chevy	Impala		PD Excellent	PD 466	MCD-3
2011 Chevy	Impala		PD Excellent	PD 450	MCD-4
2011 Chevy	Impala		PD Excellent	PD451	MCD-5
2005 Ford	Taurus		PD Good	PD 353	MCD-6
2007 Ford	Fusion		PD Excellent	PD 370	MCD-7
2005 Ford	500		PD Good	PD 354	MCD-8
2055 Ford	500 50k		PD Good	PD 355	Capt UD
2007 Ford	Taurus		PD Good	PD 373	MCD-9
2013 HD M/C			PD Excellent	PD472	MU
2011 HD M/C			PD Excellent	PD 429	MU
1988 HD M/C			PD Good	PD078	MU
2013 HD M/C			PD Excellent	PD469	MU
2013 HD M/C			PD Excellent	PD 450	MU
2011 HD M/C			PD Excellent	PD 432	MU
2011 HD M/C			PD Excellent	PD 433	MU
2011 HD M/C			PD Excellent	PD 431	MU
2011 HD M/C			PD Excellent	PD 428	MU
2010 Ford	Fusion	22K	PD Excellent	PD 415	Pro Stand
2007 Ford	Taurus	35K	PD Good	PD 368	Pro Stand
2010 Chevy	Impala		PD Excellent	PD436	MU R1
2010 Chevy	Impala		PD Excellent	PD437	MU R2
2007 Ford	Explorer		PD Excellent	PD 374	MU R3
2013 Chevy	Tahoe	20k	PD Excellent	PD465	S1
2013 Chevy	Tahoe	6k	PD Excellent	PD 474	S2
2007 Ford	Explorer	104k	PD Good	PD 406	
2010 Dodge	Charger	51k	PD Good	PD 426	S3
2010 Ford	Crown	98k	PD Good	PD 414	Safety PO
2005 Ford	Van	50k	PD Good	PD 330	Signal Div
2003 Util	Trailer		PD Excellent	PD 443	SO
2000 Ford	Taurus		PD poor	PD257	SO
2005 Ford	Taurus	40k	PD good	PD 332	SRO
2005 Ford	Crown	119k	PD poor	PD338	SRO
2005 Ford	Crown	140k	PD poor	PD339	SRO
2008 Ford	Crown	100k	PD Poor	PD 391	SRO
2004 Ford	Crown		PD Good	PD 318	SRO
2009 Ford	Explorer	86K	PD Good	PD 405	T-1
2002 Ford	Explorer	109k	PD Good	PD 382	T-10
2007 Ford	Taurus		PD Good	PD 369	T-11

Finance I

2011 Chevy	Impala	10k	PD Excellent	PD453	T-2
2005 Ford	Crown	96K	PD Good	PD 341	T-3
2013 Chevy	Impala	5k	PD Excellent	PD 463	T-4
2005 Ford	Crown	60k	PD Good	PD 340	T-5
2013 Chevy	Impala	5k	PD Excellent	PD 464	T-6
2005 Ford	Taurus		PD Good	PD 331	T-7
2008 Ford	Crown	87k	PD Good	PD 395	T-9
2010 Ford	Explorer	25k	PD Excellent	PD417	Watch Cm
AM G	Humvee		PD Excellent		
AM G	Humvee		PD Excellent		
1977 Boston	Whaler		PD Good		
2010 Parker	Cabin	Cruiser	PD Excellent		
2012 C&C	Open	Boat	PD Excellent		

Vice and Intelligence Unit nit has 15 undercover vehicles assigned to their division

DCM Sanitation Division Inventory List

Inventory ID	Name	Purchased	Description	Year	Condition	Cost at time of purchase	Replacement plan	replacement cost
P-1	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2018	\$282,000.00
P-2	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2018	\$282,000.00
P-3	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2018	\$282,000.00
P-4	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2011	GOOD	\$225,697.05	2016	\$262,000.00
P-5	REFUSE / COLLECTION	Bond	MACK / REAR LOADER	2001	FAIR	\$115,980.00	2015	\$252,000.00
P-6	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2018	\$282,000.00
P-7	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2019	\$300,000.00
P-8	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2019	\$300,000.00
P-9	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2019	\$300,000.00
P-10	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2019	\$300,000.00
P-11	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2019	\$300,000.00
P-12	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2019	\$300,000.00
P-14	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2018	\$282,000.00
P-15	REFUSE / COLLECTION	Bond	CRANE CARRIER	2004	POOR	\$180,000.00	2017	\$272,000.00
P-16	REFUSE / COLLECTION	Bond	CRANE CARRIER	2004	FAIR	\$180,000.00	2017	\$272,000.00
P-17	REFUSE / COLLECTION	Bond	MACK / SEMI-AUTOMATED	2013	NEW	\$249,834.00	2019	\$300,000.00
P-18	REFUSE / COLLECTION	Bond	CRANE CARRIER	2008	FAIR	\$191,660.00	2016	\$262,000.00
P-19	REFUSE / COLLECTION	Lease/purchase	MACK SEMI-AUTOMATED	2011	GOOD	\$225,697.50	2016	\$262,000.00
P-20	REFUSE / COLLECTION	Bond	MACK / AUTOMATED	2011	GOOD	\$272,500.00	2016	\$350,000.00
P-21	REFUSE / COLLECTION	Bond	MACK / AUTOMATED	2011	GOOD	\$272,500.00	2016	\$350,000.00
A-1	SUV	Bond	FORD EXPLORER	2013	NEW	\$30,085.00	2023	\$40,000.00
A-2	PICK UP	Bond	CHEVROLET	2013	NEW	\$38,790.00	2023	\$48,790.00
A-3	PICK UP	Bond	CHEVROLET	2013	NEW	\$38,790.00	2023	\$48,790.00
RO-1	ROLL OFF	Bond	PETERBILT	2011	GOOD	\$162,300.00	2021	\$240,000.00
RO-2	ROLL OFF	Bond	PETERBILT	2011	GOOD	\$162,300.00	2021	\$240,000.00
FL-1	REFUSE / COLLECTION	Bond	MACK FRONT LOADER	2012	NEW	\$235,000.00	2020	\$300,000.00
T-8	RACK BODY	Bond	INTERNATIONAL	2003	FAIR	\$52,298.00	2018	\$88,500.00
T-5	CREWCAB	Bond	FORD F150 SUPER CAB	2013	NEW	\$28,915.00	2023	\$38,000.00
T-5	PUP TRUCK	Bond	INTERNATIONAL	2005	FAIR	\$75,300.00	2015	\$125,000.00
R-7	RECYCLER	Bond	INTERNATIONAL	2005	POOR	\$132,000.00	N/A	NOT REPLACING
R-9	RECYCLER	Bond	INTERNATIONAL	2006	POOR	\$121,000.00	N/A	NOT REPLACING
RL-1	REFUSE / COLLECTION	Bond	MACK REAR LOADER	2013	NEW	\$226,170.00	2020	\$300,000.00
M-1	MECHANIC TRUCK	Bond	FORD 450	2001	FAIR	\$37,197.00	2016	\$65,000.00
								\$7,326,080.00

1a



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2014 FEB 20 P 4: 14

CITY CLERK _____
FALL RIVER, MA

WILLIAM A. FLANAGAN
Mayor

February 19, 2014

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

President and Honorable Members of the City Council:

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

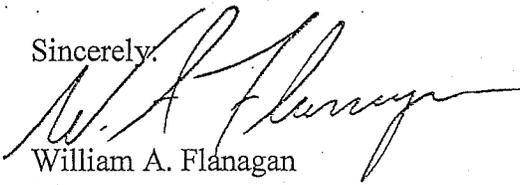
Name: Michael Khoury

Address: 221 College Park
Fall River, MA 02720

To: Planning Board

Term to Expire: June 1, 2019

Sincerely,



William A. Flanagan
Mayor

WF/amos

1b



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2014 FEB 20 P 4: 14

CITY CLERK _____
FALL RIVER, MA

WILLIAM A. FLANAGAN
Mayor

February 19, 2014

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

President and Honorable Members of the City Council:

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

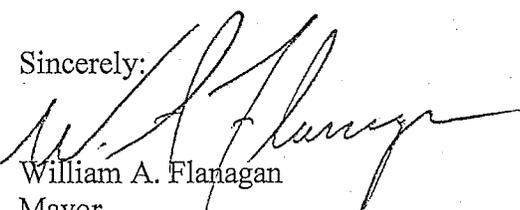
Name: Alice Fagundo

Address: 265 Chester Street
Fall River, MA 02723

To: Planning Board

Term to Expire: June 1, 2018

Replacing: Alan Silvia

Sincerely:

William A. Flanagan
Mayor

WF/amos

Mayor

From: ALICE FAGUNDO [licinia19@msn.com]
Sent: Wednesday, February 19, 2014 7:22 PM
To: Mayor
Subject: FW: Alice Fagundo's Resume

From: licinia19@msn.com
To: mayor@fallriver.ma.org
Subject: Alice Fagundo's Resume
Date: Tue, 18 Feb 2014 18:38:12 -0500

265 Chester Street, Fall River, MA 02723 774-274-2655 Licinia19@msn.com

Alice Fagundo

Objective

To work in a challenging position that would assist a company in achieving growth and providing customer service through maximum use of experience and qualifications that include **15+ years in Customer Service.**

Experience

2013-present	Trial Court	Fall River, MA
--------------	-------------	----------------

Sessions Clerk, District Court

Maintain all docketing and filings with the court on a daily basis.
Prepare, accept and prepare all files.
Running daily sessions of all matters in the district court.

2007-2013	District Attorney's Office	Fall River, MA
-----------	----------------------------	----------------

Paralegal/Victim Witness Advocate

Assist prosecutors with all discovery requests done on a daily basis.
This includes writing motions, requests for medical records, RMV certs and etc.
Assist victims and witnesses, including bilingual individuals with the court process and provide emotional support and crisis intervention.

2006-2007	District Attorney's Office	New Bedford, MA
-----------	----------------------------	-----------------

Victim/Witness Advocate, Juvenile Division

Assist victims and witnesses with the court process.
Help them fill out paperwork and answer any questions that they might have.

1999-2007	O Gil's Restaurant	Fall River, MA
-----------	--------------------	----------------

Manager

Overall responsibility for directing the daily operations of a restaurant, ensuring compliance with company standards in all areas of operation, including product preparation and delivery, customer relations, inventory management, team management, recruiting and retention of team members, financial accountability, ensuring that the highest quality

products and services are delivered to each customer.

Education

1992-1997	Bridgewater State College	Bridgewater, MA
-----------	---------------------------	-----------------

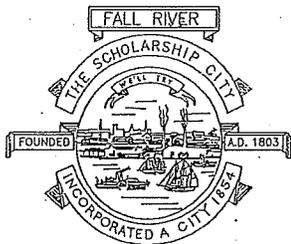
B.S., Management

Minor in Human Resources

References

References are available on request.

2a



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2014 FEB 20 P 4: 14

WILLIAM A. FLANAGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

February 19, 2014

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

President and Honorable Members of the City Council:

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

Name: Michael Abrantes

Address: 594 Tucker Street
Fall River, MA 02721

To: Sewer Commission

Term to Expire: April 6, 2015

Replacing: Todd Benevides

Sincerely:

William A. Flanagan
Mayor

WF/amos

Fall River, Ma 02721

Phone 508-802-7726

Fax 508-567-3298

E-mail

mjtsheetmetal@yahoo.com

Michael A. Abrantes Jr.

Education 1991-1995 Diman Reg Voc Tech Fall River, Ma

Automotive Technology

- Diploma

Professional 2006 – present MJT Heating & Air Conditioning Fall River, Ma

experience

Owner

- Design, fabricate and install heating and cooling systems.
- Inspect, repair, modify and install HVAC equipment.
- Conduct initial consultation with prospective customers.
- Design systems in accordance to customer needs.
- Personally oversee each individual job from start to finish and include a follow up.
- Manage and maintain all billing and purchasing needs of the business.
- Perform job safety meetings with employees.

