



City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2015 SEP -3 P 3:42

CITY CLERK _____
FALL RIVER, MA

ALISON M. BOUCHARD
CITY CLERK

SEPTEMBER 3, 2015
MEETINGS SCHEDULED FOR NEXT WEEK
CITY COUNCIL CHAMBER

INÊS LEITE
ASSISTANT CITY CLERK

TUESDAY, SEPTEMBER 8, 2015

5:30 P.M. COMMITTEE ON FINANCE *PLEASE NOTE EARLIER TIME*****

1. *Discussion of loan orders:
 - a. Fall River Industrial Park Improvements for \$1,034,000
 - b. Lewiston Street Garage Improvements for \$210,000
 - c. Westall School repairs for \$3,800,000 (see #1 below)
2. *Discussion of appropriation order re FY2015 snow and ice deficit (see #2 below)
3. *Discussion of appropriation order for CPA funding (see #3 below)

AGENDA

7:00 P.M. REGULAR MEETING OF THE CITY COUNCIL OR IMMEDIATELY FOLLOWING THE COMMITTEE ON FINANCE MEETING IF THAT MEETING RUNS PAST 7:00 P.M.

PRIORITY MATTERS

1. *Mayor and loan order for Westall School repairs for \$3,800,000 (see #1C Finance)
2. *Mayor and order re FY2015 snow and ice deficit (see #2 Finance)
3. *Mayor and order re CPA funding (see #3 Finance)

PRIORITY COMMUNICATIONS - None

COMMITTEE REPORTS

Committee on Regulations recommending:

Adoption:

4. Auto repair shop license renewal – Pedro Albergaria d/b/a Pete's Auto Repair, LLC at 1058 Slade Street

Committee on Health and Environmental Affairs recommending:

Grant leave to withdraw:

5. Communication – Mass D.E.P. re approval of variance request from Solid Waste Management Regulations
6. Communication – Notice of Project Change – SITEC Environmental, Inc. re BFI Fall River Landfill, Area 3 Landfill Expansion

ORDINANCES

Second Reading and Enrollment:

7. *Proposed ordinance – Traffic, miscellaneous

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

One Government Center • Fall River, MA 02722

TEL 508-324-2220 • FAX 508-324-2211 • EMAIL city_clerks@fallriverma.org

RESOLUTIONS

8. *Committee on Ordinances and Legislation convene to discuss ordinances relating to the duty of property owners keeping their premises free of litter and weeds
9. *Fall River Housing Authority be invited to a future meeting of the Committee on Human Services, Housing and Elder Affairs to provide resolution of abandoned and boarded up Properties
10. *Committee on Regulations convene to discuss conditions on Aberdeen Street
11. *City Collector review payment processing time frame

CITATIONS

12. Cornelius J. Murphy – 90th Birthday

ORDERS – HEARINGS FOR TONIGHT

Jt. Pole re-location:

13. Aetna Street – 1 pole re-location

ORDERS – HEARINGS TO BE SCHEDULED – None

ORDERS – NO HEARING REQUIRED – None

ORDERS – MISCELLANEOUS

14. Police Chief's report on licenses
15. Auto body shop license renewal

COMMUNICATIONS – INVITATIONS – PETITIONS

16. *Claims
17. Planning Board Minutes – June 23, 2015
18. Planning Board Minutes – July 28, 2015
19. Structure over public way – People Incorporated – Banner on Bedford Street between Purchase and South Main Streets

BULLETINS – NEWSLETTERS – NOTICES

20. Mass DEP re Final Permit Decision at 1080 Airport Road


City Clerk

Finance 1A+1B



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

C. SAMUEL SUTTER
Mayor

RECEIVED
2015 AUG 13 P 3:14
CITY CLERK
FALL RIVER, MA

August 13, 2015

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

RE: Industrial Park, DCM garage Loan Orders

Honorable Members of the Council:

Our Industrial Park is home to over 65 businesses employing 4500 employees and is currently in great need of infrastructure improvements. In partnership with the Industrial Park Association, the Administration is requesting that the City Council approve funding for primary road repairs and curbing installation at key intersections that will allow the Industrial Park Association to do plantings and complete much needed beautification efforts throughout the Park.

The mechanic shop at the Department of Community Maintenance garage on Lewiston Street has been cited by the State of Massachusetts for safety violations. At the request of DCM Director Ken Pacheco, a loan order is needed to fund the relocation of the mechanic shop to the main level of the garage where all needed safety measures can be installed.

