

City of Fall River Massachusetts
Office of the City Clerk

RECEIVED

2018 MAR -9 P 2:41

CITY CLERK _____
FALL RIVER, MA

MEETINGS SCHEDULED FOR NEXT WEEK
CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER
TUESDAY, MARCH 13, 2018
AGENDA

ALISON M. BOUCHARD
CITY CLERK

INÊS LEITE
ASSISTANT CITY CLERK

5:30 P.M. PUBLIC HEARINGS

Curb Removals

1. Paul Camara, 122 Huard Street, requests the removal of curbing as follows:

| | Existing Driveway | Proposed Driveway Access | Existing To Be Replaced | Total Driveway Access |
|------------------|-------------------|--------------------------|-------------------------|-----------------------|
| 122 Huard Street | 21' 9" | 8' 6" | 0' | 30' 3" |

The petitioner is requesting to extend the entrance south to continue his neighbor's curb removal on the north side of 140 Huard Street. The work does not impact utilities or signage, and does not impact on-street parking.

2. Jana and Justin Mercier, 325 S. Beacon Street, request the removal of curbing as follows:

| | Existing Driveway | Proposed Driveway Access | Existing To Be Replaced | Total Driveway Access |
|----------------------|-------------------|--------------------------|-------------------------|-----------------------|
| 325 S. Beacon Street | 16' | 11' 9" | 0' | 27' 9" |

The petitioners have two existing driveway openings at 325 S. Beacon Street which total 27' 9". They are intending to pave on their property and put the 11' 9" opening into regular use for tenants living at the property. The work provides improved access to the existing lot and results in a minimal impact to on-street parking. The property owner is utilizing this process to formalize a preexisting grandfathered curb cut.

3. Manuel A. Mello, 83 Palmer Street, requests the removal of curbing as follows:

| | Existing Driveway | Proposed Driveway Access | Existing To Be Replaced | Total Driveway Access |
|------------------|-------------------|--------------------------|-------------------------|-----------------------|
| 83 Palmer Street | 16' | 13' 4" | 0' | 29' 4" |

The petitioner is requesting to remove an additional 7' 6" south side of the driveway and 5' 10" from the north side of the existing 16' driveway opening on Wilbur Street. The proposed work improves access to off-street parking serving the property and does not significantly reduce on-street parking.

6:00 P.M. COMMITTEE ON FINANCE OR IMMEDIATELY FOLLOWING THE CITY COUNCIL PUBLIC HEARINGS IF THEY RUN PAST 6:00 P.M.

1. Citizen Input
2. *Resolution – Com. on Finance meet with Administration to discuss spending and staffing of Police and Fire Departments (adopted 1-23-18)

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

3. *Resolution – Com. on Finance meet with Dir. of Buildings and Grounds and Finance Team to discuss current and future maintenance plans for new B.M.C. Durfee High School of Fall River (adopted 2-6-18)
4. *Discussion of Loan Order - \$263,494,125 for the new B.M.C. Durfee High School (see #3 below)

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 requesting establishment of Charter Committee
2. *Mayor requesting creation of position of student intern apprentice – Police Dept.
3. *Mayor and Loan Order - \$263,494,125 for the new B.M.C. Durfee High School

PRIORITY COMMUNICATIONS

4. *Corporation Counsel re: Order and Confirmatory Deed for 84 Danforth Street
5. Traffic Commission recommending amendments to the traffic ordinances

COMMITTEE REPORTS – None

ORDINANCES

Second reading and enrollment, as amended:

6. *Proposed Ordinance – Wage Theft
7. *Traffic, miscellaneous

Second reading and enrollment:

8. *Proposed Ordinance – Abolishment of Committee on Budget Preparation, Revenue and Audits

RESOLUTIONS

9. *Com. on Public Safety convene at Atlantis Charter School to discuss traffic congestion and public safety concerns

CITATIONS- None

ORDERS – HEARINGS

Curb Removals

10. Paul Camara, 122 Huard Street – total of 30'3" at 122 Huard Street
11. Jana and Justin Mercier, 325 S. Beacon Street – total of 27'9" at 325 S. Beacon Street
12. Manuel A. Mello, 83 Palmer Street – total of 29'4" at 83 Palmer Street

ORDERS – MISCELLANEOUS

13. Police Chief's report on licenses:

Taxicab Drivers:

| | | |
|--------------------|-------------------|----------------|
| Derek Boler | Steven M. Escobar | Ray Morgan |
| Johnathan Riopelle | David R. Rioux | Taylor Maeteze |

Private Livery Vehicles:

Princess Limousine, LLC – 6 vehicles

Second Hand License renewals:

Alan Confoey d/b/a Alan's Jewelry at 1661 South Main Street

Second Hand and Pawnbroker License renewals:

Aaron Tetrault d/b/a Spindle City Pawnbrokers, Inc. at 1435 Pleasant Street
Aaron Tetrault d/b/a Spindle City Pawnbrokers, Inc. at 364 South Main Street
Aaron Tetrault d/b/a Fall River Pawnbrokers, Inc. at 1475 South Main Street

14. Auto Repair Shop license renewals:
Edward A. Cellemme d/b/a Cellemme and Son Auto Service at 193 Oak Grove Avenue
15. City Engineer prepare plans for acceptance of Lynwood Street extending from Mariano S. Bishop Boulevard to a dead end

COMMUNICATIONS – INVITATIONS – PETITIONS

16. *Claims
17. *City resident requesting to purchase a parcel of city owned land

City Council Committee/Meeting Minutes:

18. *City Council Meeting – January 23, 2018

BULLETINS – NEWSLETTERS – NOTICES

19. Notice of Casualty and Loss at 1461 Rodman Street
20. Notice of Casualty and Loss at 995 Maple Street


City Clerk

WHEREAS, staffing for both Police and Fire are a top priority in our City, and

WHEREAS, state officials announced that the Fall River Police Department is receiving \$476,000 while the Fall River Fire Department is slated to receive \$440,000, now therefore

BE IT RESOLVED, that the City Council Committee on Finance convene with the finance team at a future meeting to discuss spending and staffing.

In City Council, January 23, 2018
Adopted

A true copy. Attest:

Alison M. Bouchard

City Clerk

(Councilor Derek Viveiros)

WHEREAS, the City of Fall River currently has a Capital Improvement Plan including several projects, and

WHEREAS, there is potential for a new B.M.C. Durfee High School of Fall River, and

WHEREAS, the investments made financially and physically should be protected and maintained, now therefore

BE IT RESOLVED, that the Director of Buildings and Grounds and members of the Finance Team be invited to a future meeting of the Committee on Finance to discuss current and future maintenance plans.

In City Council, February 6, 2018
Adopted

A true copy. Attest:

Alison M. Bouchard

City Clerk



City of Fall River
Massachusetts
Office of the Mayor

FINANCE **4**

RECEIVED

2018 MAR -8 P 3:53

CITY CLERK _____
FALL RIVER, MA

JASIEL F. CORREIA II
Mayor

March 8, 2018

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

RE: BMC Durfee High School of Fall River
Loan Orders

Dear Councilors:

Your approval is respectfully requested for the attached loan order for the sum of two hundred sixty-three million, four hundred ninety-four thousand, one hundred twenty-five dollars (\$263,494,125) Dollars for the new B.M.C Durfee High School. The expenditures for this project will be approved under the direction of the School Building Committee.

The Massachusetts School Building Authority's ("MSBA") approved on February 14th, 2018 a grant to the City of Fall River, MA in the amount not to exceed \$165,084,900 for the project. MSBA's reimbursement shall not exceed the lesser of (1) eighty percent (80%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

The taxpayers voted on March 6, 2018 to fund the City's portion of this project through a debt exclusion. The debt exclusion increases the amount of property tax revenue a community may raise for a limited or temporary period of time in order to fund the project. My administration is fully committed to absorbing as much of the high school debt as possible within the operating budget.

Attached is the loan order. The language include therein has been approved by both Bond Counsel and MSBA.

Please call me if you need further information.

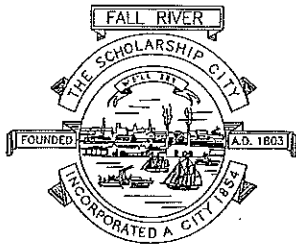
Respectfully,

Jasiel F. Correia II
Mayor

ORDERED: That the City of Fall River appropriate the sum of Two Hundred Sixty-Three Million, four hundred ninety-four thousand, one hundred twenty-five dollars (\$263,494,125) Dollars for the new B.M.C Durfee High School, 360 Elsbree Street, Fall River, MA 02720, which school facility shall have an anticipated useful life as an educational facility for the instruction of school children for at least 50 years, said sum to be expended under the direction of the School Building Committee, and to meet said appropriation the Mayor is authorized to borrow said sum under M.G.L. Chapter 44, or any other enabling authority; that the City of Fall River acknowledges that the Massachusetts School Building Authority's ("MSBA") grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the City of Fall River incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City of Fall River; provided further that any grant that the City of Fall River may receive from the MSBA for the Project shall not exceed the lesser of (1) eighty percent (80%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided that any appropriation hereunder shall be subject to and contingent upon an affirmative vote of the City to exempt the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2½); and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the City of Fall River and the MSBA, and

BE IT FURTHER ORDERED: That any premium received upon the sale of any bonds or notes approved by this vote less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, and

BE IT 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 bond 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
Massachusetts
Office of the Mayor**

JASIEL F. CORREIA II
Mayor

RECEIVED

2018 MAR -2 P 12:04

CITY CLERK _____
FALL RIVER, MA

March 1, 2018

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

RE: Charter Committee

Dear Councilors:

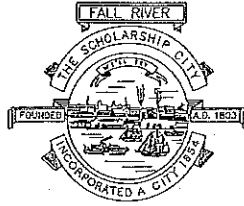
In accordance with the attached letter from corporation counsel I request that the council consider referring this matter to the appropriate committee for consideration with a view to adopting the required ordinance.