2005 – 2010 Hughes Sheet Metal Fall River, Ma

Lead Forman/ Supervisor

- Oversee employees to be sure jobs were finished in a timely manner.
- Reading blue print, design and install system according to specs.
- Communicate with architects, engineers and field supervisors.

1998 – 2005 Marcs Sheet Metal Fall River, Ma

Forman/Supervisor

- Started as installer worked up to Sales and Design.
- Designed system to customers needs.
- Overseen projects as well as a crew of 16 employees
- Maintained relationship with equipment salesmen.

1993 – 1998 Theo's Service Center Fall River, Ma

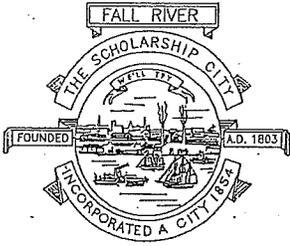
Auto Mechanic

- Repair vehicles.
- Operate car wash.
- Administer state safety and emissions for state inspection stickers.

**Community
activities**

Cyo coach for Holy Trinity School - 2011-Present

26



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2014 FEB 20 P 4:14

WILLIAM A. FLANAGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

February 19, 2014

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

President and Honorable Members of the City Council:

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

Name: Ernest Foisy

Address: 117 Detroit Street
Fall River, MA 02721

To: Sewer Commission

Term to Expire: April 14, 2017

Sincerely,

William A. Flanagan
Mayor

WF/amos

Tel. (508) 992-5475

Fax (508) 992-0340



Greater Southeastern Massachusetts Labor Council

AFL-CIO

C/O UNITE, 867 STATE ROAD • NORTH DARTMOUTH, MA 02747

E-mail: gsmlaborcouncil@aol.com

www.gsmlaborcouncil.org

CYNTHIA RODRIGUES
PRESIDENT
UNITE

BRUCE OLIVEIRA
EXECUTIVE V. P.
IBEW

DAN BRISSON
REGIONAL V. P. NEW BEDFORD

LISA DAVIS
REGIONAL V. P. CAPE COD
SEIU

JIM PIMENTAL
REGIONAL V.P. FALL RIVER

TIM MELIA
TREASURER
UFCW

RECORDING SECRETARY
STEEL WORKERS

PETER ARSENAULT
SARGENANT AT ARMS
NALC

BERT BARAO
TRUSTEE
LCLAA

LISA M. LEMIEUX
TRUSTEE
OPEIU 6

JOSE SOLER
TRUSTEE
MFT/AFT

July 27, 2005

Mayor Edward Lambert
One Government Center
Fall River, Ma. 02720

Dear Mayor Lambert,

It's our understanding that there is a Labor seat vacant on the sewer commission. Greater Southeastern Mass Labor Council would like you to take into consideration the name of

Ernest Foisy
117 Detriot St
Fall River, MA.02721
Tel. 508678-2923

Mr. Foisy is Vice President of Constrution and Labors Local 610, thank you in advance for your co-operation.

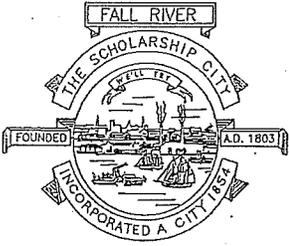
Sincerely

Cynthia Rodrigues
President

cc Steve Mello
Ernet Foisy

2005 JUL 29 AM 10: 22
CITY OF FALL RIVER
MAYOR'S OFFICE

2C



City of Fall River
Massachusetts
Office of the Mayor RECEIVED

2014 FEB 20 P 4: 14

CITY CLERK
FALL RIVER, MA

WILLIAM A. FLANAGAN
Mayor

February 19, 2014

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

President and Honorable Members of the City Council:

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

Name: Attorney Renee Howayeck

Address: 188 North Ogden Street
Fall River, MA 02720

To: Sewer Commission

Term to Expire: September 25, 2016

Sincerely:

William A. Flanagan
Mayor

WF/amos

RENEE M. HOWAYECK

188 North Ogden Street
Fall River, MA 02723
(508) 674-1873

EDUCATION **New England School of Law**, Boston, MA
Juris Doctor, *cum laude*, May 1997
G.P.A.: 3.3/4.0; top 20% of class
Dean's List
Recipient of *CALI Excellence for the Future Awards* for highest ranking student in Family Law and Reproductive Freedom, 1996.

Stonehill College, N. Easton, MA
Bachelor of Arts in Political Science, 1991
Also fulfilled requirements for major in Sociology
Graduated *cum laude*, G.P.A.: 3.4/4.0.

LEGAL EXPERIENCE **Law Office of Gary P. Howayeck**, Fall River, MA
Attorney, Summer 1998-present
Practicing in all areas of civil litigation.

Thomas J. Hallal, Jr., Esquire, Fall River, MA
Attorney, 1997-1998
Provided legal research and writing assistance with various legal memoranda for civil litigation and criminal trials including motions, discovery requests, and appellate court briefs.

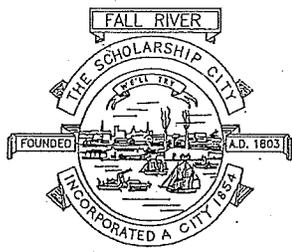
Joseph Macy, Esquire, Fall River, MA
Law Clerk, Fall 1996-Spring 1997
Researched legal issues and wrote various legal memoranda including appellate court briefs.

OTHER EXPERIENCE **Bristol Elders Services**, Fall River, MA
Case Manager, 1993-1995
Assessed homebound elders and provided comprehensive home care services to enable them to remain at home. Independently managed over one hundred fifty cases. Determined eligibility and need for special programs. Provided advocacy and outreach. Performed reassessments and follow-up. Monitored service quality. Maintained communication with nutrition programs and social service agencies. Selected and interviewed applicants for case management positions.

KEY Program Inc., Alternatives For Youth, Fall River, MA
Outreach Caseworker, 1991-1992
Provided intensive community tracking, crisis intervention and 24 hour on-call availability for up to forty youths and their families. Conducted client intakes. Prepared goal-oriented treatment plans, assessment reports, and professional case documentation. Established ongoing communication with community agencies. Provided educational advocacy, informal individual and family counseling, mediation and supportive intervention.

AFFILIATIONS Member, Massachusetts Bar Association, Fall River Bar Association.

3a



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2014 FEB 20 P 4: 15

WILLIAM A. FLANAGAN
Mayor

CITY CLERK _____
FALL RIVER, MA

February 19, 2014

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

President and Honorable Members of the City Council:

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

Name: Paul Cantin

Address: 1307 Bedford Street
Fall River, MA 02720

To: Zoning Board of Appeals (alternate)

Term to Expire: December 1, 2015

Replacing: John Martin

Sincerely:

William A. Flanagan
Mayor

WF/amos

AUTOMOTIVE MARKETING SPECIALIST

PRE-OWNED OPERATIONS - SPECIAL PROMOTIONS - TRAINING

Automotive marketing professional with extensive experience in all facets of the retail dealership environment. Possesses ability to create positive work atmosphere where pride and motivation reflect results. Expertise in areas of general business management, sales, finance and revitalizing under-performing operations. Proven track record of achieving outstanding net profit margins, while creating a significant level of customer loyalty. A firm but fair leader able to gain confidences easily and develop relationships built on mutual trust and respect. Successfully motivates staff to perform at full potential while maintaining the highest levels of customer service.

AREAS OF STRENGTH

Customer Service
Staff Development
Regulatory Compliance

Profitability
Desking
Appraisals

Inventory Control
Fixed Operations
Market Trends

PROFESSIONAL EXPERIENCE

1982 - Present

PAUL CANTIN'S

Fall River, MA

*A UNIQUELY MARKETED PRE-OWNED FACILITY**Owner*

1981

NATIONAL AUTOMOTIVE MARKETING INSTITUTE, INC.

Fall River, MA

*A PROFESSIONAL AUTOMOTIVE CONSULTING FIRM SPECIALIZING IN SALES TRAINING PROCEDURES**President*

1976 - 1981

PAUL CANTIN CHEVROLET

Auburn, ME

*Dealer Principle***OVERVIEW OF RESPONSIBILITIES**

Supervise all daily operations. Define and implement long and short term objectives.

Set and administer inventory management policies, initiate cost control procedures.

Recruit, hire and train staff, including management and support personnel.

Evaluate overall/individual performance; devise and implement management-training processes.

Responsible for monthly advertising budget. Create and design all advertising and marketing campaigns.

Knowledgeable in all media venues with expertise in print and electronic marketing.

Perform annual budget preparation, including capital requirements; implement monthly forecasting reports.

SELECTED ACHIEVEMENTS

Sold in excess of 20,000 retail units in the Fall River area at Paul Cantin's

Supervised daily activities of up to 38 employees.

Managed body shop, seven bay repair facility, detail shop and commercial towing service.

Increased average monthly sales volume from 40 units to 160 units, Paul Cantin Chevrolet.

Past Member, Chevrolet Boston Zone *Heavy Hitters Club*.**EDUCATION AND PROFESSIONAL TRAINING**University Of Massachusetts, Dartmouth, Ma - *B.S. Business Administration*

- The Chevrolet College Of Merchandising - Troy-Michigan- Graduate

Bryant College-Providence R.I.

Bridgewater State College- Teaching Certification

Johnson and Wales University

Northeastern University -

MEMBERSHIP AND ASSOCIATIONS

Former Board Member – Fall River Traffic Commission
Former Board Member – Diman Regional School Committee
Board Of Directors – Massachusetts Independent Dealers Association
Past President Lewiston Auburn New Car Dealers Association
Past President – Greater Fall River Independent Dealers Association
Past President Marconi Club – Fall River
Past Member, NADA Dealer Twenty Groups
Past Member, Chevrolet Boston Zone Dealer Council
Speaker-National Automobile Dealer's Association
Past Member, President's Association - American Management Association
Fall River Benevolent and Protective Order of Elks Lodge #118
The Corky Row Club



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2014 FEB 20 P 4: 15

CITY CLERK _____
FALL RIVER, MA

WILLIAM A. FLANAGAN
Mayor

February 19, 2014

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

President and Honorable Members of the City Council:

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

Name: James C. Calkins

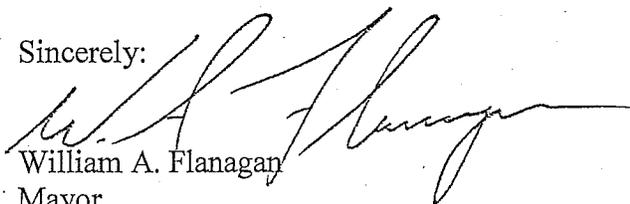
Address: 5455 North Main Street
Fall River, MA 02720

To: Zoning Board of Appeals

Term to Expire: January 15, 2019

Replacing: Andrea Merolla- Simister

Sincerely:


William A. Flanagan
Mayor

WF/amos

James C. Calkins

5455 North Main St
Unit 6E
Fall River, MA 02720
508 672 5450

Resident of Fall River since 1976

Prior Address Falmouth MA

Employment:

Current: Retired

1976-2012 Director of Bristol County Training

Developed and administered federal employment and training programs under the Comprehensive Employment and Training Act, The Job Training Partnership Act, and the Workforce Investment Act. Responsibilities included interpretation of Federal and State Laws and Regulations, development and implantation of annual plans with budgets ranging from four to over ten million dollars per year.

In 1982 expanded the service delivery area to include the Taunton and Attleboro Areas

Assisted in design and implementation of first state wide integrated Management Information System

Responsible for oversight and operation of three full service career centers and a youth center.

Integrated services between State Department of Employment Security and Bristol County Training to form a one stop career system.