Your approval of the associated Loan Orders is respectfully requested.

Best,

C. Samuel Sutter
Mayor

**CITY OF FALL RIVER
IN CITY COUNCIL
AUG 18 2015**

Yes + placed on file

Finance 1A

City of Fall River, In City Council

**CITY OF FALL RIVER
LOAN ORDER
(Fall River Industrial Park Improvements)**

ORDERED: That the City hereby appropriates One Million Thirty-Four Thousand Dollars (\$1,034,000) to pay costs of paving, curbing installation and related improvements in the Fall River Industrial Park, and for the payment of all other costs incidental and related thereto. To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(6) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

FURTHER 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 CLERK
FALL RIVER, MA

2015 AUG 13 P 3:14

RECEIVED

CITY OF FALL RIVER
IN CITY COUNCIL

AUG 18 2015

*Authorized to be published
+ referred to the Committee
on Finance, 9/2/15*

FRONT 1 B

City of Fall River, In City Council

CITY OF FALL RIVER LOAN ORDER (Lewiston Street Garage Improvements)

ORDERED: That the City hereby appropriates Two Hundred Ten Thousand Dollars (\$210,000) to pay costs of constructing and equipping a new mechanic shop at the City garage on Lewiston Street, and for the payment of all other costs incidental and related thereto. To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(3A) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor.

FURTHER 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.

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2015 AUG 13 P 3:14
CITY CLERK
FALL RIVER, MA

CITY OF FALL RIVER
IN CITY COUNCIL

AUG 18 2015

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

Finance PB



City of Fall River Massachusetts

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

C. SAMUEL SUTTER
Mayor

KENNETH C. PACHECO
Director

August 13, 2015

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

RECEIVED
2015 AUG 13 P 3:30
CITY CLERK
FALL RIVER, MA

Dear Mayor Sutter:

This letter is a request for a loan order in the amount of \$210,000.00 for the equipment to relocate the current DCM mechanic shop from the rear of the Lewiston St. complex to the upper front garage which will become the new mechanic facility. This is the first step in creating a central garage for City vehicles and equipment. I can be reached for clarification purposes.

Sincerely,

Kenneth C. Pacheco
Director of Community Maintenance



City of Fall River
Massachusetts
Office of the Mayor

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2015 SEP -2 P 4: 47

CITY CLERK _____
FALL RIVER, MA

C. SAMUEL SUTTER
Mayor

September 2, 2015

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

RE: Westall School Loan Order

Honorable Members of the Council:

The Westall School suffered substantial damage during a storm that removed the roof and caused extensive interior damage. The City has reached agreement with the insurance carrier and the remaining repairs are estimated at \$3.8 million. While the City will be receiving additional insurance recovery, the exact amount of the shortfall is estimated to be between \$1.3million and \$2 million. All reimbursements received from this insurance claim will be applied to the loan order to reduce the amount of the long term bond.

This capital project will be included in your quarterly reports and will provide the Council with the status of the repairs as well as updated information on the expenses to be reimbursed.

Your approval of the associated Loan Order is respectfully requested.

Best,

C. Samuel Sutter
Mayor

City of Fall River, In City Council

CITY OF FALL RIVER LOAN ORDER (Westall Elementary School Repairs)

ORDERED: That the City hereby appropriates Three Million Eight Hundred Thousand Dollars (\$3,800,000) to pay costs of repairing wind storm damage to the Westall Elementary School, and for the payment of all other costs incidental and related thereto. To meet this appropriation, the City Treasurer, with the approval of the Mayor, is authorized to borrow said sum under and pursuant to M.G.L. Chapter 44, Section 7(3A) or pursuant to any other enabling authority, and to issue bonds or notes of the City therefor. The total amount authorized to be borrowed by this order shall be reduced to the extent of any insurance proceeds that are received by the City on account of the wind storm damage to this facility.

FURTHER 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.

RECEIVED

2015 SEP -3 A 11: 02

FALL RIVER PUBLIC SCHOOLS

"The Scholarship City"

417 Rock Street, Fall River, MA 02720

CITY CLERK _____
FALL RIVER, MA

Meg Mayo-Brown, Superintendent

September 3, 2015

Fall River City Council
1 Government Center
Fall River, MA 02720

Dear Members of the Fall River City Council:

Currently our 10,300 students are served in sixteen buildings across the city. The school department operates eight elementary schools, two K-8 schools, a therapeutic day school for students with special needs, three middle schools, one alternative middle school, a comprehensive high school, and an alternative high school. Additionally, the School Committee retains one building, Wiley School, for cold storage purposes. Our student population continues to grow, and represents the diversity of our city with 57% considered economically disadvantaged (otherwise known as 76% free and reduced lunch), 20% whose first language is not English, 19% requiring some type of special education services.

