

City of Fall River Massachusetts

Office of the City Clerk

ALISON M. BOUCHARD
CITY CLERK

OCTOBER 11, 2013

INÊS LEITE
ASSISTANT CITY CLERK

MEETINGS SCHEDULED FOR NEXT WEEK

TUESDAY, OCTOBER 15, 2013

6:00 P.M. COMMITTEE ON FINANCE

1. Community Preservation Act Fiscal Year 2014 appropriation (Referred 9-17-13)

AGENDA

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

PRIORITY MATTERS

1. *Corporation Counsel and order for the donation of six acres of land off of Indian Town Road

PRIORITY COMMUNICATIONS

2. Administrator of Community Utilities re: Notice of Violation and E.P.A. Administrative Consent Order
3. Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS

Committee on Ordinances and Legislation recommending:

All Readings:

4. *Proposed Ordinance – Traffic, handicapped parking

Grant leave to withdraw:

5. Communication – Assistant Corporation Counsel re: changes to Hawker and Peddlers Ordinance
6. Resolution – Distance between curb opening and parked vehicles

ORDINANCES – None

RESOLUTIONS

7. *Corporation Counsel and any hired attorney be invited to Committee on Real Estate meeting to provide update on sale of former school properties

CITATIONS

8. Jason Zutaut, Book Enterprises, LLC – Book donations to Children's Literacy and Book Give-Away Program
9. Fall River Police Department Award Recipients and Retirees

ORDERS – HEARINGS FOR TONIGHT

Jt. Pole locations:

10. Pocasset Street – Removal of one (1) pole location
11. Anawan Street – Removal of two (2) pole locations
12. Central Street – Two (2) new joint pole locations, One (1) pole re-location, Removal of two (2) pole locations

ORDERS – HEARINGS TO BE SCHEDULED

Jt. Pole location:

13. Central Street – Removal of seven (7) pole locations

ORDERS – NO HEARING REQUIRED – None

ORDERS – MISCELLANEOUS

14. Police chief's report on licenses
15. Revoke auto repair shop license no. 299 at the request of the owner Ronald Botelho d/b/a Ron's Auto Repair located at 566 Rodman Street
16. City Engineer prepare plans for the acceptance of Swan Street, from Line Road to Lake Avenue
17. City Engineer prepare plans for the acceptance of Four Winds Drive, from North Main St. to Leeward Road
18. City Engineer prepare plans for the acceptance of Kingsley Street, from New Boston Road to dead end

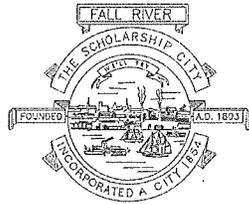
COMMUNICATIONS – INVITATIONS – PETITIONS

19. *Claims

BULLETINS – NEWSLETTERS – NOTICES – None


Assistant City Clerk

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

October 7, 2013

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

RE: Acceptance of Lot W-24-0005

Dear Council President:

The property owners of six acres of land off of Indian Town Road have offered to donate said land to the City. The land is undeveloped and desired by the Water Division for watershed protection. See attached letter from Terrance J. Sullivan.

I respectfully request that this request be presented to the full council at its next meeting for approval. I have attached a draft order to be endorsed by the Council and the Mayor.

Very Truly Yours,

Elizabeth Sousa
Elizabeth Sousa
Corporation Counsel

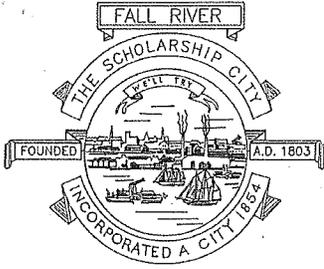
cc: Terry Sullivan

Encl/ES

RECEIVED
2013 OCT - 7 P 3:18
CITY CLERK
FALL RIVER, MA

City of Fall River, *In City Council*

ORDERED, that the City Council of the City of Fall River hereby grants permission to accept six acres of undeveloped land off of Indian Town Road described as Fall River Assessors Parcel ID #W-24-0005, and orders that said land be conveyed to the City of Fall River for the sum of zero dollars and orders that the conveyance be subject to the terms and conditions of as set forth in a Purchase & Sales Agreement in a form determined acceptable by the Corporation Counsel and the execution of a Quitclaim Deed in a form also acceptable to the Corporation Counsel.



City of Fall River
Massachusetts
Department of Community Utilities
WATER • SEWER

WILLIAM A. FLANAGAN
Mayor

September 3, 2013

TERRANCE SULLIVAN
Administrator

Mayor William Flanagan
City of Fall River
One Government Center
Fall River, MA 02722

Dear Mayor Flanagan:

The property owners of Lot W-24-0005 off Indian Town Road have offered to donate the land to the city. This is a six acre undeveloped lot that is desired by the Water Division for watershed protection.