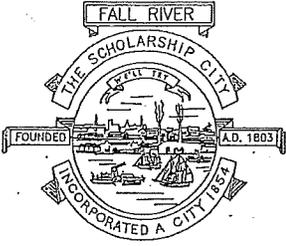
Established worker assistance centers for workers that were dislocated due to major plant closings

Served as chairman of workforce operators group and as Chairman of State Youth Policy committee .

Education:

BA in Business Management from Northeastern University in 1966

3C



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2014 FEB 20 P 4: 15

CITY CLERK _____
FALL RIVER, MA

WILLIAM A. FLANAGAN
Mayor

February 19, 2014

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

President and Honorable Members of the City Council:

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

Name: Denise Lucciola

Address: 54 Chavenson Street
Fall River, MA 02720

To: Zoning Board of Appeals (alternate)

Term to Expire: December 1, 2014

Sincerely:


William A. Flanagan
Mayor

WF/amos

Denise A. Lucciola, M.P.H.

54 Chavenson Street ▪ Fall River, MA 02723 ▪ 508-951-9090 ▪ Denise@anythingweather.com

EDUCATION

BOSTON UNIVERSITY SCHOOL OF PUBLIC HEALTH Boston, MA

Master's Degree in Public Health, 1998

Dual Concentration: Epidemiology/Biostatistics and Health Services

Epidemiology Intern: Assisted in skin cancer prevention program for the Center for Disease Control

UNIVERSITY OF MASSACHUSETTS Amherst, MA

Bachelor of Arts, 1993

Major: Psychology with a minor in Sociology

Activities: Student Government, Women in Leadership Committee, Business Club, Psychology Club

EXPERIENCE

ANYTHINGWEATHER COMMUNICATIONS, INC.™ Seekonk, MA

Vice President, 2002 – Present

- Future partner of a full-service weather company with over 15 years of experience in weather forecasting, web services, and consulting of weather conditions that directly affect business and government.
- Execution of duties: sales, marketing, correspondence, client and government relations, and Internet services.

MASSACHUSETTS WORKERS' COMPENSATION ADVISORY COUNCIL Boston, MA

Executive Director, 1999 - 2002

- Monitored and reported on all aspects of the workers' compensation system (system) in the Commonwealth.
- Reported to Council on developments in the system and the Department of Industrial Accidents (DIA).
- Drafted annual report: The State of the Massachusetts Workers' Compensation System (3 publications.)
- Prepared agendas and information relating to the system for Council meetings.
- Analyzed information relating to the effective functioning of the system and the DIA.
- Drafted correspondence outlining formal positions taken by the Council.
- Prepared reports and obtained data and statistics as assigned by the Council or mandated by statute.
- Reviewed DIA's operating budget, Trust Fund, & employer assessments for financial and legislative issues.
- Analyzed employer assessment rating procedure for DIA funding.
- Prepared and deliver testimony on insurance rate filing issue for the Division of Insurance (DOI).
- Drafted legislation in accordance with current and proposed statutes and regulations.
- Analyzed proposed regulations by administrative agencies with respect to current laws and future impacts.
- Maintained state, national, and international relationships in order to facilitate information transmissions to the Council, Legislature and interested parties as to the ongoing operations of the system.

MASSACHUSETTS HOUSE OF REPRESENTATIVES Boston, MA

Administrative Assistant: Representative Christine E. Canavan, 1996 - 1999

- Facilitated all forms of constituent services, including correspondence and case work research involving various aspects of Federal, State, and Local Government.
- Conducted research, analyzed and drafted legislation, including amendments.
- Provided written testimony at public hearings on various legislation.
- Managed all office operations and attended seminars, forums and organized speech compositions.
- Controlled all media relations and prepared formal press release statements.

BRISTOL COMMUNITY COLLEGE Fall River, MA

Special Populations Coordinator/ Research Assistant, 1994 - 1996

- Identified and assessed needs of special populations enrolled in occupational education programs.
- Gathered, analyzed, and disseminated data on the effectiveness of support services and career programs.
- Completed statistical reports and occupational education grants assessed by the Department of Education.
- Organized workshops and focus groups in such areas as gender equity, integration of curriculum, contextual instructional methodologies, skill standards, and school-to-work related topics.

HARVARD MEDICAL SCHOOL/ BROWN UNIVERSITY Brockton, MA & Providence, RI

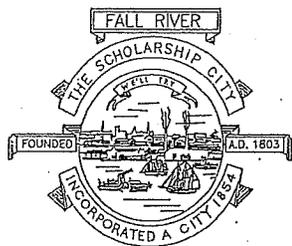
Volunteer Research Assistant, 1994 - 1996

- Conducted extensive research for a follow-up study on the National Collaborative Perinatal Project, which determined the relative influence of genetic predisposition and pre- and perinatal complications on diagnosis, symptoms, and neuropsychological function in schizophrenia and spectrum disorder.
- Assessed the specificity of such factors by comparing offspring of schizophrenics with offspring of affective psychotics and normal controls.

MEMBERSHIPS

- American Public Health Association, Massachusetts Public Health Association

3d



City of Fall River
Massachusetts
Office of the Mayor

RECEIVED

2014 FEB 20 P 4: 15

CITY CLERK
FALL RIVER, MA

WILLIAM A. FLANAGAN
Mayor

February 19, 2014

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

President and Honorable Members of the City Council:

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

Name: John Frank III

Address: 112 Bryon Street
Fall River, MA 02720

To: Zoning Board of Appeals

Term to Expire: January 15, 2018

Sincerely,

William A. Flanagan
Mayor

WF/amos

112 Byron St Fall River, Ma. 02724
508-965-2680
Johnfrank3@comcast.net

John Frank III

Objective

My objective is to use my experience, education and training to obtain a managerial position in the Trial Court Security department.

Employment

1994 – Present Massachusetts Trial Court
Court Officer II

I maintain safety and security for Judges, staff, and the public in the court building. My duties also include care and custody of prisoners and the handling of confidential court documents.

1992 – 1994 Cape Oceanic
Personnel Operations Manager

Responsibilities included interviewing and hiring personnel for a multi million dollar fishing operation. I also controlled all the day to day dock operation, including ordering and purchasing equipment and supplies. I was also responsible for maintaining personnel and payroll records.

1990 – 1992 CF Motor Freight
Night Dispatcher / Security

I was responsible for coordinating pickups and deliveries for a large freight moving company. I was also responsible for securing the terminal and equipment in the yard.

Education

1985 – 1989 BMC Durfee High School Graduated
College Prep Courses

1989 - 1992 University of Massachusetts Transferred Credits
Electrical \ Mechanical Engineering Technology

1997 – 2003 Quincy College Associates Degree
Business Administration MAGNA CUM LAUDE
Labor Management

1999 – 2002 Microsoft A+ certified Computer Tech Certificate

Boards

Trustee National Association of Government Employees
Health and Welfare Trust fund.

Executive Secretary Massachusetts Association of Court Officers Local 228

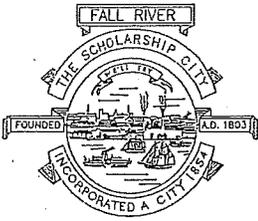
Contract negotiation committee M.A.C.O. Local 228

Legislative Committee M.A.C.O Local 228

Interests

Golf, Tennis, Fishing, Computers, Reading

4



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

Parks Division

WILLIAM A. FLANAGAN
Mayor

KENNETH C. PACHECO
Director

NANCY SMITH
Manager

February 13, 2014

Ms. Alison M. Bouchard
City Clerk
One Government Center
Fall River, Massachusetts

Dear Ms. Bouchard:

Attached please find information that was submitted to the Board of Park Commissioners regarding the renaming of the Bank Street Tot Lot to the Officer Thomas J. Giunta Memorial Tot Lot. The Park Board voted at their regular meeting held on February 12, 2014 to forward this information to the Council so the matter may be researched.

Please advise me of your findings at your earliest convenience.

Sincerely,
Board of Park Commissioners

Nancy Smith
Parks Manager

RECEIVED
2014 FEB 14 P 12:44
CITY CLERK
FALL RIVER, MA



City of Fall River
Massachusetts
Office of the Mayor

WILLIAM A. FLANAGAN
Mayor

January 16, 2014

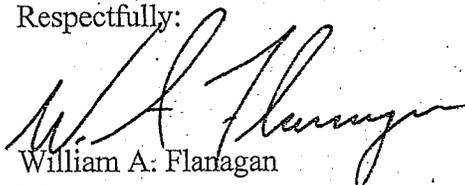
Board of Park Commissioners
City of Fall River
450 Middle Street
Fall River, MA 02724

Dear Members of the Board,

The Mayor's Office has received the attached request from the Bank Street Neighborhood Association. The association's request is to rename the Bank Street Tot Lot as the Officer Thomas J. Giunta Memorial Tot Lot. Officer Giunta was a member of the Fall River Police Department who lost his life in the line of duty.

I am formally submitting this request for your action. I respectfully ask that this item be placed on your agenda for your February meeting and given your every consideration. Thank you in advance for your attention with this request.

Respectfully:


William A. Flanagan
Mayor

WAF/amos

Mayor

From: marlenemc123@comcast.net
Sent: Wednesday, January 15, 2014 10:10 PM
To: Mayor
Subject: Bank Street Tot Lot name change

1/15/14

To Whom It May Concern:

This e-mail is a formal request to change the name of the Bank Street Tot Lot, a small park located at the corner of Bank Street and O'Grady Street, to the Officer Thomas J. Giunta Memorial Tot Lot. With its official name as the Officer Thomas J. Giunta Memorial Tot Lot, this recreational space would further keep Officer Giunta's memory alive in his hometown.

The Bank Street Tot Lot is also conveniently located near the end of the Officer Thomas J. Giunta Memorial Road Race, an annual 5K race that attracts competitors from all over Massachusetts and Rhode Island. This race ends at the Salvation Army, which is just a few feet down the street from the Bank Street Tot Lot.

This request to formally change the name of the Bank Street Tot Lot to the Officer Thomas J. Giunta Memorial Tot Lot is to honor one of our former officers who tragically lost his life while on duty. Please consider to allow the Bank Street Neighborhood Association and our fellow neighbors to immortalize Officer Giunta by naming this park after him.

Thank you for your consideration,

Marlene McCarty and Natalie Melo

Bank Street Neighborhood Association

CITY OF FALL RIVER

6

To the City Council

Councillors:

The Committee on

Ordinances and Legislation, at a meeting held on February 18, 2014

voted 3 yeas, 2 nays to recommend that the accompanying resolution and proposed ordinance be granted leave to withdraw and the loan order form be accepted, with Councilors Mitchell and Rego voting in the negative.


Clerk of Committees

City of Fall River, In City Council

(Councilor Raymond A. Mitchell)
(Councilor Michael L. Miozza)

WHEREAS, any municipal projects that require loan orders or bonds for funding usually take an extended period of time to complete, and

WHEREAS, there are many occasions that changes need to be made to original requests or plans, now therefore

BE IT RESOLVED, that the City Council Committee on Ordinances and Legislation propose an ordinance which will require the administration to provide quarterly updates on the progress of all work associated with projects that have required loan orders for funding.

In City Council, January 14, 2014
Adopted

Approved, January 16, 2014
William A. Flanagan, Mayor

A true copy. Attest:

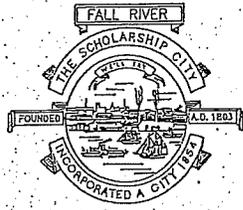
Alison M. Bouchard

City Clerk

*Failed 1-30-14
Asst. Corp. Comm. D. One
to submit a draft ord
to Cmte. within 2 weeks*

rec'd 2-10-14 @ 4:00 PM
CST

City of Fall River
Office of the Corporation Counsel



WILLIAM A. FLANAGAN
Mayor

ELIZABETH SOUSA
Corporation Counsel

GARY P. HOWAYECK
Assistant Corporation Counsel

CHRISTY M. DIORIO
Assistant Corporation Counsel

February 10, 2014

Jasiel Correia, Chairman
Committee on Ordinances and Legislation
City of Fall River
One Government Center
Fall River, MA 02722

Re: Loan Order Legislation

Dear Chairman Correia:

This correspondence is written in response to the Ordinance Committee's request for legislation regarding loan orders. Specifically, the committee requested 1) the administration provide quarterly updates on progress of all work associated with loan order projects; 2) loan order funds be spent solely on itemized projects approved by the Council; and 3) all loan orders be accompanied by an attachment delineating exact projects and their respective costs.