Given the needs of our diverse student population, it is of particular importance to provide instructional services in learning environments that enable our teachers to meet the individual needs of their students. Our students benefit from learning environments where class sizes are *well below* thirty students. As we open the 2015-16 school year, our analysis of elementary class size indicates that more than 28 elementary classrooms will open with 26 or more students. The School Committee continues its goal of reducing class size across the district, however they are constrained by a lack of physical classroom space within our elementary schools.

The Westall School project offers the School Committee an opportunity to create an option to address its goal of lowering class size. The Westall School will provide much needed classroom space, offering 10 to 12 classrooms to be used as determined by the School Committee. As reflected in the attached documentation, the School Committee formally requests the opportunity to retain the Westall School as an operating school site.

During my tenure as Superintendent of Schools, the City Council has consistently demonstrated its ongoing support of Fall River's youngest citizens through funding for education. We ask for your continued support through the approval of the Westall School project so that we may create additional space for our students and teachers.

I look forward to discussing with the Council the school department's need for Westall School and welcome the opportunity to provide additional information as needed. Thank you for your consideration of the Westall School project.

Sincerely,



Meg Mayo-Brown
Superintendent of Schools



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2015 SEP -3 A 11: 03

CITY CLERK _____
FALL RIVER, MA

FALL RIVER SCHOOL COMMITTEE

Honorable Mayor C. Samuel Sutter
Chairman

Mark Costa
Vice-Chairman

Meg Mayo-Brown
Superintendent of Schools

Gabriel Andrade
Paul Hart
Joseph Martins
Robert Maynard
Melissa Panchley

Rebecca L. Caron
Administrative Assistant

August 25, 2015

Mr. Joseph Camara, City Council President
One Government Center
Fall River, MA 02722

Dear City Council President Camara:

Mr. Ken Pacheco, Public Works Director, updated the School Committee on the Westall School's needed repairs at the Regular Meeting of the Fall River School Committee held at Kuss Middle School on Monday, August 24, 2015.

Following Mr. Pacheco's presentation, the following vote was taken:

MOTION: Mrs. Panchley – Mr. Andrade: That the School Committee put on record that we retain the Westall School as an operational school building, and recommend to the Mayor that the City proceed with the project.

A roll call showed:

Mr. Andrade: Yes	Mr. Maynard: Yes
Mr. Costa: Yes	Mrs. Panchley: Yes
Mr. Hart: Yes	Mayor Sutter: Yes
Mr. Martins: Yes	

All were in favor

None were opposed

Motion passed

Please feel free to contact me with any questions or concerns.

Sincerely,

Rebecca Caron
Administrative Assistant
for School Committee Services

cc: Meg Mayo-Brown, Superintendent of Schools; Tom Coogan, Chief Operating Officer; Colleen Taylor, City Council Secretary; Alison M. Bouchard, City Clerk



**City of Fall River
Massachusetts**

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

C. SAMUEL SUTTER
Mayor

KENNETH C. PACHECO
Director

September 4, 2015

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

RECEIVED
2015 SEP - 2 P 4: 47
CITY CLERK
FALL RIVER, MA

Dear Mayor Sutter:

This letter is a request to bond for \$3,800,000 to facilitate the repairs and improvements needed at the Westall School. The Westall School was badly damaged during a rain and wind storm which occurred in January of 2013. The City has been negotiating with the insurance carriers for a considerable time and has finally come to an agreement of work and scope. I can be reached for any clarifications on this matter.