Although the initial reference is being made to the council this office expects to have input and fully participate in the process as the charter makes the review a joint undertaking.

Very truly yours,


Jasiel F. Correia II, Mayor

City of Fall River
Office of the Corporation Counsel



JASIEL F. CORREIA II
Mayor

JOSEPH I. MACY
Corporation Counsel

GARY P. HOWAYECK
Assistant Corporation Counsel

JESSICA A. ADLER
Assistant Corporation Counsel

March 1, 2018

Mayor Jasiel F. Correia II
One Government Center
Fall River, MA 02722

RE: Charter Committee

Dear Mayor Correia:

Section 10-5 (m) of the charter requires that "the mayor and city council shall undertake a review of the city ordinances to determine the need for any revisions and amendments as may be needed to bring the ordinances into conformity with the charter, and to fully implement the charter."

The charter further states, "This review shall be made by a special committee to be established by ordinance". Other than requiring that the committee be composed of voters in the city, that the clerk be a member of the committee, and that the "city attorney" or special counsel appointed for this express purpose serve as an advisor, the charter is devoid of any guidance as to the composition and number of the committee, or how they are to be appointed. Thus, the charter is silent as to any suggested language of the ordinance.

I therefore suggest that this letter be forwarded to the City Council for reference to the Ordinance Committee, or other appropriate committee, for consideration, at a minimum, of the following:

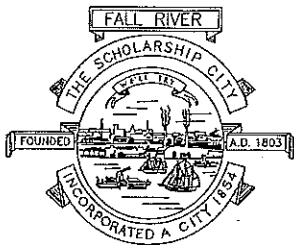
- 1) The number of committee members
- 2) The appointment process for committee members
- 3) Selection process for chairman of the committee
- 4) Whether committee members will be considered special employees, employees or neither and not subject to statutory restrictions
- 5) Whether the conduct and method of the review process will be specified in ordinance or left to the committee

I offer the above for reference only and make no suggestion as to the ultimate composition of the committee or the language of the ordinance.


Joseph I. Macy, Corporation Counsel

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2018 MAR -2 P 12:04
CITY CLERK
FALL RIVER, MA

2



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

RECEIVED

2018 MAR -6 P 12: 24

JASIEL F. CORREIA II
Mayor

CITY CLERK _____
FALL RIVER, MA

February 22, 2018

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

RE: Student Intern Apprentice

Members of the City Council:

Chief Dupere is requesting the creation of a new position Student Intern Apprentice to be assigned to the mechanics division with the Police Department. Included herein is a Job Description, proposed Ordinance and an Application form provided by Diman Regional Vocational Technical High School to be completed upon creation of this position. Also included is a letter from our AFSCME Council 93 local allowing for this position. A pay rate not to exceed \$15/hour is included in the proposed ordinance.

This internship provides a much needed opportunity for the Police Department to secure trained mechanics to work within the Department. It also offers a great, hands-on learning opportunity for Diman students. There are sufficient funds within the Police Department's FY 2018 Budget to support this position for the remainder of the fiscal year.

Your approval of the creation of this position is respectfully requested.

Best Regards,

Jasiel F. Correia II
Mayor

SIDE LETTER OF AGREEMENT

BETWEEN

THE

CITY OF FALL RIVER

AND

AFSCME COUNCIL 93 LOCAL 3177

The City of Fall River will employ co-op students from the Diman Regional Vocational Technical High School to work in the vocational trades as part of the apprenticeship program. The employees will be assigned students who will work a minimum of thirty (30) hours per week in seven (7) day intervals. Co-op students will work during Diman Regional Vocational Technical High School hours and school days. School holidays and vacation periods shall be optional work times for students, if the student so chooses.

Employees who choose to participate in this program may opt-in by notifying the Human Resources Director in writing. Employees who choose to participate in the program may elect to opt-out at any time by notifying the Human Resources Director in writing. Additionally, should an employee participating in the program find difficulty with a particular student, the employee should notify his or her supervisor and the student will be re-assigned.

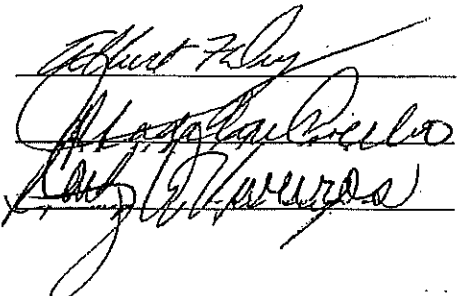
Employees electing to participate in the co-op student program will be invited to work with the Human Resources Director on the student selection process. During this process it is anticipated that the employee will provide information to the co-op student instructors concerning the trade employees' work and needs. The employer will participate in choosing from eligible students to be assigned in their area. The City of Fall River will be solely responsible for eligibility requirements. Employees working alongside Co-op students are expected to complete their own work and will only be responsible for evaluation and supervision to the extent they are responsible for the evaluation and supervision of other employees.

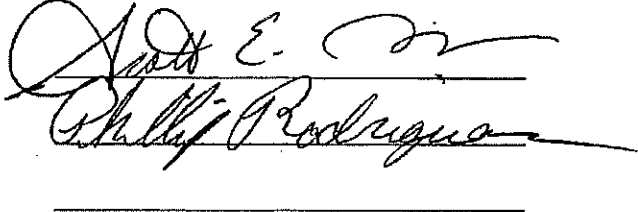
By entering into this agreement, the parties agree that they have completed bargaining about the co-op program to the extent required by M.G.L. c. 150E.

The parties agree that this agreement will sunset on June 30, 2020.

City of Fall River

AFSCME, Council 93 Local 3177





2



City of Fall River, Massachusetts Police Department

Office of the Chief of Police

Albert F. Dupere
Chief of Police

685 Pleasant St.
Fall River, MA 02721
Tel. 508-324-2787
Fax: 508-324-2809
TDD: 508-324-2790

February 20, 2018

To: Cathy Ann Viveiros
City Administrator

From: Albert F. Dupere
Chief of Police

RE: Student Intern Apprentice

Dear Ms. Viveiros,

As you know, the subject of the maintenance of our vehicles has been a cause for concern in the past for both of the sworn officer unions, the FRPA and FRPSOA, as well as the Public Safety Committee and the City Council. I know that you also share my concern on this issue. In order to provide better maintenance for our vehicles, I am requesting permission for our department to participate in Diman Regional Vocational Technical High School's Cooperative Education program.

Human Resources Director Madeline Coelho and I have met with AFSCME union officials representing the police mechanics and they have agreed to the plan, pending administration approval. In order to be able to pay the students, as required by the program, I request that the position of Student Intern Apprentice be added to city ordinance at a rate not to exceed \$15.00 per hour. The actual rate paid would be commensurate with experience and duties assigned.

Thank you in advance for any consideration of this request. I have attached a copy of Diman's Cooperative Education Agreement along with a proposed job description, and a letter from the union is forthcoming. Please feel free to call me with any questions.

2

Amend Section 50 Miscellaneous to include the position of Student Intern Apprentice
with a pay rate not to exceed \$15/hour.

Mechanic Student Intern Apprentice
Police Department

General Statement of Duties:

Under supervision as delegated by the Police Chief to the Fleet Services Supervisor, to perform work involved in a variety of maintenance and repair and other servicing duties on motor equipment of all types.

Essential Functions:

Work involves the performance of minor semi-skilled repairs and other routine servicing duties, including those of preventive maintenance, on motor equipment of all types, including cars, trucks, mowers and other types of motor equipment, excluding fire apparatus and fire equipment, and providing timely and efficient service to department equipment for a variety of automotive service functions under direct supervision; to be responsible for conformance to City standards of all work performed under his/her direction; this work is performed with little latitude of action and is performed in conformance with policies and directives of the Police Chief as delegated.