After review, please be advised that the Charter already provides the Council with the ability to request quarterly updates on progress associated with loan order projects, thereby obviating the need for additional, duplicative legislation. Fall River, MA Rev. Ordinances art. II, div. 1, § 19 ("[t]he city council at any time may request from the mayor . . . specific information on any municipal matter within its jurisdiction. The mayor . . . may attend and address the city council in person or through the head of a department, or a member of a board, upon any subject.")

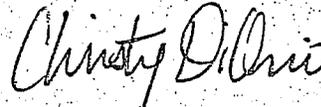
With regard to the committee's second and third requests, bond counsel opined that the City complies with municipal finance laws that regulate limitations on spending borrowed funds. See Mass. Gen. Laws ch. 44, § 20. Moreover, listing exact projects and/or costs would result in bond counsel viewing each line item as a separate borrowing authorization, even if the overall project cost remained the same. Bond counsel expressed concern that the proposed legislation would affect the City's ability to timely complete projects, cause substantial delay to projects already undertaken, and render the process practicably unworkable. (See correspondence from Attorney Manley attached hereto). The Charter's publication requirement for all loan orders would result in a substantial delay and potential standstill if exact project dollar figures are identified in the loan order, as requested. Fall River, MA Rev. Ordinances art. II, div. 1, § 23 (requiring publication at least 10 days prior to passage).

Jasiel Correia
February 10, 2014
Page 2 of 2

To that end, this office recommends that communication remain open during the project process viz-a-viz quarterly updates. Attached please find a sample capital project status report that would accompany detailed project specifications (e.g., architect reports for building projects). The intention would be to keep the City Council fully apprised of projects funded by loan orders, and provide the council with the ongoing opportunity to understand developments, challenges, and costs associated with such projects.

All research is available upon request. After review of bond counsel's correspondence and the approach articulated herein, I welcome the opportunity to discuss this matter at the next Ordinance Committee meeting.

Very truly yours,



Christy M. DiOrio

Enclosures (2)

cc: Cathy Ann Viveiros, City Administrator
John Nunes, Treasurer
Kenneth Pacheco, Director, Community Maintenance
(all w/ enclosures)



EDWARDS WILDMAN PALMER LLP
111 HUNTINGTON AVENUE
BOSTON, MA 02199
+1 617 239 0100 main +1 617 227 4420 fax
edwardswildman.com

Richard A. Manley, Jr.
+1 617 239 0384
fax +1 866 658 1046
rmanley@edwardswildman.com

February 5, 2014

VIA EMAIL

Jasiel Correia, Chairman
Committee on Ordinances and Legislation,
City of Fall River
One Government Center
Fall River, Massachusetts 02722

CITY OF FALL RIVER, MA
LAW DEPARTMENT
14 FEB 10 AM 10:37

Re: City Council Request for Loan Order Legislation

Dear Chairman Correia:

This correspondence is written in response to the Committee on Ordinances and Legislation's (the "Committee") request for legislation regarding loan orders that was brought to our attention, as Bond Counsel to the City, by Assistant Corporation Counsel, Christy DiOrio. We understand that the Committee has requested legislation that would require: (i) quarterly reports from the Administration on the progress of all work associated with projects funded through loan orders, (ii) that all funds borrowed pursuant to a given loan order must be spent on the project or project for which they were approved, and (iii) that all loan orders must be accompanied by an attachment sheet with a breakdown of exact items and costs of each project to be funded by each loan order. For the reasons set forth below, we are of the following opinions:

(i) The City Charter already requires the Administration to provide such information upon request of the City Council.

(ii) The General Laws already limit spending on projects funded by borrowings to the purpose or purposes for which such funds were appropriated.

(iii) Caution must be used in directing spending through loan orders, as specific amount limitations within categories of an overall project can result in project delays, while reallocation votes are sought from the City Council. Such reallocations will frequently amount to changes in specific borrowing authority and as such will require the City Council to pass any such amendments through all stages of the legislative process in the same manner as a new loan authorization, including, among other requirements, the need to follow the City Council's readings, advertising and referendum period requirements.



Jasiel Correia, Chairman
February 5, 2014
Page 2

1. *Quarterly Status Reporting of Loan Order Funded Projects.*

As you may know, Article II, div.1, sec. 19 of the City Charter provides as follows:

The city council at any time may request from the mayor, or, under Plan D or E, from the city manager, specific information on any municipal matter within its jurisdiction, and may request him to [be] present to answer written questions relating thereto at a meeting to be held not earlier than one week from the date of the receipt by the mayor, or, under Plan D or E, by the city manager, of said questions. The mayor, or, under Plan D or E, the city manager, shall personally, or through the head of a department or a member of a board, attend such meeting and publicly answer all such questions. The person so attending shall not be obliged to answer questions relating to any other matter. The mayor, or, under Plan D or E, the city manager, may attend and address the city council in person or through the head of a department, or a member of a board, upon any subject.

This provision of the City Charter mirrors Chapter 43, Section 19 of the General Laws, which applies to most cities in the Commonwealth with plan charters. In our experience working with virtually all of the cities in the Commonwealth, we have not seen charter or municipal code provisions that specifically require quarterly financial and status reporting, except for cases where a community has been required to do so by the Commonwealth as a result of a fiscal emergency. The ability to request information and testimony as covered by provisions like those contained in Article II, div.1, sec. 19 of the City Charter is likely the reason why other cities in the Commonwealth have not resorted to more formalized reporting requirements.

2. *Limitations on Spending Borrowed Funds.*

Amounts authorized to be borrowed for a particular purpose may only be expended on the project for which they were authorized. Chapter 44, Section 20 of the General Laws provides, in relevant part, as follows:

The proceeds of any sale of bonds or notes, except premiums and accrued interest, shall be used only for the purposes specified in the authorization of the loan . . .

Where the General Laws are clear on this point, an addition to the City ordinances on this topic is not necessary in our opinion.

Jasiel Correia, Chairman

February 5, 2014

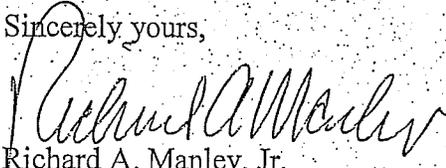
Page 3

3. *Exact Items and Costs to Accompany All Loan Orders*

An ordinance that requires each loan order to be accompanied by exact cost and project detail descriptions will likely create substantial management difficulties for the administration of projects funded with borrowed money. It is unlikely that a project will have all of its exact elements and precise cost components determined at the time a loan order is requested. If a department head were to assemble such details at the time that a loan order was approved, if adjustments within categories needed to be made upon the receipt of bids, as bond counsel, we would have to view each line item as a separate borrowing authorization, so that any amendments among line items, even if the overall cost remained the same, would need to follow the City's process of approving a borrowing, including readings, votes, publication and the expiration of the referendum period. In the meantime, work would need to be halted until the formal changes were approved. For example, for a project with multiple components, such as the reconstruction of several streets, if one street came in at a price less than anticipated, where another came in at a higher price, but the total cost of completion were within the overall appropriation, the City Council would, nevertheless, need to amend the relevant loan order to realign the funds before contracts could be awarded.

I hope this letter has been helpful to you, and would be happy to discuss these issues with you in further detail at your earliest convenience.

Sincerely yours,



Richard A. Manley, Jr.

RAM

COMMITTEE ON ORDINANCES AND LEGISLATION

MEETING Thursday, January 30, 2014 at 5:15 PM
Atrium, One Government Center

PRESENT Councilor Jasiel F. Correia II, presiding
Councilors Casey, DaSilva, Mitchell and Rego

ABSENT None

IN ATTENDANCE Councilor Miozza
Kenneth C. Pacheco, Director of Community Maintenance
Christy DiOrio, Assistant Corporation Counsel

The chairman called the meeting to order.

In the matter of proposed handicapped parking amendments to the traffic ordinance, a discussion was held with those present. On a motion made and seconded, it was unanimously voted to recommend the proposed ordinance, accompanied by an emergency preamble, be passed through all readings.

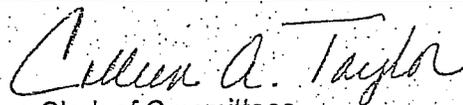
In the matter of proposed miscellaneous amendments to the traffic ordinance, a discussion was held with those present. On a motion made and seconded, it was unanimously voted to recommend the proposed ordinance, be passed through first reading.

In the matter of a resolution requesting the creation of an ordinance requiring quarterly updates on the progress of all projects funded by loan orders, a discussion was held with those present. On a motion made and seconded, it was unanimously voted to request that Assistant Corporation Counsel create a draft ordinance and resubmit said draft to the Committee within 14 days, to include the following items:

- Administration provide quarterly updates on the progress of all work associated with projects that have required loan orders for funding
- All loan order funds must only be spent on items/projects that were approved
- All loan orders will have an attachment sheet with a breakdown of exact items and costs (Assistant Corporation Counsel will discuss with Bond Counsel for approval)

On a further motion made and seconded, it was unanimously voted to recommend the resolution be tabled.

On a motion made and seconded it was unanimously voted to adjourn.


Cullen A. Taylor
Clerk of Committees

City of Fall River
Capital Project Status Report a/o March 31, 2014

Project Name - ABC
CAPITAL PROJECT FUND # 5555

Dept: Dept Name
Project Manager: Project Manager
Total Project Cost: \$xxxxxxxxx
Project Period: 1/1/13 - 6/30/14

Council Authorization	DATE	AMOUNT
Loan Order	xx/xx/xxxx	xxxxxx
Total		\$

Funding Sources	DATE	AMOUNT
Federal Grants		
State Grants		
General Fund Support		
Other Support (specify)	xx/xx/xxxx	xxxxxx
MWPAT SRF Loan #xx-xx-xx		
Open Market BAN	xx/xx/xxxx	xxxxxx
Long Term Open Market Loan		
Total		\$

Total Spent	AMOUNT
Salaries	xxxxxx
Capital Outlay	xxxxxx
Total	\$

Total	AMOUNT
Funded	xxxxxx
Total Spent	xxxxxx
Balance	\$

Description of work completed:

Description of project changes:

Description of work remaining:

Any significant problems encountered?

Can the Project Scope be completed with funds remaining?

Please Note: All financial information will be completed by the Auditor's Office prior to distribution. Auditor's Office will distribute to appropriate Department Head 2 weeks prior to Quarterly Finance Briefing with the City Council.

City of Fall River
Office of the Corporation Counsel

WILLIAM A. FLANAGAN
Mayor

ELIZABETH SOUSA
Corporation Counsel

RECEIVED

2014 FEB 18 P 2

CITY CLERK
FALL RIVER, MA



GARY P. HOWAYECK
Assistant Corporation Counsel

CHRISTY M. DIORIO
Assistant Corporation Counsel

February 18, 2014

Jasiel Correia, Chairman
Committee on Ordinances and Legislation
City of Fall River
One Government Center
Fall River, MA 02722

Re: Loan Order Legislation

Dear Chairman Correia:

Enclosed please find legislation regarding loan orders. Please note that this language reflects the City Charter. See Fall River, MA Rev. Ordinances art. II, div. 1, § 19, a copy of which is also enclosed for your easy reference.

Thank you for your anticipated attention to this matter.