Sincerely,

Kenneth C. Pacheco,
Director of Community Maintenance

**Westall Renovation Budget
Fall River**

	<u>Bond</u>	<u>School Department</u>
Construction		
Bid Price	\$3,078,000	Bid price
Spent to date	\$600,000	
Other non-code items	\$0	\$500,000 Wish list: Front stairs, finishes, repointing
Subt-total Construction	\$3,678,000	\$500,000
A/E Fees		
Architecture	\$294,240	
Reimbursables	\$25,000	
Hazmat Spec/Inspection	\$25,000	
Testing/Inspection	\$25,000	
Structural Peer Review	\$5,000	
Sub-total A/E Fees	\$374,240	\$0
FFE Costs		
Furniture	\$0	\$150,000
Technology	\$0	\$125,000
Tel-data	\$50,000	
Security	\$25,000	
Signage	\$10,000	
Window Treatment	\$0	\$10,000
Kitchen Equipment	\$0	\$15,000
Sub-total FFE	\$85,000	\$300,000
Development Costs		
OPM	\$200,000	
Insurance	\$7,500	
Legal	\$25,000	
Utility Backcharge	\$25,000	
Relocation	\$10,000	
Advertisement	\$1,000	
Sub-total Development	\$268,500	\$0
Owner Contingency	\$500,000	\$0
Total Project Budget	\$4,905,740	\$800,000 *

* The \$800k is a budget that includes potential items that would be funded by the School Department.



City of Fall River
Massachusetts
Office of the Mayor

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2015 SEP -2 P 4: 47

CITY CLERK _____
FALL RIVER, MA

C. SAMUEL SUTTER
Mayor

September 1, 2015

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

Dear Honorable Council Members:

FY 15 winter was exceptionally harsh and expensive for the City of Fall River resulting in a total Snow and Ice deficit of \$3,348,794.32, of which \$2,812,184.65 is reportable. The remaining is expected to be covered by FEMA/MEMA reimbursements.

In accordance with the provisions of Chapter 10, Section 58 of the Acts of 2015 of the Massachusetts General Laws, I recommend to your Honorable Body that this deficit be amortized over the next three years as provided under the law.

FY 16	\$937,395
FY 17	\$937,395
FY 18	\$937,395

If you have any questions or concerns regarding this, please feel free to contact me.

Best,

C. Samuel Sutter
Mayor

City of Fall River, In City Council

September 8, 2015

Ordered that the FY 15 Snow and Ice (net) deficit of \$2,812,185 be amortized over three fiscal years (FY 16-18), as provided under Chapter 10, section 58 of the Acts of 2015.

The following amortization schedule is adopted:

FY 16	\$937,395
FY 17	\$937,395
FY 18	<u>\$937,395</u>
Total:	<u>\$2,812,185</u>



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

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2015 SEP -2 P 4: 47

C. SAMUEL SUTTER
Mayor

CITY CLERK _____
FALL RIVER, MA

JOHN L. NUNES, CMMT, CMMC
Director of Financial Services/Treasurer

PAULIANNE MARTINS-TEIXEIRA
Assistant Treasurer

September 2, 2015

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

Dear Mayor Sutter:

Your approval is requested on the attached City Council order to amortize the snow and ice deficit from Fiscal Year 2015 as allowed under Chapter 10 Section 58 of the Acts of 2015.

If you should have any questions, please do not hesitate to contact me.

Very Truly Yours,

John L. Nunes, CMMT/CMMC
Director of Financial Services / Treasurer

**CITY OF FALL RIVER
SNOW & ICE DEFICIT 2015**

Ref: DOR Bulletin 2015-07b; April 2015

Total snow and ice expenditures	3,875,037.32
FY 15 Budgeted amount	<u>526,243.00</u>
Snow and ice deficit	<u>-3,348,794.32</u>
Estimated FEMA qualifying expenditures (lan Email 7/13/2015)	715,479.56
75% of the qualifying expenditures to be charged to Other Special Revenue Account 4376	<u>536,609.67</u>
Net reportable deficit	<u>-2,812,184.65</u>
Three year Amortization:	
FY 16	937,394.88
FY 17	937,394.88
FY 18	<u>937,394.88</u>
	<u>2,812,184.65</u>

7/16/2015

Snow and Ice Amortization Schedule Instructions

Communities that choose to provide for or raise their entire snow and ice deficit prior to the setting of the FY2016 tax rate, do not need to complete this amortization schedule.