EXAMPLES OF WORK (ILLUSTRATIVE ONLY-THE OMITTANCE OF ANY EXAMPLE OF WORK DOES NOT NECESSARILY EXCLUDE THAT WORK OR DUTY FROM BEING PERFORMED BY ANY EMPLOYEE IN THIS CLASSIFICATION)

- a. Changes tires on a road and in garage; puts snow tires and chains on municipal vehicles; pumps gas and diesel fuel into trucks and other municipal vehicles; records fuel and other parts and supplies used; picks up parts and supplies; cleans and washes vehicles; performs cleaning tasks in the area;
- b. Repairs tires of motor vehicles of all sizes; locates and seals punctures; patches tires and tubes; removes tires and tubes from wheels with tire-changing machine; may balance tire and wheel assembly; removes wheel assembly from motor vehicles and replaces; operates pneumatic tools, lift and jacking devices; performs other related manual duties;
- c. Lubricates all types of motor equipment such as cars, trucks, heavy equipment and other motor equipment, performs greasing of chassis with compressor operated grease guns; drains and refills crankcase oil; fills transmissions and differentials with fluid; lubricates and greases other parts of special equipment; performs other similar related work in servicing motor equipment;
- d. May assist Automotive Service Worker I and/or II in repairing automobiles, trucks and other automotive and motor vehicles; may raise vehicle to specified level using hydraulic jack; may remove and disassemble unit to be repaired using

hand tools and/or power tools; may clean unit using prescribed solvent; performs other related duties as a helper;

- e. Other duties as assigned by supervisor commensurate with level of expertise.

Experience, Skills and Abilities:

Ability to establish and maintain effective working relationships with peers and supervisors; ability to work cooperatively and harmoniously with other city employees; a positive "can-do" attitude; ability to observe necessary safety precautions; a motor vehicle license; ability to perform basic mathematical calculations as required by duties described above; ability to perform duties with some latitude for independent judgment under direct supervision; ability to use basic tools in connection with duties described above; ability to follow oral directions; ability to maintain clerical records in connection with duties described above.

Education and Training:

No formal education minimum required; preference given to individuals with some experience in general automotive service work.

2

Employer Information | Cooperative Education Program



DIMAN REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL
251 Stonehaven Road | Fall River, MA 02723
P. 508-678-2891 ext. 1380 | F. 508-679-6423
E. klazaro@dimanregional.org

COOPERATIVE EDUCATION AGREEMENT

Company Name: _____

Address: _____ City: _____ State: _____

The employer is a key component of the Cooperative Education Program. The education opportunities that employers afford our students speak volumes to their commitment to youth, education and community.

Following are guidelines for all employers participating in the Cooperative Education Program at Diman Regional Vocational Technical High School:

- ◆ Provide experienced supervision
- ◆ Comply with Massachusetts Legislative Act Further Protecting Children (*providing Diman Regional Vocational Technical High School with a completed CORI form - Background Check on any employee who will be one-on-one with our students, along with a copy of the driver's license for each person*).
- ◆ Ensures work environment meets health and safety standards that maximize employee protection in compliance with OSHA regulations
- ◆ Enforce work site safety per OSHA regulations
- ◆ Provide orientation, including safety and emergency practices
- ◆ Complete and return a Student Performance Evaluation per trimester (*evaluation provided by the school*)
- ◆ Ensure Workers Compensation coverage for the Co-Op Student
- ◆ Provide a minimum of 30 hours of meaningful employment per one (1) seven (7) day co-op cycle
- ◆ Provide the opportunity for the student to develop technical and employability skills not acquirable in a school-based setting, but acquirable in a work-based setting
- ◆ Comply with child labor laws as they pertain to vocational students
- ◆ Notify student and Cooperative Education Coordinator of any serious problem or issue
- ◆ Notify school/Cooperative Education Coordinator if student is injured
- ◆ Abide by Equal Opportunity laws/regulations/guidelines
- ◆ May not employ student during school hours on their academic cycle
- ◆ Follow all State and Federal labor and wage laws and regulations
- ◆ Notify the student and Cooperative Education Coordinator, in writing, if this agreement needs to be terminated
- ◆ Must be an equal opportunity employer who does not discriminate against any applicant because of race, color, religion, sex, national origin, age, marital status, veteran status, disability, sexual orientation, or any other legally protected group and that all working conditions related to hours, wages and benefits are free from discriminatory practices.
- ◆ Have all applicable taxes deducted from their wages and not be hired as independent contractors (1099) Form

IMPORTANT NOTICE: Several trades for which cooperative education are applicable having been declared "Hazardous Occupations" for persons less than 18 years of age and are regulated by Federal and/or State Statute (*whichever is the most stringent standard*). In all such trades, the work of the student learner shall be incidental to his or her training, shall be intermittent and for short periods of time, shall be under the direct and close supervision of a qualified and experienced person, and shall include safety instructions by the employer as part of the training.

I certify, I have read and accept the agreements outlined above. I also certify that the information provided is true and complete to the best of my knowledge.

Print Name of Employer

Signature of Employer

Date

2

COOPERATIVE EMPLOYER

Name of Employer: _____

Address of Employer: _____
(Number) (Street)

Mailing Address (if different than above): _____

City/Town: _____ State: _____ Zip Code: _____

Phone Number: _____ Fax Number: _____

Email Address: _____

Nature of Employer's Business: _____

Contact Person: _____ Title: _____

Name of the Student's Supervisor: _____ Title: _____

Start Date: _____ Starting Wage: \$ _____ per hour

WORKERS COMPENSATION INSURANCE

Workers Compensation Policy Number: _____

Expiration Date: _____

Please have your insurance agent:

- ◆ *Send (fax, email or mail) us your Certificate of Liability containing the Workers Compensation Number along with the expiration date.*
- ◆ *List Diman Regional Vocational Technical High School | 251 Stonehaven Road | Fall River, MA 02723 as a Certificate Holder.*

SKILLS DEVELOPMENT

Please list the skills the student learner will have the opportunity to acquire and strengthen while working for your company.

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____

HOURS & DAYS WORKING

Start Time: _____ End Time: _____

Days Working: (Check all days that apply) Mon. Tues. Wed. Thurs. Fri. Sat. Sun.

Comments: _____

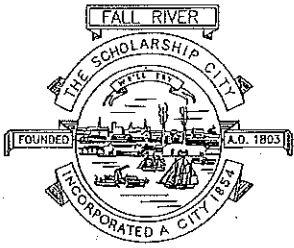
2

STATEMENT OF ASSURANCE OF NON-DISCRIMINATION

_____ affirms
(Company Name)

that it prohibits discrimination on the basis of race, color, religion, creed, sex, age, marital status, national origin, mental or physical disability, political belief or affiliation, veteran status, sexual orientation, gender identity and expression, genetic information and any other class of individuals protected from discrimination under state or federal law in any aspect of the access to, admission, or treatment of students in its programs and activities, or in employment and application for employment. Furthermore, District/School policy includes prohibitions of harassment of students and employees, i.e., racial harassment, sexual harassment, and retaliation for filing complaints of discrimination.

_____ *(Employer Signature)* _____ *Mo/Day/Yr*



City of Fall River
Massachusetts
Office of the Mayor

3

RECEIVED

2018 MAR -8 P 3:53

JASIEL F. CORREIA II
Mayor

CITY CLERK _____
FALL RIVER, MA

March 8, 2018

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

RE: BMC Durfee High School of Fall River
Loan Orders

Dear Councilors:

Your approval is respectfully requested for the attached loan order for the sum of two hundred sixty-three million, four hundred ninety-four thousand, one hundred twenty-five dollars (\$263,494,125) Dollars for the new B.M.C Durfee High School. The expenditures for this project will be approved under the direction of the School Building Committee.

The Massachusetts School Building Authority's ("MSBA") approved on February 14th, 2018 a grant to the City of Fall River, MA in the amount not to exceed \$165,084,900 for the project. MSBA's reimbursement shall not exceed the lesser of (1) eighty percent (80%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

The taxpayers voted on March 6, 2018 to fund the City's portion of this project through a debt exclusion. The debt exclusion increases the amount of property tax revenue a community may raise for a limited or temporary period of time in order to fund the project. My administration is fully committed to absorbing as much of the high school debt as possible within the operating budget.

Attached is the loan order. The language include therein has been approved by both Bond Counsel and MSBA.

Please call me if you need further information.

Respectfully,

Jasiel F. Correia II
Mayor

City of Fall River, *In City Council*

3

ORDERED: That the City of Fall River appropriate the sum of Two Hundred Sixty-Three Million, four hundred ninety-four thousand, one hundred twenty-five dollars (\$263,494,125) Dollars for the new B.M.C Durfee High School, 360 Elsbree Street, Fall River, MA 02720, which school facility shall have an anticipated useful life as an educational facility for the instruction of school children for at least 50 years, said sum to be expended under the direction of the School Building Committee, and to meet said appropriation the Mayor is authorized to borrow said sum under M.G.L. Chapter 44, or any other enabling authority; that the City of Fall River acknowledges that the Massachusetts School Building Authority's ("MSBA") grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the City of Fall River incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City of Fall River; provided further that any grant that the City of Fall River may receive from the MSBA for the Project shall not exceed the lesser of (1) eighty percent (80%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided that any appropriation hereunder shall be subject to and contingent upon an affirmative vote of the City to exempt the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2½); and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the City of Fall River and the MSBA, and

BE IT FURTHER ORDERED: That any premium received upon the sale of any bonds or notes approved by this vote less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, and

BE IT 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 bond 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.

4

City of Fall River
Office of the Corporation Counsel

JASIEL F. CORREIA II
Mayor



JOSEPH I. MACY
Corporation Counsel

GARY P. HOWAYECK
Assistant Corporation Counsel

JESSICA A. ADLER
Assistant Corporation Counsel

March 7, 2018

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

RE: 84 Danforth Street

Dear Councilors:

In accordance with Councilor Pelletier's request I am enclosing a proposed Order and Confirmatory Deed for the Council's consideration. By the way of background, the original deed was in error in the legal description of the property. The attached seek to rectify that error.