Very truly yours,

Christy M. DiOrio

Enclosures (2)

cc: Cathy Ann Viveiros, City Administrator
John Nunes, Treasurer
Kenneth Pacheco, Director, Community Maintenance
(all w/ enclosures, all via email)

City of Fall River, *In City Council*

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

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

By inserting the following new section to read as follows:

Section 2-134 Loan orders.

The city council at any time may request from the mayor, or, under Plan D or E, from the city manager, specific information on any loan order within its jurisdiction, and may request him to [be] present to answer written questions relating thereto at a meeting to be held not earlier than one week from the date of the receipt by the mayor, or, under Plan D or E, by the city manager, of said questions. The mayor, or, under Plan D or E, the city manager, shall personally, or through the head of a department or a member of a board, attend such meeting and publicly answer all such questions. The person so attending shall not be obliged to answer questions relating to any other matter. The mayor, or, under Plan D or E, the city manager, may attend and address the city council in person or through the head of a department, or a member of a board, upon any subject.

Sec. 19. Information by mayor or city manager to city council, attendance at meetings, etc.

The city council at any time may request from the mayor, or, under Plan D or E, from the city manager, specific information on any municipal matter within its jurisdiction, and may request him to [be] present to answer written questions relating thereto at a meeting to be held not earlier than one week from the date of the receipt by the mayor, or, under Plan D or E, by the city manager, of said questions. The mayor, or, under Plan D or E, the city manager, shall personally, or through the head of a department or a member of a board, attend such meeting and publicly answer all such questions. The person so attending shall not be obliged to answer questions relating to any other matter. The mayor, or, under Plan D or E, the city manager, may attend and address the city council in person or through the head of a department, or a member of a board, upon any subject.

(Acts of 1915, c. 257, l, § 19; Acts of 1938, c. 378, § 8; Acts of 1948, c. 459, § 6)

State law reference— Similar provisions, M.G.L.A. c. 43, § 19.

City of Fall River
Capital Project Status Report a/o March 31, 2014

Project Name - ABC
CAPITAL PPROJECT FUND # 5555

Dept: Dept Name
Project Manager: Project Manager
Total Project Cost: \$xxxxxxxx
Project Period: 1/1/13 - 6/30/14

Council Authorization	DATE	AMOUNT
Loan Order	xx/xx/xxxx	xxxxxx
Total		\$

Scope of Work

Funding Sources	DATE	AMOUNT
Federal Grants		
State Grants		
General Fund Support		
Other Support (specify)	xx/xx/xxxx	xxxxxx
MWPAT SRF Loan #xx-xx-xx		
Open Market BAN	xx/xx/xxxx	xxxxxx
Long Term Open Market Loan		
Total		\$

Total Spent	AMOUNT
Salaries	xxxxxx
Capital Outlay	xxxxxx
Total	\$

Total	AMOUNT
Funded	xxxxxx
Total Spent	xxxxxx
Balance	\$

Description of work completed:

Description of project changes:

Description of work remaining:

Any significant problems encountered?

Can the Project Scope be completed with funds remaining?

Please Note: All financial information will be completed by the Auditor's Office prior to distribution. First Report will issue 60 days after City Council Loan Authorization vote and will include bid estimates received for the listed Scope of Work.

Subsequent Reports will coincide with the Quaterly Financial Briefings. Auditor's Office will distribute to appropriate Department Head 2 weeks prior to Quarterly Finance Briefing with the City Council.

City of Fall River, In City Council

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

That Chapter 70 of the Revised Ordinances of the City of Fall River, Massachusetts, 1999, which chapter relates to traffic be amended as follows:

Section 1.

By striking out in Section 70-241, which section relates to stop intersections designated the following:

Shawmut Street, northbound and southbound drivers on Shawmut Street at Prospect Street

Section 2.

By inserting in Section 70-241, which section relates to stop intersections designated, in proper alphabetical order the following:

Shawmut Street, southbound drivers on Shawmut Street at Prospect Street

Section 3.

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

Shawmut Street, from Summerfield Street to Locust Street in a southerly direction

Section 4.

By inserting in section 70-371, which section relates to parking prohibited at all times, in proper alphabetical order the following:

Douglas Street, north side, starting at a point 155 feet east of Bay Street, for a distance of 42 feet easterly

Section 5.

By inserting in Section 70-374 (7), which section relates to thirty (30) minute parking during certain hours, 6:00 a.m. to 8:00 p.m., every day, in proper alphabetical order the following:

Osborn Street, north side, starting at a point 20 feet west of South Main Street, for a distance of 45 feet westerly

Section 6.

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

Hope Street, north side, starting at a point 20 feet east of Eagle Street, for a distance of 20 feet east

Howe Street, north side, starting at a point 82 feet west of Crawford Street, for a distance of 25 feet west

Lexington Street, south side, starting at a point 50 feet east of Albion Street, for a distance of 20 feet east

Marsh Street, west side, starting at a point 237 feet south of Elizabeth Street, for a distance of 20 feet south

Mulberry Street, east side, starting at a point 118 feet north of William Street, for a distance of 20 feet north

Osborn Street, north side, starting at a point 72 feet west of South Main Street, for a distance of 20 feet west

Pine Street, north side, starting at a point 50 feet west of Seabury Street,
for a distance of 20 feet west
Seabury Street, west side, starting at a point 20 feet south of Locust Street,
for a distance of 20 feet south
Wellington Street, north side, starting at a point 230 feet east of St. Mary Street,
for a distance of 20 feet east

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 11 2014

*Passed through
first reading*

City of Fall River, In City Council

(Councilor Raymond A. Mitchell)
(Councilor Michael L. Miozza)
(Councilor Linda M. Pereira)
(Councilor Daniel M. Rego)

WHEREAS, the City Council has been trying to work to improve economic development opportunities in our City, and

WHEREAS, the City Council unanimously adopted a resolution to hire a Director of Economic Development in April 2013, and

WHEREAS, \$100,000 was allocated for this purpose in the FY2014 budget, now therefore

BE IT RESOLVED, that the City Council requests that the Administration immediately begin the process of hiring a Director of Economic Development.

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 10 A 11:44

Name: RAYMOND BELANGER

CITY CLERK 14-34
FALL RIVER, MA

Address: 959 PLEASANT ST.
SOMERSET, MA 02726

Phone #: 508 646-9714

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

Date of Incident: 1/29/14

Time of Incident: 5:00 PM

Location of Incident: IN FRONT OF 327 HARRISON ST.

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

DRIVING MY CAR I TURNED ON TO HARRISON
ST. WHEN MY RIGHT FRONT TIRE HIT A POT
HOLE IN FRONT OF 327 HARRISON ST. A FEW
SECONDS LATER THE LOW TIRE PRESSURE LIGHT
WENT ON. I PULLED INTO THE PARKING LOT
OF THE CALVARY UNITED PRESBYTERIAN CHURCH, 216
HARRISON ST, AND OBSERVED I HAD A FLAT
TIRE. IMMEDIATELY CALLED AAA & APPROXIMATELY
1 HOUR LATER, SOUTHCOAST TOWING (I THINK)
CHANGED THE TIRE. ON 1/30/14 8:00 AM
I DROVE THE CAR TO ROLAND'S TIRE SERVICE
IN SOMERSET AND THEY LOOKED AT THE TIRE
& SAID IT CAN NOT BE REPAIRED. I PLACED

FIG+2C - LAW
C DPW

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

C city council
C city clerk
C city admin

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 10 A 11:45

Name: RAYMOND BELANGER

CITY CLERK 14-34
FALL RIVER, MA

Address: 959 PLEASANT ST.
SOMERSET, MA 02726

Phone #: _____

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

Date of Incident: 1/29/14

Time of Incident: _____

Location of Incident: _____

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

THE SPARE ON THE CAR & SECURED A WRITTEN
ESTIMATE FOR THE REPLACEMENT COST FOR THE
ORIGINAL TIRE.

<u>I AM REQUESTING REIMBURSEMENT FOR:</u>	
<u>ITEM ①</u>	<u>THE REPLACEMENT COST \$137.91</u>
<u>ITEM ②</u>	<u>THE COST OF INSTALLING THE SPARE \$23.50</u>
	<u>TOTAL \$161.41</u>

I HAVE ALSO ATTACHED ^{ITEM #3} ~~#~~ THAT SHOWS
THE TYPE OF TIRE WHICH WAS ON THE CAR TO
SHOW THAT I AM REPLACING WHAT WAS ORIGINALLY ON
THE CAR.

I DO HAVE THE DAMAGED TIRE AS WELL AS

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

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB. 10 A 11:45

Name: RAYMOND BELANGER CITY CLERK 14-34
FALL RIVER, MA

Address: 859 PLEASANT ST.
SOMERSET, MA 02726

Phone #: _____

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

Date of Incident: 1/29/14

Time of Incident: _____

Location of Incident: _____

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

PICTURES of THE POT HOLE IN THE STREET
IF YOU NEED TO SEE EITHER.
THANK YOU FOR YOUR TIME + ASSISTANCE

Raymond A. Belanger

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

council

CLAIM FORM
City of Fall River, Massachusetts

RECEIVED

Name: Jim Gladney
Address: 28 Mallard Cove Way
Barrington, RI 02806
Phone #: 617-678-6600

2014 FEB 11 A 10:33

CITY CLERK 14-35
FALL RIVER, MA

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

Date of Incident: 1/20/14

Time of Incident: 6 am

Location of Incident: heading North on North Davol St., just south of Plain

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

I was traveling I-95 E to I-79 N towards Logan Airport.
I followed detour signs onto North Davol Street.
I hit a huge pothole on detour resulting in
flat tire, bent rim, tow, and cab fare + tip
to Logan Airport to make business flight.
I am requesting reimbursement for all of
the above.

Receipts attached.

Thank you!

orig 2 copies Law

1 DPW

1 CC

1 city clerk

1 city administrator

1

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

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 11 A 11:37

Name: Erik Hilliard
Address: 30 Partridge Circle
Brochton ma 02301
Phone #: 774 444 0788

CITY CLERK: 14-36
FALL RIVER, MA

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

Date of Incident: 01.03.13

Time of Incident: 1803

Location of Incident: Bradford Ave & South main street

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

Arthur Van Buran was operating my vehicle (MA Reg 1671KN4)
on the above date and time when he was rear ended by
John Amuda, who was operating (MA Reg M73564),
which is owned by the city of fall river. Fall River
Police filed a crash report (14-20-AC). The rear
bumper of my vehicle was damaged. I attached the
police report and request that the damage to my
vehicle be repaired. My insurance company stated I must
fill out this form to have my vehicle repaired. Also
in the accident there just windshield had a
very small crack which was grown across
the windshield. Apparently there was some thing
just struck the windshield from the inside
that projected forward After a city

orig 2 lps
Law
1 DPW
1 CC
1 city clerk
1 city adm

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

Vehicle struck my vehicle with great
force. It also should be noted that
the city vehicle had a plow attached
to the front!

Council

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 11 P 3:19

Name: Chris Cabral

Address: Bx 786
Assonet, MA 02702

Phone #: 508.509.4083

CITY CLERK 14-37
FALL RIVER, MA

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

Date of Incident: 01-30-14

Time of Incident: 1355

Location of Incident: 138 Brightman St, Apt. 1st, Fall River, MA.

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

I was notified by my tenant Ed Williams on Thurs Jan. 30, '14, 3:30pm that the FRPD broke into the house for a wellness call & SAID they would pay to have it repaired. I went to the apt. I learned from Ed Williams the reason why Meals on Wheels called the PD. I was not notified by FRPD or Meals on Wheels that they were going to do this wellness call. My contact info was listed in the entry. I have hired a contractor to replace the door + lock. Enclosed is a bill from A.J. Soares Const. I have since installed a lockbox on the outside of the apt. door. There is labeling on the door to contact me in case of an emergency for the lockbox number.