- **Deficit as of 6-30-2015:** Total amount reported on the balance sheet as of 6-30-2015. The figure must also match the amount on your Snow and Ice Data Sheet, line number 6.
- **Less FEMA Reimbursement (Est.):** This figure is based on a portion of the estimated reimbursement from FEMA/MEMA that your community anticipates receiving for Snow and Ice related expenses that fall under Chapter 44, Section 31D. For example, a FEMA/MEMA reimbursement to fix a town building damaged by a snowstorm would not be eligible to be listed. (This amount can be shown in a special revenue fund).
- **Net Deficit as of 6-30-2015:** A calculated field that equals the **Deficit as of 6-30-2015 Less FEMA Reimbursement (Est.)**.
- **One-third of Net deficit:** A calculated field. This is the minimum amount that must be provided for/raised on the FY16 Tax Rate Recap.
- **Amortization Schedule:** The local appropriating authority must vote to setup the amortization schedule prior to setting the FY16 Tax Rate. In FY16, your community must provide for/raise at least one-third of the Net Deficit as of 6-30-15 on the FY16 Recap. Communities can provide for or raise the deficit more rapidly if they choose.
- **General Fund – Balance Sheet Net Deficit as of 6-30:** Calculated field that equals the **Net Deficit as of 6-30-2015** from above.
- **Less Reimbursements (Non FEMA):** Report any insurance proceeds or MEMA reimbursements received that were related to the snow and ice deficit per Chapter 44, Section 31D. Do not report your FEMA reimbursement amounts here. FEMA Reimbursements must be used to reduce the deficit in the Special Revenue Fund.
- **Less Appropriations (Any Revenue Source):** Any appropriations made from any revenue source to cover your snow and ice deficit. These appropriations would appear on page 4 of the tax rate recap.
- **Other Amount Raised on Page 2 Recap:** Please report any snow and ice deficit raised on page 2, part II, line 9 (snow and ice deficit) of the tax rate recap.

Signatures: Please make sure the Mayor, Alderman, Board of Selectman, Council have signed off on this amortization schedule. **This schedule must be submitted in conjunction with the snow and ice datasheet if your community chooses to amortize its snow and ice deficit.** If you are not amortizing your snow and ice deficit, you must still complete the snow and ice datasheet in DLS Gateway.



City of Fall River
Massachusetts
Office of the Mayor

3
RECEIVED

2015 SEP -2 P 5:00

CITY CLERK _____
FALL RIVER, MA

C. SAMUEL SUTTER
Mayor

September 2, 2015

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

RE: CPA Appropriation

Honorable Members of the Council:

The Community Preservation Committee has completed its review of community projects and has made recommendations for funding in accordance with MGL Chapter 44B Sections 4 to 7.

Your approval of the associated Appropriation Order is respectfully requested.

Best,

C. Samuel Sutter
Mayor

City of Fall River, *In City Council*

APPROPRIATION ORDER

ORDERED, that the following FY 16 appropriations be provided through the Community Preservation Act (CPA), revenues and reserves under the MGL Chapter 44B Sections 4 to 7 in the aggregate, amounting to \$1,105,786 to be appropriated as follows:

Voted: That \$928,000 be appropriated from the CPA Fund FY 16 Annual Revenue

For CPA Administrative Expenditures	\$45,000
For CPA Open Space PROJECTS	\$32,241
For CPA Historic Resources PROJECTS	\$757,959
For CPA Community Housing RESERVE	<u>\$92,800</u>
TOTAL	<u>\$928,000</u>

And that \$315,586 be appropriated from :

CPA Fund Balance Reserved for Historic Resources	<u>170,000</u>
CPA Fund Balance Reserved for Open Space/Outdoor Recreation	<u>145,586</u>
TOTAL	<u>\$315,586</u>

Note: This is the third year of CPA implementation. Anticipated CPA Surcharge revenue is \$800,000. Supplemental state trust fund distributions are estimated at \$128,000 (16%). Total \$928,000

The City Council had earlier approved 13 CPA projects aggregating \$1,105,786 on June 23, 2015 and now the funds are being appropriated.

City of Fall River, *In City Council*

7

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

Mulberry Street, west side, starting at a point 70 feet north of Columbia Street, for a distance of 20 feet northerly

Orange Street, east side, starting at a point 130 feet south of Cherry Street, for a distance of 20 feet southerly

Slade Street, north side, starting at a point 523 feet east of Plymouth Avenue, for a distance of 20 feet easterly

Tecumseh Street, north side, starting at a point 176 feet west of Dover Street, for a distance of 20 feet westerly

CITY OF FALL RIVER
IN CITY COUNCIL
AUG 18 2015

Passed through first reading

City of Fall River, In City Council

8

(Councilor Stephen R. Long)

WHEREAS, litter and weeds seem to be in abundance in front of some properties in the City of Fall River, and

WHEREAS, it is the duty of property owners to keep their premises free of litter and weeds in accordance with Chapter 26, Section 40 (a) of the Revised Ordinances of the City of Fall River, now therefore

BE IT RESOLVED, that the City Council Committee on Ordinances and Legislation convene with Corporation Counsel, as well as representatives from the Board of Health and the Division of Minimum Housing to review this ordinance and make amendments where necessary to increase enforcement and improve the appearance of the city.