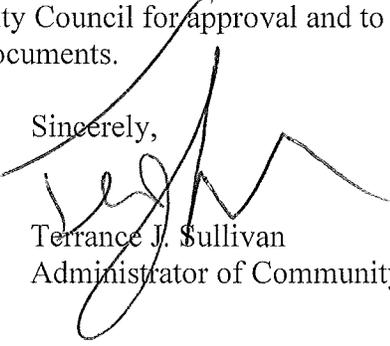
The owners have requested two stipulations:

1. That the land shall be protected and dedicated to conservation use only.
2. That the property be named "Hilda's Meadow."

These stipulations are fully acceptable to the Water Division.

Please submit this request to the City Council for approval and to the Law Department to prepare the legal transfer documents.

Sincerely,


Terrance J. Sullivan
Administrator of Community Utilities

TJS/omc

CITY OF FALL RIVER
MAYOR'S OFFICE

2013 SEP -4 AM 9:22

Unofficial Property Record Card - Fall River, MA

General Property Data

Parcel ID W-24-0005	Account Number
Prior Parcel ID -	Property Location WS REAR INDIAN TOWN RD
Property Owner ANGELINI BARBARA J THOMAS CHARLOTTE	Property Use UNDEV
Mailing Address 92 DIANE AVE	Most Recent Sale Date 10/12/2011
City SO YARMOUTH	Legal Reference 7767-269
Mailing State MA Zip 02664	Grantor HADLEY,MARY LOU
ParcelZoning R-80	Sale Price 1
	Land Area 6.000 acres

Current Property Assessment

Card 1 Value	Building Value 0	Xtra Features Value 0	Land Value 34,700	Total Value 34,700
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Building Description

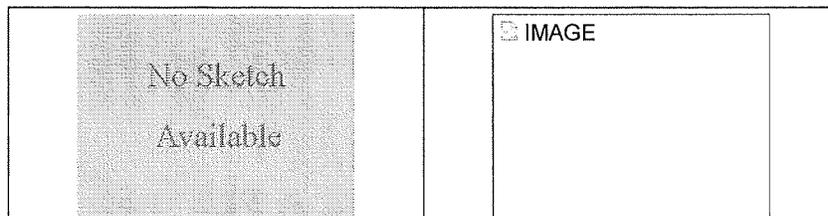
Building Style	Foundation Type	Flooring Type N/A
# of Living Units 0	Frame Type	Basement Floor N/A
Year Built N/A	Roof Structure	Heating Type N/A
Building Grade	Roof Cover	Heating Fuel N/A
Building Condition N/A	Siding	Air Conditioning 0%
Finished Area (SF) N/A	Interior Walls N/A	# of Bsmt Garages 0
Number Rooms 0	# of Bedrooms 0	# of Full Baths 0
# of 3/4 Baths 0	# of 1/2 Baths 0	# of Other Fixtures 0
FirePlaces 0		