Right to Law

- Police
- City Council
- City Clerk
- City Admin

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

Council

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2014 FEB 11 P 3:31

CLAIM FORM
City of Fall River, Massachusetts

CITY CLERK 14-38
FALL RIVER, MA

Name: DOUGLAS SILVA

Address: 295 VALENTINE ST
FALL RIVER, MA 02720

Phone #: 508-672-7050

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

Date of Incident: 1-12-14

Time of Incident: OVERNIGHT PRIOR

Location of Incident: VALENTINE ST

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

A BRANCH FROM A TREE ON A CITY
SIDEWALK FELL AND HIT MY CAR. THERE ARE
DENTS ON THE REAR PASSENGER QUARTER AND
THE TRUNK HOOD / DOOR. PICTURES ARE INCLUDED
ON ADDITIONAL PAGES

Trig + de Law
c DPW
c CITY CLERK
c CITY COUNCIL
c CITY ADMIR.

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

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 12 A 11:28

CITY CLERK 14-39
FALL RIVER, MA

Name: Amanda M. Coyne

Address: PO Box 141
Fall River MA 02724

Phone #: 207-576-2207

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

Date of Incident: 1-22-14

Time of Incident: 8:30 pm

Location of Incident: Davol St By Al Mac's Amer

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

I was traveling down Davol St.
Big pit hole unable to avoid do
to another vehicle traveling next to
me I immediately popped my tire
and broke my metal rim. I did call
in the pit hole to the city and
also another large one by pop-eyes
on Pleasant St.
Please find inclosed my receipt of
damage.

Thank you

Amanda Coyne

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

2ct Orig - LAW

c DPW

c City Council

c City Clerk

c City Admin

Council

Untitled

CITY OF FALL RIVER, MA

16 FEB 11 7

To whom it my concern,

01/25/2014

I William Silva was walking down Blackstone st on the 7th of Janurary 2014. I slipped on ice and fell. In doing so I went to saint annes emergency room. They had to admitt me and performed surgery. I had contacted a Lawyer and they said to contact u. Cause it is the city of Fall River Properety.

Thank

You Willaim Silvia

any Question's

774-319-7142

CITY CLERK
FALL RIVER, MA
14-4D

2014 FEB 12 A 10:54

RECEIVED

William silvia

7 weaver st.

Swansea ma.

02777

Page 1

*20 + Orig LAW
1C DPW
1C City Council
1C City Clerk
1C City Attorney*

city clerk

cc

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 13 P 12:06

CITY CLERK: 14-41
FALL RIVER, MA

Name: Judy Hox

Address: 57 Beach St
Fall River, MA 02721

Phone #: 774-644-3687

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

Date of Incident: 1/16/14

Time of Incident: @ 7 PM

Location of Incident: 57 Beach St.

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

I went to the basement of my house to do laundry and noticed a foul smell as I approached the laundry room there was water and back-up sewer on the floor. called the roofer guy, ~~they~~ He came and tried to snake 80 ft and still no result. then he went to the manhole, opened it and notice it was very blocked. He took care of the situation from the manhole and then everything flushed smoothly. I'm putting in this claim ^{of \$300} because I feel that its not my responsibility for blocked manhole →

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

copy & 2 copies Low
1 sewer
1 cc
1 city clerk
1 city adm.

CC

CLAIM FORM

RECEIVED

City of Fall River, Massachusetts FEB 13 P 4: 16

CITY CLERK H-42
FALL RIVER, MA

Name: Lucas Ferreira

Address: 541 Lawton St. Apt. 3
Fall River, MA 02721

Phone Number: (508) 567-8000

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

Date of Incident: January 30th, 2014

Time of Incident: Approximately Between 5:30AM and 6:30AM

Location of Incident: The intersection of Rodman St. and Stockton St.

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

On the morning of January 30th, I was driving on Rodman St. facing the north direction and I needed to make a right onto Stockton St. (turn towards the east). I stopped at the stop line (to check for pedestrians) and inched forward (to check oncoming traffic) and noticed nothing unusual from my personal point of view. As I made my right turn, I heard what sounded like a crash and I realized I had hit a deep pothole. I continued on my way but I noticed that my vehicle's suspension wasn't acting, or sounding normal. I then proceeded to call my dealership and schedule an appointment at my next available date. I arrived at my dealership and asked them to check the suspension and to check back with me on any updates. The technician called me back telling me that my right, front, lower ball joint was extremely loose and that that part was connected to my lower control arm and that both would have to be replaced. I asked if there was any way of identifying what the cause could have been and he told me that it was most likely due to road conditions or pothole impact. I then asked the technician if I could have that statement in writing and if I could have any sort of pictures of the damage. He agreed and upon my vehicle's

completed service, he gave me the pictures and wrote on the Invoice the cause of the damage. I am requesting from the city of Fall River, to reimburse me for what I paid to get my vehicle fixed, and later aligned (a necessary step in any front end work) in the amount of \$1072.34. (One Thousand Seventy-Two dollars and Thirty-Four cents) I am attaching photos of the damaged part, photos of the pothole and my point of view while approaching the pothole, the invoice and receipt from Mercedes-Benz of Warwick, the invoice and before and after measurements of the alignment from Town Fair Tire, and a map showing the location of this incident.

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

CC

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 14 A 10:00

Name: Dennis Ferreing

CITY CLERK 14-43
FALL RIVER, MA

Address: 197 Rodman st.

Phone #: 774-294-3918

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

Date of Incident: 2/10/2014

Time of Incident: 9:45 AM

Location of Incident: sidewalk a cross from walgreens

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

walking back on sidewalk from start shop
was walking very slowly and carefully then
started to cross the street then I feel hurt
my knee bruised it up and was bleeding.

orig + 2 copies Law

1 DPW

1 CC

1 city clerk

1 city adm

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

CC

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 14 A 10: 29
CITY CLERK
FALL RIVER, MA
14-44

Name: Angela Tiebout

Address: 137 Smithies St
Fall River MA 02723

Phone #: (508) 674-1790 cell 401 641 7354

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

Date of Incident: 2/6/14

Time of Incident: 12 PM

Location of Incident: 246 Eastern Ave (N. bound)

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

I was traveling N. bound on Eastern Ave at 12 PM
on 2/6/14 and was unable to avoid a pot hole
in my lane due to surrounding traffic. My
passenger tire popped and warning light came on
so I pulled over and called AAA. They put on
my spare and on 2/7/14 Dave's tire replaced
the front passenger side and noted the back
passenger side was also damaged. on 2/10/14
they replaced the back tire and also did
an alignment due to the damage from
pothole. A police report was filed on 2/7/14.

orig & copies to Law
1 DPW
1 CC
1 city clerk
1 city adm.

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

CC

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 14 P 1:31

CITY CLERK 14-45
FALL RIVER, MA

Name: Amanda Farias

Address: 133 Haffards St. Apt 1
Fall River MA 02723

Phone #: 508-837-3087

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

Date of Incident: 2-12-14

Time of Incident: 9pm

Location of Incident: Quequechan St. Fall River MA

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

Driving Home hit a pot hole it
Damaged my tire, which made it unsafe
to Drive. I had to purchase a
new tire due to hitting the pot hole

orig + 2 copies Law

DPW

ICC

1 City Clerk

1 City adm.

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

CC

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 14 P 3:15

Name: Aldo Turcato

CITY CLERK M. 46
FALL RIVER, MA

Address: 46 Forest St
Fall River MA 02721

Phone #: 774 955 3869

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

Date of Incident: 01/03/2014

Time of Incident:

Location of Incident: 224 Gulquichon St

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

on January 3, 2014 when
driving on 224 Gulquichon St
There was a big pothole
with no notice to let me
avoid because there was
another car coming opist
deretion with damage the
Front passenger side of the
Ford Rent to me by Hertz. I
paid the tire to Hertz

orig & 2 copies Law
1 DOPW
1 CC
1 city clerk
1 city adm.

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

CC

RECEIVED

February 13, 2014

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

2014 FEB 14 A 10:07

CITY CLERK 14-47
FALL RIVER, MA

To whom it may concern,

I am writing in regard to an incident that occurred on the night of December 27, 2013, in which my son Michael's car was damaged when it struck a pothole on New Boston Road. The pothole was located in the roadway and there was no traffic cone, traffic barrel, or other type of warning device placed in the roadway. By the time the pothole was visible, my son could not avoid hitting it due to the fact that there was another vehicle approaching him in the opposing travel lane. He had no alternative except to hit the pothole.

Upon hitting the pothole, the front tire on the passenger side immediately lost all air. In addition, the wheel rim on both the front and rear passenger side was damaged. Another vehicle was also damaged due to the pothole, and the operator of the second vehicle called Fall River Police to report the incident. Upon arriving, the Fall River police officer took information from my son to file a report. A copy of this report is enclosed with this letter.

My son was able to replace the deflated tire with a spare tire and drove home. He brought the vehicle to be repaired at Henri's Wheel Alignment on Wood Street in New Bedford. Upon investigation, he was informed that both the front and rear wheel rims were bent and would need to be replaced, at a cost of \$195 for each rim. His front tire had only lost air due to being dislodged from the rim upon impact and was salvageable. In addition, the air pressure sensors for each damaged rim required replacement, and the vehicle also needed a front end alignment as a result of hitting the pothole. The total bill for repair was \$521.38. The bill for this work is also attached to this letter, as are pictures of the damaged wheels and the pothole.

I respectfully request that my son be fully reimbursed for the cost of repair needed for his vehicle. The incident was not a result of any careless or reckless driving behavior on his part, and he should not be expected to incur the expense of repair from this incident.

Thank you for your consideration on this matter. I look forward to hearing from you in the near future. If you have any further questions, my contact information is shown at the bottom of the page.

orig & 2 copies Law
LD PW
1 CC
1 city clerk
1 city adm

Sincerely,



William D. Travers
26 Rounsevell Drive
East Freetown, MA 02717
Phone: (508) 763-9028
Email: WDT22@comcast.net

CC

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 18 A 10:37

Name: Denis. hatar

CITY CLERK 14-48
FALL RIVER, MA

Address: 2614 North Main
Fall River MA 02720

Phone #: 774 930 7534

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

Date of Incident: 2/14/14

Time of Incident: Hit pot hole

Location of Incident: Barre St / Eastern Ave

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

Hit a pot hole on Eastern Ave /
Barre Street. Had to replace tire,
tire blew out. Also found vehicle
AAA covered tow.

orig & 2 copies Law
1 DPW
1 CC
1 city clerk
1 city adm

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

CC

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 18 A 11:21

Name: Jason Gall CITY CLERK 14-49
FALL RIVER, MA

Address: 197 Campbell St.
New Bedford ma, 02740

Phone #: (774)-328-0982

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

Date of Incident: 2/16/2014

Time of Incident: 11:30 pm

Location of Incident: Pleasant St. Fall River

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

I was driving to work and I
Had Hit a ~~pot~~ Massive pothole
That is on ~~pleasant st~~ Pleasant St.
right in front of The Fall River
Police dept, as I got to work
I noticed that I got a flat
tire as a result of driving over
this massive pothole, The following
day I took a photos of The
Pothole on ~~the~~ 2/17/2014, ~~Monday~~
at The Time There was No Caution
Cone There but The following day
on 2/18/2014 at 7:00AM There was
a Caution Cone There.

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

orig & 2 copy sent
1 DPW
1 CC
1 city clerk
1 city administrator

CC

CLAIM FORM
City of Fall River, Massachusetts

RECEIVED

Name: Maria J. Paiva 2014 FEB 19 P 12:40
Address: 19 Zulmira Dr. CITY CLERK 14-50
Westport Ma, 02790 FALL RIVER, MA
Phone #: 5086744986

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

Date of Incident: 2/6/14

Time of Incident: 5:30 pm

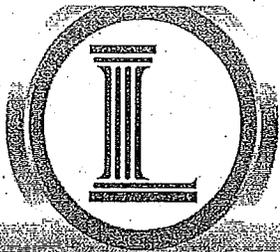
Location of Incident: Eastern Ave. before Bedford St.