However, in order that the council be fully informed and have any questions answered I suggest this matter be referred to the Real Estate Committee for a thorough discussion.

Joseph I. Macy, Corporation Counsel

RECEIVED
2018 MAR - 8 A 10: 28
CITY CLERK
FALL RIVER, MA

CITY OF FALL RIVER, In City Council

Be it ORDERED, that the City of Fall River does hereby reconvey the following parcel of land to the following buyer for the following nominal consideration:

| <u>Property</u> | <u>Sale Price</u> | <u>Buyer</u> |
|---|-------------------|---------------|
| 84 Danforth Street, Fall River, MA (Assessors Map O-18-0009) | \$1.00 | Tony D. Rocha |

Be it further ORDERED, that the Mayor is hereby authorized to execute and deliver a confirmatory deed to said buyer in the form attached hereto and that said confirmatory deed shall be recorded at the Bristol County Fall River District Registry of Deeds.

CONFIRMATORY QUITCLAIM DEED

PROPERTY ADDRESS: 84 Danforth Street, Fall River, Massachusetts

The City of Fall River, a duly organized and existing municipal corporation, with an address at One Government Center, Fall River, Massachusetts, for nominal consideration paid of One Dollar and 00/100 (Eighty Six Thousand (\$86,000.00) Dollars having been previously paid), grants to Tony D. Rocha, of 160 First Street, East Providence, Rhode Island, with quitclaim covenants, the land in Fall River, Bristol County, Massachusetts, with any buildings and improvements thereon, bounded and described as follows:

Beginning at a point on the southeasterly corner of the lot to be described and at the northwest corner of Danforth and Cherry Streets; thence running westerly 50 feet along the northerly side of Cherry Street to a corner; thence running northerly 105 feet to a corner; thence running easterly 50 feet to the west side of said Danforth Street; thence running southerly 105 feet along the westerly side of Danforth Street to the point of beginning; containing 5,250 square feet of land, more or less, and being further shown as Parcel "A" on a plan of land recorded at said registry of deeds in Plan Book 101, Page 74.

Said parcel is known as Assessors Map O-18-0009.

For Grantor's title reference see Final Judgment in Tax Lien Case recorded at the Bristol County Fall River District Registry of Deeds in Book 6331, Page 51.

The requirements of M.G.L. c. 44, § 63A have been fully satisfied.

The Grantor has received the affidavit required by M.G.L. c. 60, § 77B.

This confirmatory deed is for the purpose of correcting an error in the property description contained in a prior deed recorded at the Bristol County Fall River District Registry of Deeds in Book 7063, Page 266.

4

Executed as a sealed instrument this _____ day of _____, 2018.

City of Fall River:

By: _____
Jasiel F. Correia, II, Mayor

COMMONWEALTH OF MASSACHUSETTS

Bristol County

_____, 2018

Then personally appeared before me, the undersigned notary public, the above named Jasiel F. Correia, II, known to me personally to be the person whose name is signed on the foregoing instrument, and acknowledged to me that he signed the foregoing instrument voluntarily for its stated purpose as the free act and deed of the City of Fall River.

Notary Public
My Commission Expires:

AFFIDAVIT RELATING TO TITLE
Under G.L. c. 183, § 5B

Property Address: 84 Danforth Street, Fall River, MA (Assessors Map O-18-0009)

I, Benjamin Mello, Administrator of Assessing, for the City of Fall River Board of Assessors, on my oath depose and say as follows:

That the attached copy of the Fall River Assessor's Plat O-18-0009 as "Exhibit A" is an accurate copy of the Assessor's Map for Tax Taking Fiscal Years 1995, 1996, 1997 & 1998.

That said Assessor's Map is an accurate depiction of Assessor's Map O-18-0009 in effect at all times relevant to the Tax Taking recorded at the Bristol County Fall River District Registry of Deeds in Book 4118, Page 212 and the Judgment in the Tax Lien Case recorded at the Bristol County Fall River District Registry of Deeds in Book 6331, Page 61.

Signed under the pains and penalties of perjury this 6th day of February, 2018.

City of Fall River
Board of Assessors:

By: Benjamin Mello
Benjamin Mello, Administrator of Assessing

COMMONWEALTH OF MASSACHUSETTS

Bristol County

Feb. 6, 2018

Then personally appeared before me, the undersigned notary public, the above named Benjamin Mello, Administrator of Assessing, and proved to me through satisfactory evidence of identification, which was Personally Known, to be the person whose name is signed on the foregoing instrument, and acknowledged to me that he signed the foregoing instrument voluntarily for its stated purpose and who swore or affirmed to me that the contents of the foregoing instrument are truthful and accurate to the best of his knowledge and belief.

Gloria Souza

Notary Public
My Commission Expires:



GLORIA SOUZA
Notary Public
Commonwealth of Massachusetts
My Commission Expires
April 24, 2020

CERTIFICATE

I, John J. Coughlin, Esq., hereby certify that I am an attorney at law in the Commonwealth of Massachusetts with offices at Bogle, DeAscentis & Coughlin, P.C., at 57 North Main Street, Fall River, MA 02720, and that the facts stated in the foregoing affidavit are relevant to the title to the premises therein described and will be of benefit and assistance in clarifying the chain of title thereto.

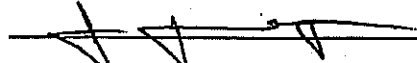
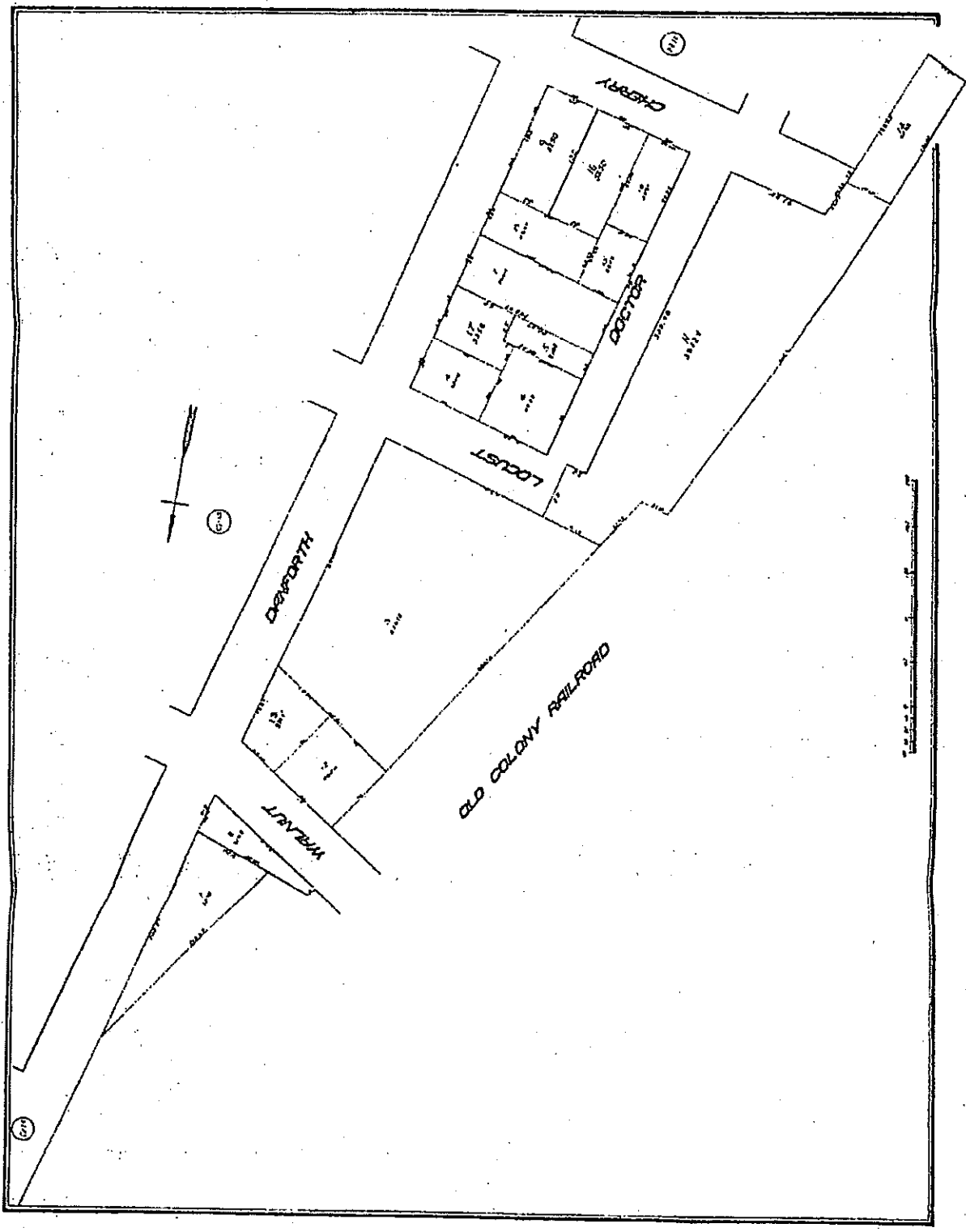

John J. Coughlin, Esq.