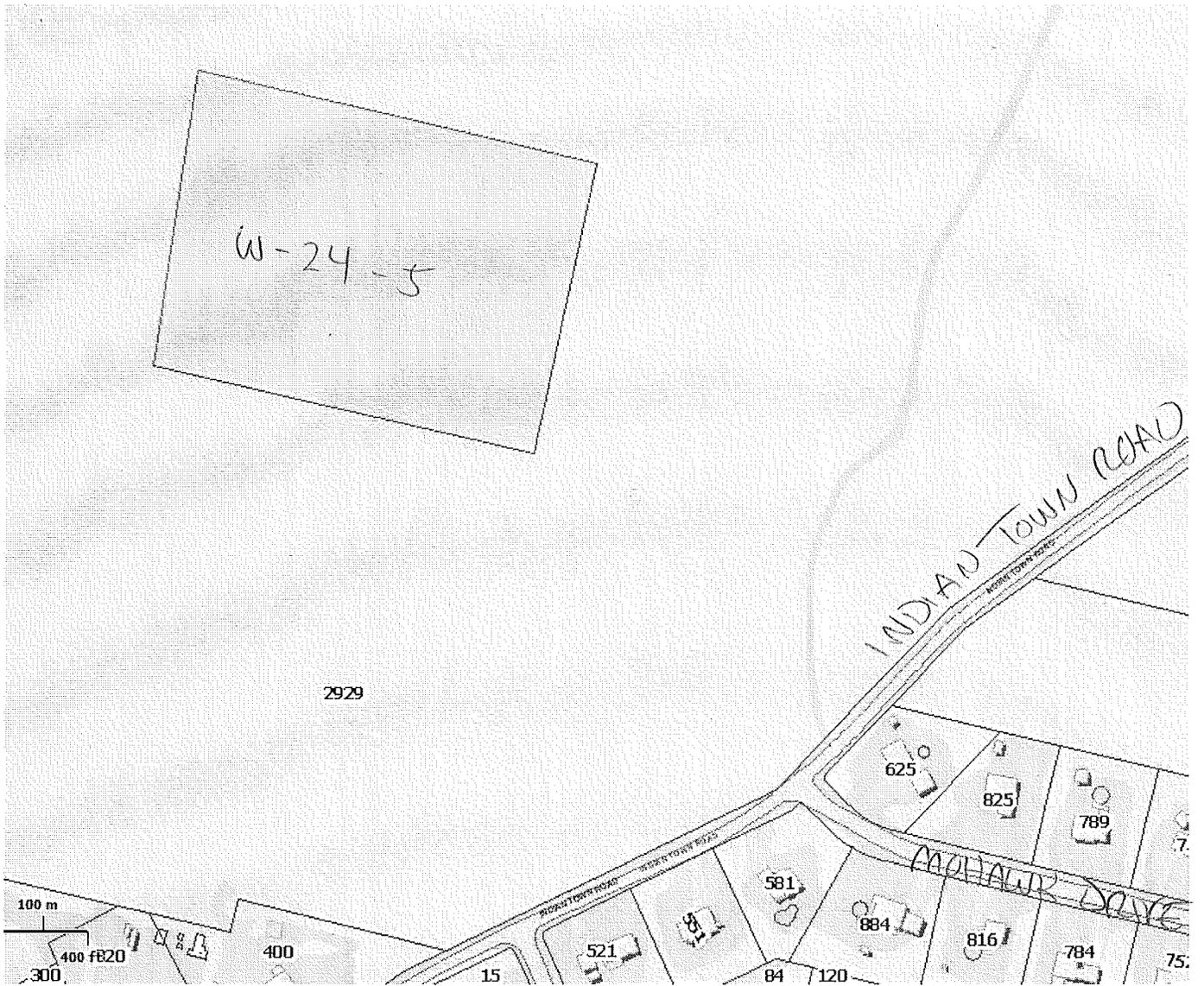
Legal Description

Narrative Description of Property

This property contains 6.000 acres of land mainly classified as UNDEV with a(n) style building, built about N/A, having exterior and roof cover, with 0 unit(s), 0 room(s), 0 bedroom(s), 0 bath(s), 0 half bath(s).