City of Fall River, In City Council

9

(Councilor Stephen R. Long)

WHEREAS, the Corky Row area in the City of Fall River has fallen victim to blight and crime, and

WHEREAS, properties located at 252 Fifth Street, 271 Morgan Street, 258 Wade Street and 229 Highland Avenue owned by the Fall River Housing Authority, have been abandoned and boarded up for years, and

WHEREAS, a previous resolution was filed in 2010 regarding this situation and no action has been taken, now therefore

BE IT RESOLVED, that a moratorium be placed on any building permits that would increase or expand affordable housing stock until such time as the Housing Authority complies with this request, and

BE IT FURTHER RESOLVED, that the Fall River Housing Authority be invited to attend a City Council Committee on Human Services, Housing and Elder Affairs meeting to implement a timetable for the resolution of the abandoned and boarded up properties.

City of Fall River, *In City Council*

10

(Councilor Leo O. Pelletier)
(Councilor Linda M. Pereira)

WHEREAS, residents of Aberdeen Street have been complaining for years about unnecessary late night noise due to the towing of vehicles, wrecked vehicle storage, litter, weeds and unsightly conditions surrounding South Coast Towing, now therefore

BE IT RESOLVED, that the owners of South Coast Towing and residents of Aberdeen Street be invited to a meeting of the City Council Committee on Regulations to discuss these conditions.

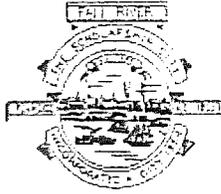
City of Fall River, In City Council

(Councilor Raymond A. Mitchell)
(Councilor Linda M. Pereira)

WHEREAS, payments that are mailed to the City of Fall River are processed by an outside firm, and

WHEREAS, these payments must be processed in a timely manner to avoid late charges to residents, now therefore

BE IT RESOLVED, that the City Collector review the processing of these payments and report back to the City Council with a time frame of how long the processing takes.



Council
16

RECEIVED

2015 AUG 14 A 9:31

City of Fall River
Notice of Claim

CITY CLERK 15-210
FALL RIVER, MA

1. Claimant's name: Francisco Pimentel
2. Claimant's complete address: 95 Butler St Fall River, MA 02724
3. Telephone number: Home: 508-646-1459 Cell: 508-415-1553 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
auto accident
5. Date and time of accident: 8/7/15 5:24p Amount of damages claimed: \$ 6,126.89
6. Exact location of the incident: (include as much detail as possible):
north main st @ naragansett
7. Circumstances of the incident: (attach additional pages if necessary):
There are multiple potholes in this area of north main st while swerving to avoid one pothole the motorcycle hit another which resulted in the collision.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: Yes No
Progressive Insurance 2200 Hartford Ave Johnston RI 02919

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 8-13-15

Claimant's signature: Francisco Pimentel

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:		Date: <u>AUG 14 2015</u>
Copies forwarded to:	<input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input type="checkbox"/> City Council <input checked="" type="checkbox"/> City Administrator <input type="checkbox"/> <u>DPW</u>	

15-211



RECEIVED

2015 AUG 17 P 12:03

City of Fall River
Notice of Claim

1. Claimant's name: MARK Victoria M. Galling
FALL RIVER, MA
2. Claimant's complete address: 47 Anson Road Portsmouth RI 02871
3. Telephone number: Home: (401) 224-5944 Work: (401) 845-6700
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
car damage due to large pothole
5. Date and time of accident: 7/10/15 @ 11am Amount of damages claimed: \$ 933.47
6. Exact location of the incident: (include as much detail as possible):
144 King Philip Street Fall River, MA
7. Circumstances of the incident: (attach additional pages if necessary):
While in our ministry as Jehovah's witnesses on Saturday morning, a very large pothole was hit while driving down King Philip Street. The pothole was extremely deep and only visible after we drove over it. witness - Josh Amaral phone # (401) 484-3229
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: Yes No

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 8/17/15

Claimant's signature: Victoria M. Galling

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:	
Copies forwarded to: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input checked="" type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DPW	Date: <u>8/17/15</u>