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

Driving up Eastern Ave. at 5:30pm
(Thursday Feb. 6, 2014) hit large pothole on
the road; blew out 2 tires on passenger side

orig & 2 copies Law
1 DPW
1 CC
1 city clerk
1 city adm

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



ROB LEVINE & ASSOCIATES

The Lawyers for Personal Injury

CC

Certified Mail/Return Receipt Requested

January 31, 2014

14-51

City of Fall River
Attn: City Clerk's Office
1 Government Center
Fall River, MA 02720
Attention: Alison M. Bouchard, City Clerk

RECEIVED
2014 FEB 19 P 3:51
CITY CLERK
FALL RIVER, MA

Re: *Our Client: Adam Ware*

Dear Ms. Bouchard:

This letter of presentment is being sent to you pursuant to M.G.L Ch. 258 §4, and M.G.L. Ch. 84 §18 serving as notice that I represent Adam Ware of 30 Brow St Apt 1W Fall River, MA 02721. This letter of presentment is in regards to injuries sustained in a Slip and Fall accident that happened on October 10, 2012 at 450 Locust Street due to your insured's negligence.

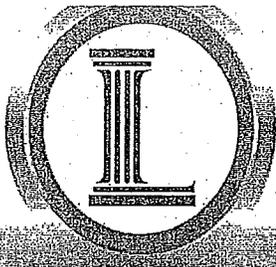
On October 10, 2012 Mr. Ware was walking down the stairs at the Child Development Program of Fall River when he slipped on water that was on the stairs Please see attached form for additional information.

Thank you for your anticipated cooperation with regard to this matter.

Very truly yours,

orig + 2 copies Law
1 DPW
1 CC
1 city clerk
1 city adm.

Robert J. Levine, Esq.
RL/dd



ROB LEVINE & ASSOCIATES

The Lawyers for Personal Injury

Claimant Information

Name: Adam Ware

Insurance Company Name (If Applicable):

Insurance Company Claim # (If Applicable):

Telephone #(s):

Address: 30 Brow St Apt 1W

Fall River, MA 02721

Claim Against

Name of Commonwealth/City/Town Employee Involved (If Applicable): City of Fall River

Name of Commonwealth Agency Involved (If Applicable):

Registration # of Commonwealth Vehicle (If Applicable):

Was a police report Completed? No

Date of Incident: October 10, 2012

Time of Incident: 2:45 PM

Location of Incident: 450 Locust Street

CC

RECEIVED

CLAIM FORM

City of Fall River, Massachusetts

FEB 19 P 3:51

Name: SUZANNE Almeida CITY CLERK 141-52
FALL RIVER, MA.

Address: 47 Center ST.
WESTPORT MA 02790

Phone #: 5086749573 cell # 5085428905

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

Date of Incident: 1.14-2014

Time of Incident: 6:10 PM

Location of Incident: EASTERN AVE + ARIZONA ST.

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

DRIVING W. ON EASTERN AVE. HIT A POT.
Hole - GOT 2 RIGHT TIRES FLAT -
HAD TO BE TOWED - WHILE WAITING
FOR A TOW - OBSERVED 7 VEHICLES BEHIND
ME WITH THE SAME PROBLEM -
ALL FLAT TIRES - THERE WAS NO
CONES OR MARKERS TO WARN VEHICLES.
FINALLY AS I WAS BEING TOWED THERE WAS
A FALL RIVER POLICE CRUISER GUIDING THAT POT HOLE.
"OFFICER MELLO" TOOK MY VEHICLE INFORMATION
- PLATE # REG # NAME AND PHONE #.

"HAD TO WAIT FOR PLICE REPORT 2-17-14" PICKUP WP 11

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

orig + 2 copies Law
1 DPW
1 CC
1 city clud.
1 city adm

CC

RECEIVED

CLAIM FORM
City of Fall River, Massachusetts

2014 FEB 19 P 3:47

Name: LYNN ST. LAURENT

CITY CLERK 14-53
FALL RIVER, MA

Address: 237 Blossom Hill DR.
WESTPORT MA 02790

Phone #: (508) 674-9113

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

Date of Incident: 2/14/2014

Time of Incident: 645 AM

Location of Incident: NORTH EASTERN AVE, FALL RIVER

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

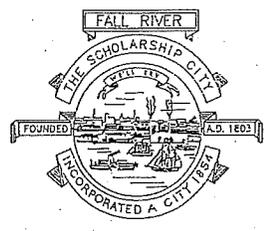
WHILE DRIVING TO WORK I HIT A POT
HOLE & CALLED MY AAA TO PLACE
DOUGHNUT TIRE ON, THEY SENT "KNIGHTS"
GARAGE, LOCATED ON KINDERLY, HE SAID HE
GET MANY CALLS THAT NIGHT FOR THE SAME
POT HOLE & HE SAID HE WAS GOING TO FILE
A POLICE REPORT ON IT. MY AAA REFERENCE # 641
I BROUGHT MY TIRE TO FORTIER'S AUTO SALES
TO FIX BUT IT COULD NOT BE FIXED &
CHARGED ME FOR A NEW TIRE WHICH
I ATTACHED THIS SALES RECEIPT
OF \$113.37/105

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

RECEIVED

2014 FEB 13 A 11: 27

CITY CLERK
FALL RIVER, MA



City of Fall River Massachusetts

Department of Community Maintenance

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

Engineering Division

WILLIAM A. FLANAGAN
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: February 12, 2014
Subject: Street Opening Request for Pavement less than 5 years old.

Comments:

Michael Amaral has requested permission to open a street less than five years old for the purpose of installing a gas service. The location of this request is at 766 Second Street. This street was resurfaced in November of 2009. The five year moratorium expires this year. This home is currently under renovation and water and sewer services already exist.

Under Section Sec. 66-392 of City Ordinances, permission to open this street can only be granted by a majority vote of the city council .

If the Council grants this request, the following street repair criteria would apply:

1. All work should be done in accordance with the requirements of the "Standards Employed by Public Utility Operators When Restoring Municipal Streets" as published by the Commonwealth of Massachusetts Division of Telecommunications and Industry.
2. Infrared patching of the joints will be required.
3. All work is to be inspected by the Engineering Department.

16



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

Southeast Regional Office • 20 Riverside Drive, Lakeville MA 02847 • 508-946-2700

RECEIVED

DEVAL L. PATRICK
Governor

RICHARD K. SULLIVAN JR.
Secretary

2014 FEB 13 P 3:06

KENNETH L. KIMMELL
Commissioner

CITY CLERK
FALL RIVER, MA

Facsimile Transmittal

Date: 2/13/14
 To: Mayor + City Council Fax: (508) 324-2626
(508) 324-
 From: Rozlyn Reinao Phone: (508) 946-2863
 Re: for Maria June Pages: 5 (1/1-sided and 4/2-sided)
 CC:

- Urgent For Review Please Comment Please Reply Please Recycle

Notes:

BFI - Fall River Landfill
Maria June



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

Southeast Regional Office • 20 Riverside Drive, Lakeville MA 02347 • 508-946-2700

DEVAL L. PATRICK
Governor

RICHARD K. SULLIVAN JR.
Secretary

KENNETH L. KIMMELL
Commissioner

COPY

February 10, 2014

Mr. Christopher October, Environmental Manager
Browning-Ferris Industries, Inc. (MA)
1080 Airport Road
Fall River, Massachusetts 02720

RE: **FINAL APPROVAL WITH CONDITIONS**
Application for: BWP SW 43, Landfill Closure Certification
Phase 2 Closure of Area 3 Expansion
Transmittal # X257454

AT: BFI Fall River Landfill
1080 Airport Road
Fall River, MA 02720
Facility ID#: 132278
Regulated Object#: 172513

Dear Mr. October:

The Massachusetts Department of Environmental Protection ("MassDEP") has completed its technical review of the Landfill Closure Certification Report, BWP SW43 permit application ("Application") listed above regarding final cover system over the Phase 2 Area 3 Expansion, of the Browning-Ferris Industries ("BFI") Fall River Landfill ("Landfill") and determined the application is technically complete. MassDEP hereby approves the Application subject to the conditions herein.

SUBMITTALS:

The following submittals represent the complete Application reviewed by the MassDEP under 310 CMR 19.000 *Solid Waste Management Facility Regulations*, 310 CMR 19.142(5) *Post Closure Requirements* and MassDEP's *Landfill Technical Guidance Manual, May 1997* (the "Manual").

An application package received by MassDEP on December 20, 2013, comprised of the following documents:

- o A transmittal form assigned Transmittal Number X257454, and a Permit application form BWP SW 43 Application for Determination of Landfill Closure.
- o A cover letter prepared by SITEC Environmental, Inc. ("SITEC"), dated December 19, 2013.
- o One bound report entitled "BFI Fall River Landfill, Fall River, MA; Construction Quality Assurance Report, Area 2 Expansion, Phase 3 Landfill Closure Project, December 2013", containing a Narrative Report, and eight record drawings.
- o A letter of Certification, prepared by SITEC, affirms that the construction was completed under their general supervision and in general compliance with the approved plans and specifications, dated November 22, 2013.

PROJECT BACKGROUND:

The BFI Fall River Landfill ("BFI Landfill") is a privately owned and operated facility located in the northern portion of the Fall River Industrial Park in Fall River, Massachusetts. Browning-Ferris Industries, Inc. Massachusetts has owned and operated this facility since January 1986. The BFI Landfill is located at 1080 Airport Road, Fall River, Massachusetts on a 200-acre parcel of land that was site assigned by the City of Fall River Health Department on February 24, 1982. Thereafter, the BFI Landfill has been constructed in phases.

On April 12, 2010, MassDEP issued an approval authorizing the construction of the Area 2 Expansion (BWP SW 26, Transmittal No. X223722). On March 14, 2011, MassDEP issued an approval authorizing operation of the Area 2 Expansion (BWP SW 10, Transmittal No. X236312). On April 2, 2012, MassDEP issued an approval authorizing construction of a final cover system over the Area 2 Expansion (BWP SW25, Transmittal No. X241695).

The Area 2 Expansion is located along the northwesterly sideslope of Phase I and Phase II landfill area. The BFI Landfill liner systems for the vertical expansion were designed taking into consideration all existing liner systems that lie beneath the expansion area. The footprint of the existing landfill was not expanded by this project. The final cover system over the Area 2 Expansion is approximately 17 acres. A construction certification report for the Phase 2 Area 3 Expansion was submitted to the MassDEP on December 20, 2013, and is the subject of this Application.

Approximately 1.6 acres of the Area 2 Expansion have been left uncapped and inactive. The final grades for the adjacent Area 3 Expansion have been designed to overlay this 1.6 acre portion of the Area 2 Expansion to maximize available disposal capacity between the two lined landfill cells. Waste disposal within this overlay area will occur as part of final Area 3 lift placement, which will take place in late 2014. The last phase of final closure construction will commence as soon as waste disposal within the two landfill cells is completed.

FINAL COVER SYSTEM DESCRIPTION:

The Final Cover System on the Phase 2 Area 3 Expansion area was designed in compliance with 310 CMR 19.112 *Landfill Final Cover Systems*, and CMR 19.140 *Landfill Closure Requirements* of the Solid Waste Management Regulations. The final cover system has a landfill gas management system, a geomembrane low permeability barrier and numerous stormwater run-off control devices designed to maintain the integrity of the final cover.