Property Images





CDM

consulting · engineering · construction · operations



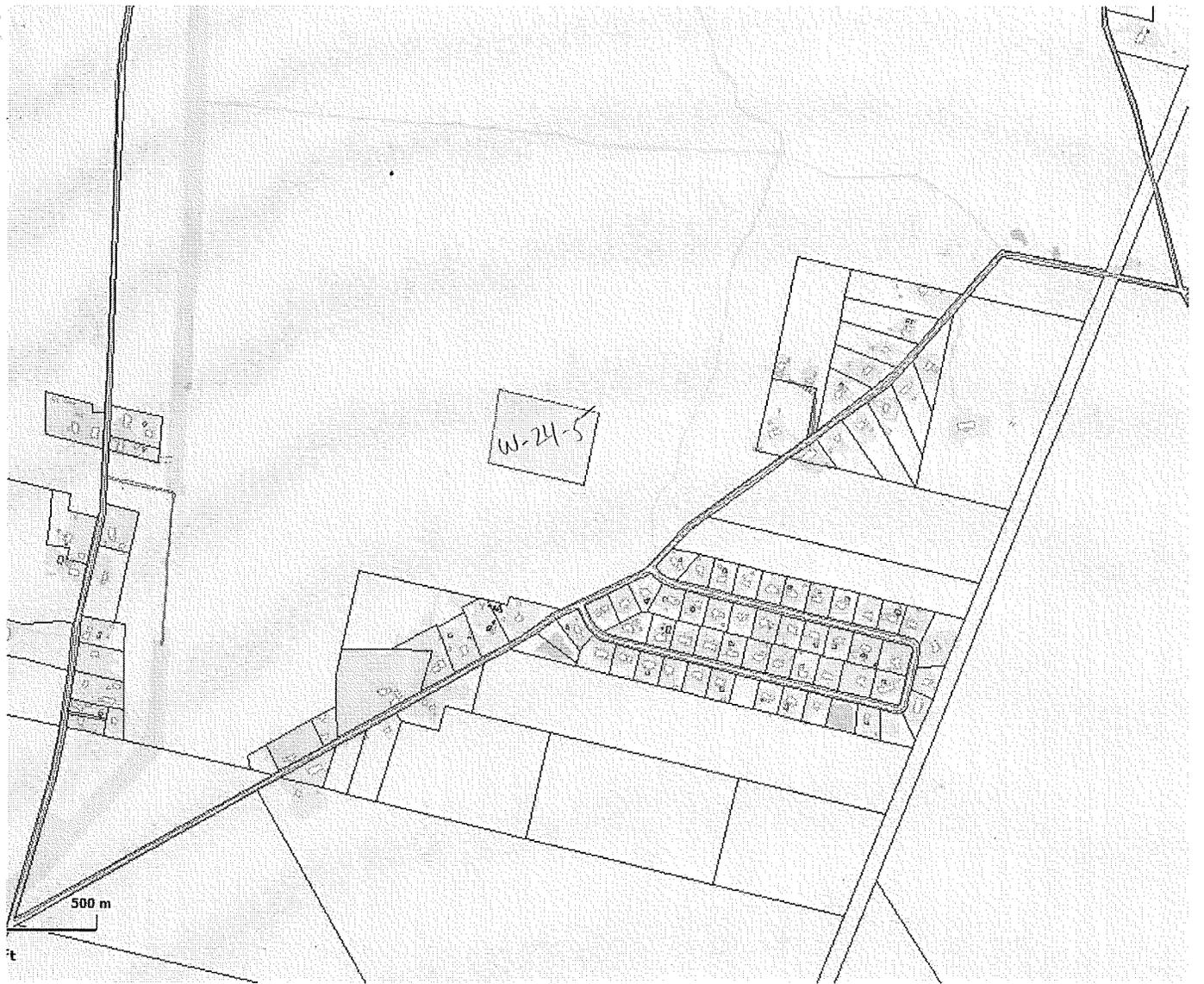
CDM

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CITY OF FALL RIVER

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To the City Council

Councillors:

The Committee on Ordinances and Legislation, at a meeting held on October 8, 2013 voted unanimously to recommend the accompanying proposed ordinance, accompanied by an emergency preamble, be passed through first reading, second reading, passed to be enrolled and passed to be ordained.

Collen A. Taylor
Clerk of Committees

City of Fall River, *In City Council*

EMERGENCY PREAMBLE

WHEREAS, the immediate passage of the accompanying proposed ordinance is deemed necessary inasmuch as it vitally affects the health and safety of the public, now therefore

BE IT RESOLVED, that said ordinance is hereby deemed an emergency measure in accordance with the provisions of Chapter 43, Section 20 of the Massachusetts General Laws.

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:

By inserting in Section 70-387, which section relates to handicapped parking, in proper alphabetical order the following:

Abbott Place, west side, starting at a point 131 feet south of Osborn Street,
for a distance of 20 feet south

Cottage Street, north side, starting at a point 81 feet east of Whipple Street,
for a distance of 20 feet east

Montaup Street, east side, starting at a point 135 feet south of Slade Street,
for a distance of 20 feet south

North Main Street, west side, starting at a point 144 feet north of Marier Street,
for a distance of 20 feet north

Third Street, east side, starting at a point 165 feet north of Spring Street,
for a distance of 20 feet north

City of Fall River, *In City Council*

7

(President Linda M. Pereira)

WHEREAS, the completion of the sale of various schools have taken an excessive amount of time, and

WHEREAS, the buyers were on standby for months waiting for closing dates, now therefore

BE IT RESOLVED, that Corporation Counsel and any hired attorney be invited to a future meeting of the City Council Committee on Real Estate to provide an update on all former school properties whose bids have been voted on by the City Council.

cc

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RECEIVED

2013 SEP 30 A 9:50

CITY CLERK 13-126
FALL RIVER, MA

CLAIM FORM
City of Fall River, Massachusetts

Name: Susan Toomey
Address: 408 Washington Ave
Somerset, MA 02726
Phone #: 508-334-9719

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

Date of Incident: 9-22-13

Time of Incident:
Location of Incident: Plymouth Avenue

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

Enclosed you will find pictures of my drivers
side tires, both front and back. Showing
both tire and rims had been completely
destroyed by traveling thru, at an extreme
low speed in high traffic, a construction site
on Plymouth Avenue. I was signaled by
an officer to proceed when I heard I felt
something from what I thought to be
the bottom of my car I couldn't stop
because there was no place to pull over.
When I did finally check my car I
noticed my two out of four brand new
tires and both rims were seriously
damaged.

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

I did call Firestone to see if there was
a warranty but because its on the side
of the tires there's no warranty.

Please understand that I am not working right now and I need to replace what's been damaged. I believe it was a sewer cap that was raised but unsure. If you'd like me to come down so you can see for yourself that's fine too.

I do appreciate your time and hope to hear from you soon.

Sincerely
Susan Troomey

orig + 2 copies to Law

DPW

CC
city clerk

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2013 SEP 30 A 9:50

CITY CLERK
FALL RIVER, MA

RECEIVED

2013 SEP 30 A 9:50

CITY CLERK
FALL RIVER