Exhibit A. D-18

1039 1040 1041 1042 1043 1044 1045 1046 1047 1048



6

City of Fall River, In City Council

(Councilor Raymond A. Mitchell)

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

Section 1

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

Section 2-949 Wage Theft.

- (a) The following section shall be incorporated into the City of Fall River's Standard Contract General Conditions Form as of July 1, 2018 and apply to every new contract and every renewal term of a contract entered into after that date:

The Contractor certifies that neither it nor any of its subcontractors have been subject to a federal or state criminal or civil judgment, final administrative determination, order or debarment resulting from a violation of M.G.L. Chapter 149, M.G.L. Chapter 151, the Fair Labor Standards Act or any other state or federal laws regulating the payment of wages within three years prior to the date of the contract; or certifies that it has provided copies of any and all of the above to the City prior to the date of the contract and any required wage bond or insurance; and certifies that while the contract is in effect, it will report any instance of the above to the City within five days of the contractor's receipt. Except that a contractor shall not be responsible for such certification on bids by Trade Contractors that there were submitted in accordance with M.G.L. Chapter 149A

- (b) The following provisions shall be included in any request for proposals, invitation for bids or request for qualifications issued by the City on or after July 1, 2018:

- (1) Prospective vendors must provide the following certifications or disclosures in writing to the purchasing agent with their bids or proposals. Failure to provide the following shall result in rejection of the bid or proposal;
- (2) Prospective vendors must certify that neither they nor any of their subcontractors have been subject to a federal or state criminal or civil judgment, final administrative determination, order or debarment resulting from a violation of M.G.L. Chapter 149, M.G.L. Chapter 151, the Fair Labor Standards Act or any other state or federal laws regulating the payment of wages within three years prior to the date vendors submit their bids or proposals; except that a vendors shall not be responsible for such certification on bids by Trade Contractors which were submitted in accordance with M.G.L. Chapter 149A; or
- (3) Prospective vendors must disclose any such criminal or civil judgments, final administrative determination, order or debarment and include copies with their bids or proposals.
- (4) Prospective vendors are notified that they must report any such criminal or civil judgment, final administrative determination, order or debarment from a violation of M.G.L. Chapter 149, M.G.L. Chapter 151, the Fair Labor Standards Act or any other state or federal laws regulating the payment of wages while any of their bids or proposals to the responsible department official is pending and, if awarded a contract, during the term of the resulting contract, within five days of vendor's receipt.
- (5) Prospective vendors that are subject to a state or federal debarment for violation of the above laws, either voluntarily or involuntarily, or that have been prohibited from contracting with the Commonwealth or any of its agencies or subdivisions

will be deemed not responsible and their bids or proposals shall be rejected. Such vendors shall be deemed not responsible for the entire term of debarment or other stated time period. During the term of a contract, upon a finding or order of such debarment or prohibition, the City may terminate the contract.

- (6) Vendor(s) awarded a contract that have disclosed a federal or state criminal or civil judgment, final administrative determination, order or debarment resulting from a violation of M.G.L. Chapter 149, M.G.L. Chapter 151, the Fair Labor Standards Act or any other state or federal laws regulating the payment of wages within three years prior to the date they submit their bids or proposals, or vendor(s) awarded a Contract that receive a federal or state criminal or civil judgment, order or final administrative determination resulting from a violation of M.G.L. Chapter 149, M.G.L. Chapter 151, the Fair Labor Standards Act or any other state or federal laws regulating the payment of wages during the term of the contract and that are not otherwise prohibited from public contracting may be required by the City to obtain a wage bond or other form of suitable insurance in an amount equal to the aggregate of all projected labor costs for the contract . Such bond must be maintained for the terms or extensions of any contract, and proof of such bond must be provided upon request by the City.
- (7) Vendor(s) awarded a contract that have disclosed a federal or state criminal or civil judgment, final administrative determination, order or debarment resulting from a violation of M.G.L. Chapter 149, M.G.L. Chapter 151, the Fair Labor Standards Act or any other state or federal laws regulating the payment of wages within three years prior to the date they submit their bids or proposals and through the contract term shall furnish their monthly certified payrolls to the responsible department for all employees working on such contract; except Trade Contractors who provide the City with weekly certified pay rolls as regulated by M.G.L. Chapter 149 § 273

Section 2

That Chapter 14 of the Revised Ordinances of the City of Fall River, 1999, which chapter relates to Businesses, be amended by inserting a new section as follows:

Sec. 14-45 Violations of wage laws by licensees or permittees.

- (a) Any application to the licensing board for any license issued pursuant to M.G.L. Chapter 138 or M.G.L. Chapter 140 may be denied if, during the three-year period prior to the date of the application, the applicant has been subject to a federal or state criminal or civil judgment, order or final administrative determination resulting from a violation of M.G.L. Chapter 149, M.G.L. Chapter 151, the Fair Labor Standards Act or any other state or federal laws regulating the payment of wages. Each applicant for a license shall certify that he has not been found guilty, liable or responsible, in the past three years, in any judicial or administrative proceeding, for any violation of any of the laws set forth above.
- (b) Any license or permit issued by the licensing board under M.G.L. Chapter 138 or M.G.L. Chapter 140 may be modified, suspended or revoked if, during the term of the license or permit, the licensee or permittee has been subject to a federal or state criminal or civil judgment, order or final administrative determination resulting from a violation of M.G.L. Chapter 149, M.G.L. Chapter 151, the Fair Labor Standards Act or any other state or federal laws regulating the payment of wages.

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 27 2018

*Passed through
first reading, as amended*

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:

Section 1.

By inserting in section 70-385, which section relates to loading zones, in proper alphabetical order the following:

(9) 9:00 a.m. – 5:00 p.m. Monday through Friday

Merchant Street, north side, starting at a point 17 feet west of Fifteenth Street for a distance of 30 feet westerly

Section 2.

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

Cory Street, north side, starting at a point 62 feet west of North Main Street, for a distance of 20 feet westerly

Foster Street, east side, starting at a point 232 feet south of Buffinton Street, for a distance of 20 feet southerly

Pleasant Street, north side, starting at a point 57 feet east of Quequechan Street, for a distance of 20 feet easterly

Warren Street, north side, starting at a point 40 feet west of Smith Street, for a distance of 20 feet easterly

CITY OF FALL RIVER
IN CITY COUNCIL
FEB 27 2018

*Passed through first
reading, as amended*

City of Fall River, *In City Council*

(President Ponte)

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, Mass., 1999, which chapter relates to Administration be amended, as follows:

By striking out in Section 2-151, which section relates to standing committees established, the following:

(10) Committee on Budget Preparation, Revenue and Audits, consisting of three members

(a) Recommendations of the committee shall be referred directly to the Committee on Finance

CITY OF FALL RIVER
IN CITY COUNCIL

JAN 09 2018

*Referred to the
Committee on Ordinances
and Legislation*

CITY OF FALL RIVER
IN CITY COUNCIL

FEB 27 2018

*Passed through first
reading
(C. Cadime opposed)*

City of Fall River, *In City Council*

9

(Councilor Steven A. Camara)
(Councilor Pam Laliberte-Lebeau)

WHEREAS, Atlantis Charter School has recently opened its new campus, and

WHEREAS, residents of the Jefferson and Dickinson Street areas have raised public safety concerns pertaining to traffic flow and parking, in the morning prior to the beginning of the school day and at dismissal, now therefore

BE IT RESOLVED, that the Committee on Public Safety convene at the Atlantis Charter School and invite representatives of the school, the Chief of Police, the Fire Chief, the Director of Traffic, and residents of the neighborhood to discuss this very important matter.

City of Fall River
Notice of Claim

16

1. Claimant's name: Darlene Almeida RECEIVED
2. Claimant's complete address: 748 Robeson St, Fall River, MA 02720
3. Telephone number: Home: 508-728-8123 Work: N/A 2018 FEB 23 A 18-32
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage) auto accident CITY CLERK FALL RIVER, MA
5. Date and time of accident: 2/14/18 Amount of damages claimed: \$ _____
6. Exact location of the incident: (include as much detail as possible):
748 Robeson St. vehicle was parked and DPW Truck backed into it.
7. Circumstances of the incident: (attach additional pages if necessary):
Park Dept Micheal Rodrigues was driving the Truck his plate M98-361 he pulled over to the curb was backing up and backed into my Vehicle Dodge Journey 2015. Police Report # 18-32-AC Badge # 194
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: 2/22/2018 Claimant's signature: Darlene Almeida

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>Park Dept</u> | Date: <u>2/23/18</u> |



RECEIVED

City of Fall River
Notice of Claim

2018 FEB 26 P 12:33

CITY CLERK #18-33
FALL RIVER, MA

- 1. Claimant's name: JASON DASILVA
- 2. Claimant's complete address: 276 Cambridge St Fall River MA 02721
- 3. Telephone number: Home: 774 406 9570 Work: _____
- 4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
~~Break~~ auto damage
- 5. Date and time of accident: Feb 10 8:00 Amount of damages claimed: \$ _____
- 6. Exact location of the incident: (include as much detail as possible):
High St Fall River, Right on the side of old police station next to
- 7. Circumstances of the incident: (attach additional pages if necessary):
I was behind a truck ~~go~~ traveling on High street when he hit a pot hole which the patch tar came flying out of hole and hit my driver side Door.
- 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: 2-26-18

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 type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DPW | Date: <u>2/26/18</u> |

16

ORABONA LAW OFFICES, P.C.