The final cover system consists of approximately 5.65 acres of final cap ("Phase 3 Cap") of the Area 2 Expansion, and an active landfill gas collection system ("Stage 3 LGCS") within this area. The construction of the Stage 3 LGCS was completed in June 2013. The construction of the Phase 3 Cap was completed in October 2013. The final cover system design for the Phase 3 Area 2 Expansion includes the following components:

- A suitably prepared landfill surface beneath the final cover system; overlain by
- A gas venting layer consisting of a minimum of six (6) inches of sand with a maximum particle size of 3/8 inch and a minimum saturated hydraulic conductivity of 1×10^{-3} cm/sec; overlain by
- A low permeability layer consisting of a forty (40) mil high-density polyethylene ("HDPE") textured geomembrane; overlain by
- A drainage layer consisting of a minimum of nine (9) inches of sand with a maximum particle size of 3/8 inch and a minimum saturated hydraulic conductivity of 1×10^{-2} cm/sec; overlain by
- A vegetative support layer consisting of a minimum of twelve (12) inches of soil with a maximum saturated hydraulic conductivity of 1×10^{-4} cm/sec, capable of supporting vegetative growth on the final cover and, with a minimum organic content of 3%.

Storm Water Control System: In addition to the components listed above, the final cover system include storm water run-off/run-on control features designed to maintain the integrity of the final cover and prevent erosion and ponding of water on the final cover system. The storm water management conveyance structures have been designed for up to the 100-year, 24-hour rainfall event. The storm water control system includes:

- Earthen diversion berms: constructed above the vegetative layer to divert run-off to side slope let-down channels;
- Side slope let-down channel: stone lined, to convey slope run-off from the diversion berms to perimeter drainage swales at the toe of the slopes;
- Perimeter swales: lined with vegetation and rip-rap lining constructed along the toe of the landfill to convey stormwater to a storm water management basin; and
- Sub-drains: constructed of perforated pipe, installed above the geomembrane cap at intervals of one-hundred (100) feet. Sub-drains divert drainage water that has percolated through the topsoil layer to the letdown channels and the perimeter swales, and minimize the build-up of storm water within the drainage layer.

Upon completion of landfilling in the Area 2 Expansion and construction of the final cover system, all stormwater runoff will be directed to the existing stormwater control system. Since no

new footprint area was added to the Landfill, no new stormwater basin capacity was required. As part of the Phase 3 Cap, the two existing side slope let-down channels that are located in the center, and on the southerly side, of the Area 2 Expansion, were extended up the slope through the Phase 3 Cap area. The let-down channel has been designed to convey storm water runoff from the earthen diversion berms and sub-drains into the perimeter drainage channel. The earthen diversion berms were built using vegetative support layer soils and lined with erosion control matting for erosion control. The slopes of the berms were constructed at a minimum of 5 percent.

Active Gas Collection and Control System: The main section of the BFI Landfill consists of areas designated Phase I and Phase II. The Phase I and Phase II landfill gas collection system currently consists of vertical gas extraction wells, horizontal gas collection trenches, and connections to leachate collection system cleanouts. The gas header system in Phase I and Phase II consists of a 16-inch header pipe installed on the lower half of the slope around the entire landfill mound. Four 8-inch diameter headers provide connections across the central and upper areas of the landfill mound. Gas collectors are connected to the main header pipes via 4-inch and 6-inch laterals. The existing landfill gas control system is located at the south side of Phase I and includes a power plant facility and two enclosed flare systems. The power plant facility consists of two 975 kW Waukesha 7042 GLD engine/generator packages and one 5,000 kW Taurus 60 Solar turbine and is utilized as the primary landfill gas control device. The flare system includes two Callidus enclosed flares, two Lansom blowers, two control racks, and associated landfill gas control piping and electric control equipment and is used as the backup control device when the power plant facility is offline or operating at reduced capacity.

Prior to construction of the Area 2 Expansion, the Phase I and II landfill gas collection system included eighty-eight (88) vertical gas extraction wells, eight (8) horizontal gas collection trenches, and seven (7) connections to leachate collection system cleanouts. The landfill gas header system in Phases I and II consisted of a main sixteen (16) inch perimeter loop installed on the lower half of the slope around the entire landfill mound. Four (4) eight (8) inch diameter headers provided connections across the central and upper areas of the landfill mound. Gas collectors are connected to the main header pipes via four (4) inch and six (6) inch laterals. Condensate produced from the Phase I and II landfill gas collection system is collected at sumps installed at the low points in the gas collection piping and is pumped by automated pneumatic pumps and a force main system into one of two 8,000-gallon, above grade storage tanks.

On April 17, 2013, MassDEP issued an approval for the construction of Stage 3 Landfill Gas Collection System ("LGCS") for the Area 3 Expansion under a Major Modification Application (BWP SW 11, Transmittal No. X254942). The construction of Stage 3 LGCS was completed in late June 2013, and was comprised of the following main components:

- The installation of approximately 550 feet of 12-inch diameter HDPE gas header pipe, 185 feet of 10-inch diameter HDPE gas header pipe, and 150 feet of 4-inch diameter HDPE gas lateral pipe, to connect the horizontal collectors and vertical wells to the existing landfill gas collection system;

- o The installation of 4 vertical gas collection wells (EW-257, EW-258, EW-259, and EW-260); and
- o The installation of 3 horizontal gas collection trenches (HC-257, HC-258, and HC-259) constructed of 6-inch diameter perforated HDPE pipe, backfilled with crushed stone and connected to remote wellheads.

The four vertical gas extraction wells were installed with a minimum of ten foot of separation from the liner system to ensure protection of the liner, and with a minimum screen length of fifteen feet to ensure adequate gas collection was achieved.

The vertical gas collection wells EW-261, and EW-262 proposed on the original design and approved by MassDEP in the Permit Modification X254942, were not constructed due to the shallow waste depths within the Area 2 Expansion. These vertical gas collection wells were replaced by an additional horizontal gas collection trench. The additional gas collection trench is shown on the plan, titled "BFI Fall River Landfill, Area 2 Expansion, Landfill Final Closure Project - Landfill Closure Completion (Phase 3) LGCS Overall As-Built Site Plan", drawing number AB-1, dated October 29, 2013. The original design is shown on the plan, titled "BFI Fall River Landfill, Area 2 Expansion, Landfill Gas Collection System Installation, 2012 Construction Site Plan", drawing SP-1, dated 11/30/11 (submitted with BWP SW 11, Transmittal No. X241112).

APPROVAL AND CONDITIONS:

MassDEP has reviewed the information in the Application in accordance with the requirements of 310 CMR 19.140, "Landfill Closure Requirements" and in accordance with the MassDEP's guidance document entitled "Landfill Technical Guidance Manual" (the "Guidance Manual"), revised May, 1997. Based on this review, MassDEP has determined that the referenced Application meets the pertinent criteria for a landfill closure pursuant to 310 CMR 19.000.

In accordance with authority granted pursuant to Massachusetts general laws ("M.G.L.") chapter 111, section 150A, MassDEP hereby approves the certification of construction of the BFI Fall River Landfill Final Cover System on the Phase 2 Area 3 Expansion area, as shown on the as-built drawings, subject to the following conditions:

1. The BFI Landfill shall be operated and maintained in accordance with the requirements of 310 CMR 16.00 and 19.000, the facility Authorization to Operate permit, and the facility Operations and Maintenance Plan.
2. Pursuant to 310 CMR 19.130(15)(e)(3), BFI shall maintain the final cover system to prevent erosion and to ensure the integrity of the final cover system.
3. Pursuant to 310 CMR 19.142, BFI shall maintain, care for and monitor the closed areas of the Landfill.
4. Pursuant to 310 CMR 19.043(5)(i) "Duty to Inform" and 19.133(1)(c) "Maintenance of Environmental Control and Monitoring Systems", BFI must notify MassDEP of any damage to the final cover system, stormwater control system, and/or environmental monitoring system.

5. Pursuant to 310 CMR 19.130(15)(e)(1), BFI is required to periodically begin to apply final cover based on various circumstances specified within the regulations. BFI shall submit an appropriate cap construction application for MassDEP approval prior to commencing cap construction in Landfill areas not covered by previous permits.
6. MassDEP reserves the right to require additional assessment or action as deemed necessary in order to protect and maintain the environment free from objectionable nuisances, dangers and/or threats to public health.

PERMIT LIMITATIONS:

The issuance of this conditional approval is limited to certification of closure of the Phase 2 Area 3 Expansion, as shown on the submitted plans, and does not relieve BFI from the responsibility to comply with all other regulatory or permitting requirements. MassDEP reserves the right to require additional assessment or action, as deemed necessary to protect and maintain the environment free from nuisance conditions, dangers or threats to public health, safety or the environment.

REVIEW OF DECISION:

Pursuant to 310 CMR 19.037(4)(b), if the Applicant is aggrieved by MassDEP's decision to issue this decision, it may within twenty-one days of the date of issuance file a written request that the decision be deemed provisional, and a written statement of the basis on which the Applicant believes it is aggrieved, together with any supporting materials. Upon timely filing of such a request, the decision shall be deemed a provisional decision with an effective date twenty-one days after MassDEP's receipt of the request. Such a request shall reopen the administrative record, and MassDEP may rescind, supplement, modify, or reaffirm its decision. If MassDEP reaffirms its decision, the decision shall become final decision on the effective date. Failure by the Applicant to exercise the right provided in 310 CMR 19.037(4)(b) shall constitute waiver of the Applicant's right to appeal.

RIGHT TO APPEAL:

Right to Appeal: This approval has been issued pursuant to M.G.L. Chapter 111, Section 150A, and 310 CMR 19.037: Review Procedure for Permit Modifications, Permit Renewals and Other Approvals, of the "Solid Waste Management Regulations". Pursuant to 310 CMR 19.037(5), any person aggrieved by the issuance of this decision, except as provided for under 310 CMR 19.037(4)(b), may file an appeal for judicial review of said decision in accordance with the provisions of M.G.L. Chapter 111, Section 150A and M.G.L. Chapter 30A not later than thirty days following receipt of the final permit. The standing of a person to file an appeal and the procedures for filing such an appeal shall be governed by the provisions of M.G.L. c. 30A. Unless the person requesting an appeal requests and is granted a stay of the terms and conditions of the permit by a court of competent jurisdiction, the permit decision shall remain effective or become effective at the conclusion of the thirty (30) day period.

Notice of Appeal: Any aggrieved person intending to appeal the decision to the Superior Court shall provide notice to MassDEP of the intention to commence such action. Said notices of intention shall include MassDEP Transmittal No. X257454 and shall identify with particularity the issues and reason(s) why it is believed the approval decision was not proper. Such notice shall be provided to the Office of General Counsel of MassDEP and the Regional Director for the regional office that made the decision. The appropriate addresses to send such notices are:

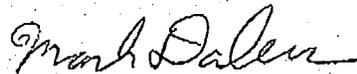
Office of General Counsel
Department of Environmental Protection
One Winter Street
Boston, MA 02108

Philip Weinberg, Regional Director
Department of Environmental Protection
20 Riverside Drive
Lakeville, MA 02347

No allegation shall be made in any judicial appeal of this decision unless the matter complained of was raised at the appropriate point in the administrative review procedures established in 310 CR 19.000, provided that matter may be raised upon showing that it is material and that it was not reasonably possible with due diligence to have been raised during such procedures or that matter sought to be raised is of critical importance to the public health or environmental impact of the permitted activity.

Please contact me at (508) 946-2847 or Maria A. June at (508) 946-2767 if you have any questions. In all written responses please reference Transmittal # X257454.

Very Truly Yours,



Mark Dakers, Chief
Solid Waste Management Section

D/MJ/rr

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fc: William A. Flanagan, Mayor
City of Fall River, City Hall
One Government Center
Fall River, MA 02772
Fax No. (508) 324-2626

Fall River City Council
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cc: Mike Quatromoni,
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Representative Carole Fiola
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Fall River Board of Health
hvaillancourt@fallriverma.org

DEP-Boston
ATTN: J. Doucett

DEP-SERO
ATTN: D. Connick
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