MAR 15 13 29

RECEIVED 116 7040

2015 AUG 21 A 11:15

CITY CLERK #15-212
FALL RIVER, MA



City of Fall River Notice of Claim

1. Claimant's name: Verizon
2. Claimant's complete address: 726 W Sheridan, OKC, OK 73102
3. Telephone number: Home: _____ Work: 800-321-4158
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Auto
5. Date and time of accident: 6-24-15 Amount of damages claimed: \$ _____
6. Exact location of the incident: (include as much detail as possible):
Leo St & County St
7. Circumstances of the incident: (attach additional pages if necessary):
A city of Fall River vehicle hit a utility pole causing damage to Verizon facilities.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: Yes No

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 8-18-15

Claimant's signature: Christa Pyle

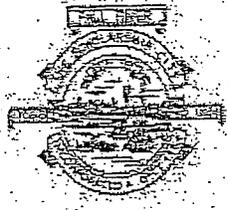
WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

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For official use only:	
Copies forwarded to:	<input checked="" type="checkbox"/> City Clerk <input type="checkbox"/> Law <input type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DPW
Date:	<u>8/21/15</u>

Notice



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2015 AUG 21 P 1:38

City of Fall River
Notice of Claim

CITY CLERK 15-213
FALL RIVER, MA

1. Claimant's name: David Marshall
2. Claimant's complete address: 66 Front st. Swansea MA 02777
3. Telephone number: Home: 401-440-7912 Work: 401-440-7912
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage): Flat Tire
I pulled to the curb and blew out my front tire on temporary pipe
5. Date and time of accident: 8/20/15 2:30PM Amount of damages claimed: \$ 238.50
6. Exact location of the incident: (include as much detail as possible):
#4 Hotwell st. in front of the Kay building
7. Circumstances of the incident: (attach additional pages if necessary):
I pulled to the curb up to a parking meter and my front tire
hit a bolt/coupler on a temporary water pipe and
blew out the sidewall
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: Yes No

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 8/21/15

Claimant's signature: David Marshall

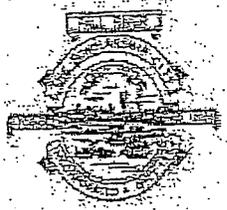
WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS:

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:		Date: <u>AUG 21 2015</u>
Copies forwarded to:	<input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input checked="" type="checkbox"/> City Administrator <input checked="" type="checkbox"/> <u>Water</u>	

council



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2015 AUG 21 P 4: 56

City of Fall River
Notice of Claim

CITY CLERK 15-214
FALL RIVER, MA

1. Claimant's name: ERIC DUBSON
2. Claimant's complete address: 4000 North Main Street Fall River MA 02729
3. Telephone number: Home: _____ Work: 7742949765
4. Nature of claim: (e.g. auto accident, slip and fall on public way or property damage):
Cop T-Barred Me.
5. Date and time of accident: 7/16/15 Amount of damages claimed: \$ 3,030
6. Exact location of the incident: (include as much detail as possible):
200 Daven Street Fall River MA 02720 & Tecumseh St
7. Circumstances of the incident: (attach additional pages if necessary):

cop stopped at stop sign of tecumseh & was making a left on daven st then collided with my car I was driving south on daven then cop hit me front corner of daven side

Blg # 19854123700 Claim # 8008546011

8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: Yes No M.F.T. Life

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: Aug 21, 2015

Claimant's signature: [Signature]

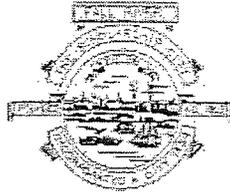
WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:	Copies forwarded to: <input type="checkbox"/> City Clerk <input type="checkbox"/> Law <input type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input checked="" type="checkbox"/> <u>Police</u>				Date: <u>AUG 21 2015</u>
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2015 AUG 28 P 1:43

CITY CLERK Claim #15-215
FALL RIVER, MA

City of Fall River
Notice of Claim

- 1. Claimant's name: ABEJINO A. JACOBY / CHAMAKOS TOLIS, LLC
- 2. Claimant's complete address: 1086 RAY ST., FALL RIVER, MA. 02720
- 3. Telephone number: Home: (508) 496-4829 Work: (617) 822-6145
- 4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
PROPERTY DAMAGE / HOT WATER HEATER
- 5. Date and time of accident: 8/13/2015/4PM Amount of damages claimed: \$ 2,335.00
- 6. Exact location of the incident: (include as much detail as possible):
LEJOUX & CO SALON AND SPA, 250 PRESIDENT AVE., FALL RIVER, MA. 02720
- 7. Circumstances of the incident: (attach additional pages if necessary):
INTERNAL DAMAGES TO HOT WATER HEATER.
PLEASE SEE DETAILED NOTES - ATTACHED

- 8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: Yes No
→ CLAIM HAS ALSO BEEN SUBMITTED TO BISZKO CONTRACTING CORP.