Via Certified & First Class Mail
2015 1730 0000 4991 6043

February 23, 2018

City of Fall River
Office of the City Clerk
One Government Center, Room 227,
Fall River, MA 02722

Re: *Our Client:* **Mr. Frank M. Stanley Jr.**
Your Insured: **City of Fall River**
Date of Incident: **February 16, 2018**
Our File Number: **18-0198**

Dear Sir or Madam:

Please be advised this office represents Mr. Frank M. Stanley Jr. in connection with injuries and property damage sustained in an accident occurring on February 16, 2018.

Mr. Stanley Jr. was sitting in his vehicle when he was struck by your insured, Sgt J. T. Hoar, who was operating a vehicle owned by the City of Fall River. As a result of the collision, Mr. Stanley sustained bodily injuries and has and will continue to incur substantial medical expenses. Furthermore, my client's vehicle has been rendered a total loss.

This letter shall serve as notice of Mr. Stanley's injury, as required Massachusetts General Law, Chapter 258. Mr. Stanley is claiming \$100,000.00 in damages, as result of his injuries and resulting losses.

Kindly acknowledge receipt of this claim in writing. Please be advised that Joneirys is the file handler assigned to this claim. Joneirys' e-mail address is JBaez@orabonalaw.com.

Thank you in advance for your attention to this matter.

Very truly yours,

Frank L. Orabona Jr.
Frank L. Orabona, Jr.
FLOjr/fjb

1 original + 1 copy - Law
1 copy - Police
1 copy - city clerk
1 copy - city council
2/24/18

RECEIVED
2018 FEB 28 P 12:29
CITY CLERK
FALL RIVER, MA
18-34

16

RECEIVED

City of Fall River
Notice of Claim

2018 MAR -2 A 11:31

CITY CLERK 1834A
FALL RIVER, MA

1. Claimant's name: Frank M. Stanley Jr.
2. Claimant's complete address: 84 Windsor Street Fall River, MA 02723
3. Telephone number: Home: 774-365-0034 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Auto Accident- Property Damage & Bodily injuries
5. Date and time of accident: 02/16/2018 Amount of damages claimed: \$18,000.00 - Property Damage
Bodily Injury - outstanding
6. Exact location of the incident: (include as much detail as possible):
Directly Across From 680 North Main Street Fall River, MA.
7. Circumstances of the Incident: (attach additional pages if necessary):
Had just left work and was starting up my vehicle. There was an unmarked police vehicle bearing registration 42GA89 traveling North on North Main Street which veered off to the right striking my vehicle and another parked vehicle which was unattended,
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: 2-28-18 Claimant's signature: Frank M. Stanley Jr.

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.

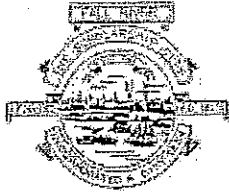
Return this form to: City Clerk, 2nd Fl., One Government Center, Fall River, MA 02722

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"/> Police | Date: <u>3/2/18</u> |

Common

16



RECEIVED

City of Fall River
Notice of Claim

2018 MAR -1 A 9:28'

CITY CLERK 18-35
FALL RIVER, MA

1. Claimant's name: Isaias Escobar
2. Claimant's complete address: 101 Querry St Fall River MA 02723
3. Telephone number: Home: 508)8172171 Work: Same -
4. Nature of claim: (e.g. auto accident, slip and fall on public way or property damage):

5. Date and time of accident: 02/05/2018 Amount of damages claimed: \$ 500.00
6. Exact location of the incident: (include as much detail as possible): Fruit St a narrow street
7. Circumstances of the incident: (attach additional pages if necessary):
my car was parked when Officer come to an
Emergency call and trying to park miss calculated the
distance and took bumper off
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 GEICO

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: 02/01/2018

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: City Clerk Law City Council City Administrator

Police

Date: MAR - 1 2018

16



City of Fall River
Notice of Claim

RECEIVED

2018 MAR -1 A 11:58

CITY CLERK 18-36
FALL RIVER, MA

1. Claimant's name: Rachel Lynch
2. Claimant's complete address: 200 Riverside Drive Tiverton R.I 02878
3. Telephone number: Home: 401-632-9001 Work: _____
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Tire repairs from pothole
5. Date and time of accident: 2/25/18 7:00 pm Amount of damages claimed: \$ 326.02
6. Exact location of the incident: (include as much detail as possible):
900 Mariano Bishop Blvd Fall River MA
7. Circumstances of the incident: (attach additional pages if necessary):
I hit a large pothole in the road way causing the two tires on the passenger side of my car to go flat.
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: 3/1/18 Claimant's signature: Rachel Lynch

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.

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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>3/1/18</u> |

16



RECEIVED

2018 MAR -1 P 1:45

City of Fall River
Notice of Claim

CITY CLERK #118-37
FALL RIVER, MA

1. Claimant's name: Anne M. David
2. Claimant's complete address: 29 DeCosta Dr. Tiverton, RI 02878
3. Telephone number: (Home: 401-855-6981 Work: 508-689-3999)
(cell)
4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
pot hole damage
5. Date and time of accident: Feb 13, 2018 Amount of damages claimed: \$ 100.00
6. Exact location of the incident: (include as much detail as possible):
346 Hancock St. Fall River, MA
7. Circumstances of the incident: (attach additional pages if necessary):

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).

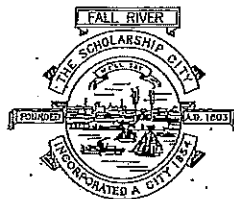
I swear that the facts stated above are true to the best of my knowledge.
Date: 3/1/18 Claimant's signature: Anne M. David

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.

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| For official use only: | <input checked="" type="checkbox"/> City Clerk | <input checked="" type="checkbox"/> Law | <input checked="" type="checkbox"/> City Council | <input type="checkbox"/> City Administrator | <input checked="" type="checkbox"/> DPW | Date: <u>3/1/18</u> |
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Council 16

RECEIVED

City of Fall River
Notice of Claim

2018 MAR -2 A 10:45

CITY CLERK 18-38
FALL RIVER, MA

- 1. Claimant's name: DAVID REBACK
- 2. Claimant's complete address: 140 HIGHLAND AVE
- 3. Telephone number: Home: 508-678-5475 Work: 508-667-2333
- 4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
POT HOLE DAMAGE
- 5. Date and time of accident: 2/1/18 6:00 AM. Amount of damages claimed: \$ _____
- 6. Exact location of the incident: (include as much detail as possible):
LOCKET ST. - JOHNSON ST. NW CORNER
- 7. Circumstances of the incident: (attach additional pages if necessary):
DRIVING HOME AFTER SHOPPING. RIGHT FRONT WHEEL HIT POT HOLE.

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: _____

Claimant's signature: David Reback

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.

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| For official use only: | |
| Copies forwarded to: <input type="checkbox"/> City Clerk <input checked="" type="checkbox"/> Law <input type="checkbox"/> City Council <input type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DCM | Date: <u>MAR - 2 2018</u> |

16



City of Fall River
Notice of Claim

RECEIVED

2018 MAR -2 P 1:04

CITY CLERK #18-39
FALL RIVER, MA

- 1. Claimant's name: ASHLEIGH K. CORDEIRA
- 2. Claimant's complete address: 331 BULGAR MARSH RD. TIVERTON RI 02878
- 3. Telephone number: Home: 508-264-8023 Work: _____
- 4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
PERSONAL AUTO - TOTALLED BY CITY VEHICLE WHILE PARKED Sec REPORT
- 5. Date and time of accident: 2/16/2018 Amount of damages claimed: \$ 2500 totalled
- 6. Exact location of the incident: (include as much detail as possible):
1746
680 NORTH MAIN ST. FALL RIVER MASS.

7. Circumstances of the incident: (attach additional pages if necessary):
- CAR WAS PARKED - MULTIPLE AUTOS DAMAGED
By operator JAMES HOAR - Sec Report

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
See COPY OF ASHLEIGH'S POLICY - HE HAS NO COLLISION - NEEDS A PROMPT RESPONSE PLEASE

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: 2-28-2018 Claimant's signature: Ashleigh Cordeira

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.

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| 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 type="checkbox"/> City Administrator <input checked="" type="checkbox"/> Police Dept | Date: <u>3/2/18</u> |

Common

16



RECEIVED

City of Fall River
Notice of Claim

2018 MAR -6 P 1:14
CITY CLERK 18-40
FALL RIVER, MA

1. Claimant's name: VICTOR M FARIAS
2. Claimant's complete address: 568 WEETHAMOE ST
3. Telephone number: Home: 508-673-3302 Work: 774-401-1190
4. Nature of claim: (e.g., ~~auto~~ accident, slip and fall on public way or property damage):
FRONT END DAMAGE
5. Date and time of accident: 2/27/18 17⁰⁰ hrs Amount of damages claimed: \$ 1,028.08
6. Exact location of the incident: (include as much detail as possible):
HIT POT HOLE IN THE ST 359 ROBSON ST
7. Circumstances of the incident: (attach additional pages if necessary):

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: 03/06/18

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.

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|------------------------|--|---|--|--|--------------------------|------------|---------------------------|
| 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 type="checkbox"/> | <u>DCM</u> | Date: <u>MAR - 6 2018</u> |

16



RECEIVED

City of Fall River
Notice of Claim

2018 MAR -6 P 1:28

CITY CLERK #18-41
FALL RIVER, MA

- 1. Claimant's name: Michelle Nascimento & CRAIG NASCIMENTO
- 2. Claimant's complete address: 42 - Davis Street
- 3. Telephone number: Home: 508-496-2660 Work: _____
- 4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
auto damage
- 5. Date and time of accident: 02-09-18 Amount of damages claimed: \$ 425.40
- 6. Exact location of the incident: (include as much detail as possible):
in front of ~~the~~ Boston Market, and Portugalia Imports in Fall River MA,
- 7. Circumstances of the incident: (attach additional pages if necessary):
pot hole is over 10 inches deep no way you could even avoid. it due to traffic in both lanes.
- 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: 3-6-18 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.

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| 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 type="checkbox"/> City Administrator <input checked="" type="checkbox"/> DPW | Date: <u>3/6/18</u> |



16

RECEIVED

City of Fall River
Notice of Claim

2018 MAR -6 P 2:34

CITY CLERK #18-42
FALL RIVER, MA

- 1. Claimant's name: Murcio Martins
- 2. Claimant's complete address: 396 Division St # 3 Fall River - MA
- 3. Telephone number: Home: 774 9552531 Work: _____
- 4. Nature of claim: (e.g., auto accident, slip and fall on public way or property damage):
Auto damage (see attached)
- 5. Date and time of accident: 3/5/18 6:45 PM Amount of damages claimed: \$ 1116.53
- 6. Exact location of the incident: (include as much detail as possible):
William S Canning Blvd, Fall River in front of Audi Dealer
- 7. Circumstances of the incident: (attach additional pages if necessary):
I was driving on William S Canning Blvd in Fall River and drove over a deep pot hole that destroyed the tire which caused other damages.
- 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: 3/6/18 Claimant's signature: Murcio Martins

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.

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|------------------------|--|---|--|---|---|---------------------|
| 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 type="checkbox"/> City Administrator | <input checked="" type="checkbox"/> DPW | Date: <u>3/6/18</u> |

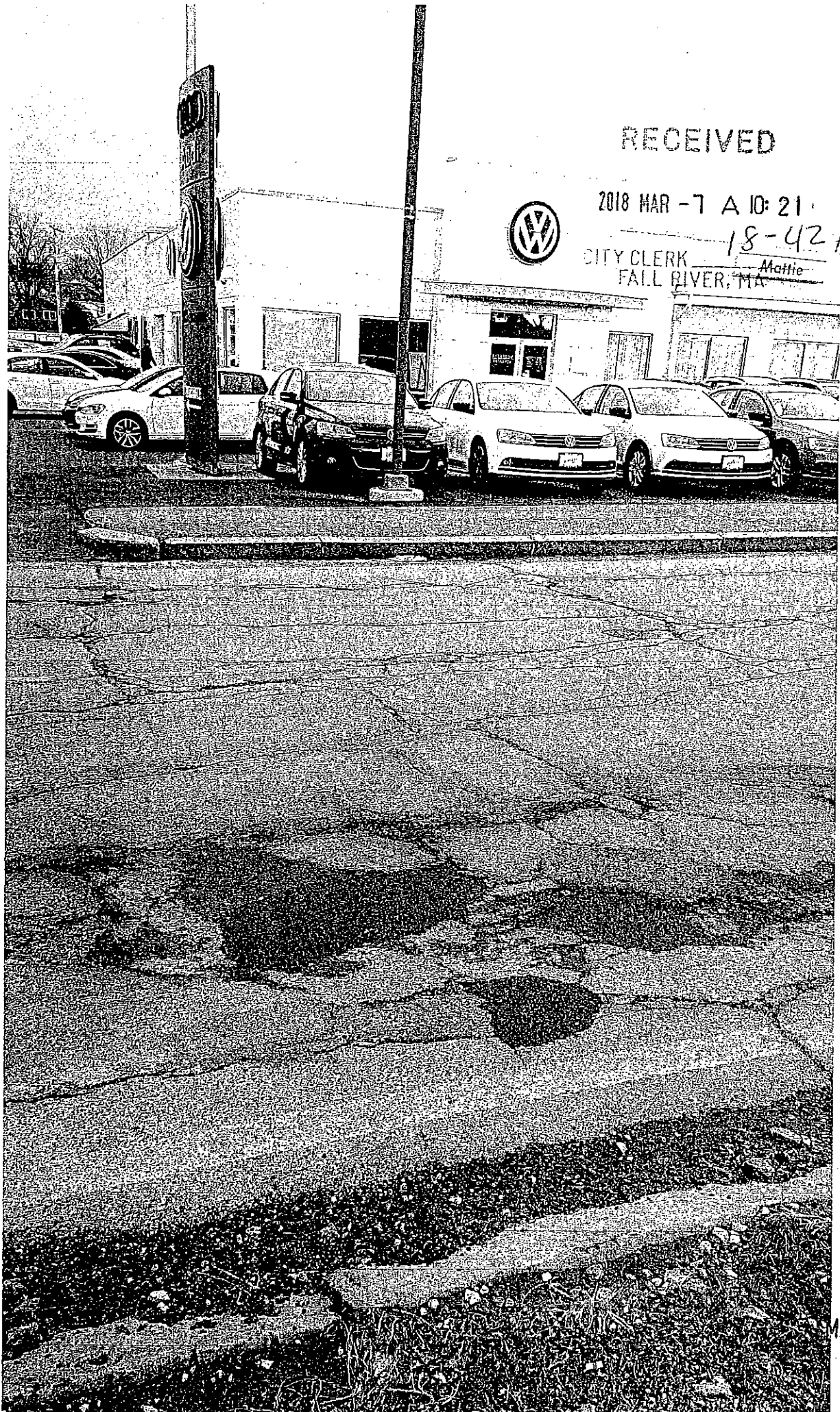
16

RECEIVED

2018 MAR -7 A 10: 21

18-42A

CITY CLERK
FALL RIVER, MA *Mattie*



DAY
AFTER
INCIDENT
03/06/18

DCM
LAW
COUNCIL
CLERK

MAR - 7 2018

THOMAS GEORGE ASSOCIATES, LTD
TGA
Post Office Box 30
East Northport NY 11731 0030
(631) 261-8800

16

RECEIVED

2018 MAR -2 A 11: 38
#17-103B
CITY CLERK
FALL RIVER, MA

February 27, 2018

CITY OF FALL RIVER
1 GOVERNMENT CTR RM 11
FALL RIVER, MA 02722-0000

Attention: CITY CLERK DEPT

OUR CLIENT: LIBERTY MUTUAL INSURANCE "1"
OUR INSURED: CARRASQUILLO, VERONICA
CLIENTS CLAIM#: 036544730
OUR FILE #: 894263-41
AMT OF DAMAGES: \$1,095.27
YOUR INSURED: SELF INSURED
YOUR CLAIM#: X
YOUR POLICY#: X
DATE OF LOSS: 11/21/17

Please be advised that we are the recovery agents for the above referenced client and are aiding them in their subrogation rights as result of the above captioned loss.

The information obtained through our investigation places the liability on your insured for the damages incurred by our client's insured.

Please notify this writer as to the claim number and individual handling this claim.

When processing this claim, make your check payable to our client, and mail it to the address listed above, and kindly reference our file number on all correspondence. If any additional information is needed, please feel free to contact me at the above number.

Very truly yours,

Eddie Torres



March 5, 2018

17

Dear City Officials

I am interested in the vacant land which is city owned as shown on plat D-7 lot #37. This lot abuts my lots D-7 33-34. It appears to be land locked and is listed as LLV. which is LAND of Low Value.

Sincerely
Melba Corle Landette

508-673-8892

CITY CLERK
FALL RIVER, MA

2018 MAR -5 P 12:45

RECEIVED

REGULAR MEETING OF THE CITY COUNCIL

MEETING: Tuesday, January 23, 2018 at 7:00 p.m.
Council Chamber, One Government Center

PRESENT: President Cliff Ponte, presiding;
Councilors Shawn E. Cadime, Joseph D. Camara, Steven A. Camara,
Bradford L. Kilby, Pam Laliberte-Lebeau, Stephen R. Long,
Leo O. Pelletier and Derek R. Viveiros

ABSENT: None

IN ATTENDANCE: Cathy Ann Viveiros, City Administrator
Joseph I. Macy, Corporation Counsel

President Cliff Ponte called the meeting to order at 8:53 p.m. with a moment of silence followed by a salute to the flag and announced that the meeting may be recorded with audio or video and transmitted through any medium.