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.
Date: 08/28/2015 Claimant's signature: [Signature]

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

You should consult with your own attorney in preparing this claim form to understand your legal rights. The Office of the Corporation Counsel is unable to provide legal assistance to private citizens.

For official use only:	
Copies forwarded to: <input checked="" type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input checked="" type="checkbox"/> City Council <input checked="" type="checkbox"/> City Administrator <input checked="" type="checkbox"/> <u>Water</u>	Date: <u>8/28/15</u>



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2015 AUG 31 A 10:10

CITY CLERK #15-216
FALL RIVER, MA

City of Fall River
Notice of Claim

1. Claimant's name: NEIL R.T. WAITE
2. Claimant's complete address: 232 PITMAN ST. F.R MASS. 02723 (3RD FL. REAR)
3. Telephone number: Home: 508-678-8873 Work: 401-432-5986
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
ENGINE DAMAGE/FAILURE DUE TO FLOODED CITY STREET
5. Date and time of accident: 8/4/15 @ 6:00AM Amount of damages claimed: \$ 3,191.00
6. Exact location of the incident: (include as much detail as possible):
IN FRONT OF CVS WHERE PLEASANT ST. AND PLYMOUTH AVE INTERSECT.
CVS ON MY LEFT HEADED TOWARDS ROBESON ST.
7. Circumstances of the incident: (attach additional pages if necessary):
TO AVOID KNOWN FLOODING ON PLEASANT ST. NEAR POPEYES
CHICKEN, PRICE RITE, AND 7 ELEVEN I SOUGHT ALTERNATE
ROUTE, UNKNOWINGLY ENDING UP IN ANOTHER FLOODED
AREA.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: Yes No
STAFFORD INSURANCE AGENCY 1000 N. MAIN ST FALL RIVER MA. 02720
AND COMPANY

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 8/31/15

Claimant's signature: Neil R.T. Waite

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

Return this from to : City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

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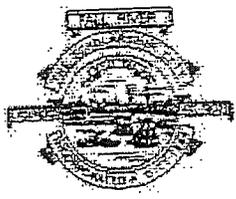
Copies forwarded to: City Clerk Law City Council City Administrator DPW

Date: 8/31/15

council

C/A 10033681

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2015 SEP - 1 P 2: 16

CITY CLERK 15-217
FALL RIVER, MA

City of Fall River
Notice of Claim

1. Claimant's name: RPI Printing
2. Claimant's complete address: 135 WALDRON ROAD
3. Telephone number: Home: _____ Work: 508-730-2220
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Water Damage
5. Date and time of accident: 7/23/15 Amount of damages claimed: \$ TBD
6. Exact location of the incident: (include as much detail as possible):
Utility Room - 6
7. Circumstances of the incident: (attach additional pages if necessary):
The fitting attached to the main water line loosened allowing water to escape doing damage to the blog.
8. Have you submitted a claim to any insurance company for damages arising from this incident? If so, name and address of insurance company: Yes No
Utica Mutual Ins Company

Be sure to attach the original of any bills issued or any written estimates of repair or replacement costs. (Any documents that you provide will become the property of the City of Fall River; therefore, please retain copies of any such documents for your files.) Attach any other information you believe will be helpful in the processing of your claim (for example, names and addresses of any witnesses, written medical records if personal injury was sustained).

I swear that the facts stated above are true to the best of my knowledge.

Date: 7/28/15

Claimant's signature: [Signature]

WHEN TO FILE: If your claim is based on a defect in a public way, you must file within 30 days of the incident. If your claim is based on the negligence or wrongful act or omission of the City or its employees, you must file within two years of the incident. PLEASE KEEP A COPY OF THIS FORM FOR YOUR RECORDS.

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For official use only:
 Copies forwarded to: City Clerk Law City Council City Administrator Water Dep. Date: SEP - 1 2015