PRIORITY MATTERS

1. Mayor req. confirmation of appointments to the following:
 - a. Renee Howayeck to the Conservation Commission
 - b. Robert Smith to the Fall River Redevelopment Authority
 - c. Lorian Taylor Branco to the Fall River Redevelopment Authority
 - d. Cynthia M. Sevigny to the Planning Board
 - e. Daniel D. Dupere to the Zoning Board of Appeals
 - f. Helen Rego to the Board of Park Commissioners
 - g. John Brandt to the Urban Tree Commission

A motion was made by Councilor Steven A. Camara and seconded by Councilor Bradford L. Kilby to take item numbers 1a through 1g together and refer them back to the Administration. The motion failed 4 yeas, 5 nays with Councilors Joseph D. Camara, Pam Laliberte-Lebeau, Stephen R. Long, Derek R. Viveiros and President Cliff Ponte voting in the negative. On a further motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Shawn E. Cadime, it was unanimously voted to waive the rules to allow Corporation Counsel to answer questions. At 9:01 p.m. President Cliff Ponte called for a 2 minute recess. The Council reconvened at 9:05 p.m. A motion was made by Councilor Steven A. Camara and seconded by Councilor Bradford L. Kilby to refer item number 1a to the Mayor and the motion was then withdrawn by Councilor Steven A. Camara. A motion was then made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Steven A. Camara to reconsider the first motion that failed to carry. The motion to reconsider passed 5 yeas, 4 nays with Councilors Joseph D. Camara, Stephen R. Long, Derek R. Viveiros and President Cliff Ponte voting

in the negative. Then a roll call vote was taken once again on the original motion to take item numbers 1a through 1g together and refer them back to the Administration. The original motion was then passed, 5 yeas, 4 nays with Councilors Joseph D. Camara, Stephen R. Long, Derek R. Viveiros and President Cliff Ponte voting in the negative. Councilor Pam Laliberte-Lebeau then requested that they be submitted for the next City Council meeting.

A further motion was made by Councilor Steven A. Camara and seconded by Councilor Bradford L. Kilby and was unanimously voted to take item #10 out of order.

Pole Attachments and Underground Conduits (tabled 10-24-17):

- 10. New Cingular Wireless PCS, LLC (AT&T) to construct and maintain telecommunications wires and appurtenances, including fiber optic cable, remote nodes and pole top antennas:
 - a. 887 Plymouth Avenue, Pole #4
 - b. 188 Nashua Street, Pole #7
 - c. 70 William Street, Pole #3/6874
 - d. 372 Plymouth Avenue, Pole #22-3
 - e. 170 Baird Street, Pole #260/8
 - f. 191 Aetna Street, Pole #17
 - g. 152 Mott Street, Pole #11
 - h. 35 Pelham Street, Pole #246/1/490
 - i. 1069 Plymouth Avenue, Pole #1240S
 - j. 23 Norfolk Street, Pole #597
 - k. 565 Bedford Street, Pole #17/28 near Bank 5 sign
 - l. 738 Oak Grove Avenue, Pole #38-84

On a motion made by Councilor Steven A. Camara and seconded by Councilor Bradford L. Kilby, it was unanimously voted that item #10g be granted leave to withdraw. On a further motion made by Councilor Steven A. Camara and seconded by Councilor Bradford L. Kilby, it was unanimously voted to refer items 10a through 10f and 10h through 10l to the Committee on Public Works and Transportation.

- 2. Mayor and order for the acceptance of a gift from North Star Concrete for a walkway and handicap ramp at the Veteran's Center

On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt the order to accept the gift.

- 3. Mayor and draft easements for the construction, operation and maintenance of the Cress Brook Drainage System

On a motion made by Councilor Steven A. Camara and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the easements.

PRIORITY COMMUNICATIONS - None

COMMITTEE REPORTS

Committee on Finance recommending:

Referral to Committee on Real Estate:

- 4. Resolution – Status of King Philip Mill

On a motion made by Councilor Steven A. Camara and seconded by Councilor Shawn E. Cadime, it was unanimously voted to refer the matter to the Committee on Real Estate.

Referral to Committee on Economic Development and Tourism:

5. Financial Orders – Heritage State Park Bandshell
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Steven A. Camara, it was unanimously voted to refer the orders to the Committee on Economic Development and Tourism.

Grant leave to withdraw:

6. Resolution – Grant Writer
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Steven A. Camara, it was unanimously voted that the resolution be granted leave to withdraw.

ORDINANCES – None

RESOLUTIONS

7. Com. on Finance meet with Administration to discuss recent salary increases
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt the resolution.

8. Com. on Finance meet with Administration to discuss spending and staffing of Police and Fire Departments
On a motion made by Councilor Pam Laliberte-Lebeau and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the resolution.

CITATIONS – None

ORDERS – HEARINGS

Auto Repair Shop License

9. Steven Nasiff, Rodman Repair, Inc., at 771 Rodman Street
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Steven A. Camara, it was unanimously voted to adopt the order.

ORDERS – MISCELLANEOUS

11. Police Chief's report on licenses:

Taxicab Drivers:

| | | |
|----------------------------|------------------|-----------------|
| Nathan Brousseau | Lynn-Mary Cabral | James Gomes Jr. |
| Jacquelin Hurdy | William Marshall | Richard Mello |
| Ovidio A. Prdraza Melendez | John D. Purcell | Mikael Raposa |
| Edward V. Sweetburg Jr. | Sarah Thomas | |

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the order.

Taxicab Vehicles:

12. Town Transportation – 2 applications – License #9 and #28

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the order.

13. Transfer auto repair shop license no. 329 from Gilbert Laurencio d/b/a Gil's Automotive to Edward A. Cellemme d/b/a Cellemme and Son Auto Service at 193 Oak Grove Avenue

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adopt the order.

COMMUNICATIONS – INVITATIONS – PETITIONS

14. Claims

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Steven A. Camara, it was unanimously voted to refer the claims to Corporation Counsel.

15. Communication from Attorney General regarding OML complaint of November 28, 2017
On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted that the communication be accepted and placed on file and a copy be sent to Corporation Counsel.

City Council Committee/Meeting Minutes:

16. Committee on Ordinances and Legislation – December 19, 2017

17. Committee on Health and Environmental Affairs – November 6, 2017

18. Committee on Public Safety – November 29, 2017

On a motion made by Councilor Steven A. Camara and seconded by Councilor Shawn E. Cadime, it was unanimously voted to approve item numbers 16, 17 and 18 after being read by the City Clerk.

BULLETINS – NEWSLETTERS – NOTICES

19. Notices of Casualty and Loss at:

- a. 5239 North Main Street, Apt. 18
- b. 278 Franklin Street
- c. 440 Captains Circle
- d. 377 Montgomery Street
- e. 289 Sprague Street

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Leo O. Pelletier, it was unanimously voted that item numbers 19a through 19e be accepted and placed on file.

TABLED MATTERS:

Mayor req. confirmation of appointment of Manuel Leite to the Conservation Commission
On a motion made by Councilor Bradford L. Kilby and seconded by Councilor Stephen R. Long, it was voted 8 yeas, 1 nay to lift the item from the table with Councilor Shawn E. Cadime voting in the negative. A motion was then made by Councilor Stephen R. Long and seconded by Councilor Joseph D. Camara to confirm the appointment. A subsequent motion was then made by Councilor Steven A. Camara and seconded by Councilor Shawn E. Cadime to refer the matter to the Mayor and it was voted 5 yeas, 4 nays with Councilors Joseph D. Camara, Stephen R. Long, Derek R. Viveiros and President Cliff Ponte voting in the negative.

OTHER MATTERS TO BE ACTED UPON (if recommendation is received by Committee on Regulations:

Order – George Codega d/b/a Hunter Automotive Center renewal of an auto repair shop license located at 69 Hunter Street

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adopt the order.

Order – Carlos C. Sousa d/b/a Carlos Auto Body renewal of an auto body shop license located at 400 Second Street

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Leo O. Pelletier, it was unanimously voted to adopt the order.

ITEMS FILED AFTER THE AGENDA WAS PREPARED:

PRIORITY MATTERS

Mayor req. confirmation of Mario Lucciola for re-appointment to the Planning Board
On a motion made by Councilor Steven A. Camara and seconded by Councilor Shawn E. Cadime, it was voted 8 yeas, 1 nay to refer the matter to the Administration with Councilors Shawn E. Cadime, Joseph D. Camara, Bradford L. Kilby, Pam Laliberte-Lebeau, Stephen R. Long, Leo O. Pelletier, Derek R. Viveiros and President Cliff Ponte voting in the negative. On a further motion made by Councilor Bradford L. Kilby and seconded by Councilor Joseph D. Camara, it was unanimously voted to confirm the appointment.

RESOLUTIONS

Com. on Public Works and Transportation meet to discuss flooding at 50 Anderson Street
On a motion made by Councilor Steven A. Camara and seconded by Councilor Stephen R. Long, it was unanimously voted to adopt the resolution.

On a motion made by Councilor Shawn E. Cadime and seconded by Councilor Pam Laliberte-Lebeau, it was unanimously voted to adjourn at 9:46 p.m.

List of documents and other exhibits used during the meeting:

- Agenda packet (attached)
- CD and DVD of meeting

A true copy. Attest:

Alison M. Bouchard
City Clerk