



# City of Fall River Massachusetts

Office of the City Clerk

**AMENDED**

ORIGINAL POSTING: MARCH 23, 2018 1:44 PM

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2018 MAR 27 P 1:17

CITY CLERK \_\_\_\_\_  
FALL RIVER, MA

**MEETINGS SCHEDULED**  
**CITY COUNCIL CHAMBER, ONE GOVERNMENT CENTER**

**ALISON M. BOUCHARD**  
CITY CLERK

**MONDAY, MARCH 26, 2018**

**INÊS LEITE**  
ASSISTANT CITY CLERK

**5:15 P.M. COMMITTEE ON REAL ESTATE**

**6:15 P.M. COMMITTEE ON PUBLIC WORKS AND TRANSPORTATION OR IMMEDIATELY FOLLOWING THE COMMITTEE ON REAL ESTATE MEETING IF THAT MEETING RUNS PAST 6:15 P.M.**

**TUESDAY, MARCH 27, 2018**

**AGENDA**

**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"

**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](mailto:city_clerks@fallriverma.org)

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.

**Pole Location**

4. Massachusetts Electric Company and Verizon New England Inc. for one new pole location as follows:

Stafford Road

One (1) new pole location

National Grid requests to install a new mid span pole 26-50, 65 feet north of existing pole 27 and 50 feet south of existing pole 26. In accordance with Plan No. 20875359 dated March 1, 2018.

**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. \*Loan Order – \$263,494,125 for the new B.M.C. Durfee High School (referred 3-27-18)
3. \*Discussion re: Order for approval of funding for Memorandum of Agreement with Teamsters Local 251, Public Works Unit (see # 2 below)
4. \*Discussion re: Financial transfer order of \$400,000 for Joint Labor Management Committee Award for the Fall River Police Association (see # 3 below)
5. \*Resolution – Discuss winter snow plowing (tabled 1-23-18)

**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 confirmation of appointments:
  - Council President Clifford Ponte to the Tax Increment Financing Board
  - Corporation Counsel Joseph I. Macy as Cable Television Agent
2. \*Mayor and order for approval of funding for Memorandum of Agreement with Teamsters Local 251, Public Works Unit (see Finance # 3)
3. \*Mayor and financial transfer order of \$400,000 for Joint Labor Management Committee Award for the Fall River Police Association (see Finance # 4)

**PRIORITY COMMUNICATIONS**

4. \*Board of Election Commissioners – Official Results of March 6, 2018 Special Election

**COMMITTEE REPORTS** – None

**ORDINANCES** – None

**RESOLUTIONS**

5. \*Committee on Economic Development and Tourism meet to discuss City's plan for Economic Development and if HUD funding needs to be returned

**CITATIONS** – None

**ORDERS – HEARINGS**

**Curb Removals**

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

**Pole Location**

9. Mass. Electric Company and Verizon New England Inc. – One pole – Stafford Road

**ORDERS – MISCELLANEOUS**

10. Police Chief's report on licenses:

Taxicab Drivers:

Patrick Bourassa      Shenai Cain-Blake      David Justice  
Bruce Shannon      Holly Stets

Pool/Billiards License renewal:

W & L Enterprises d/b/a Rack-Em-Up Billiards at 129 Griffin Street  
Robert and John Albin d/b/a Straight Shooters 288 Plymouth Avenue

Second Hand License renewals:

TVI, Inc. d/b/a Savers Thrift Store at 109 Mariano Bishop Boulevard  
Game Stop, Inc. d/b/a Game Stop 6735 at 153 Mariano Bishop Boulevard  
Patenaude Jewelers, Inc. at 1473 South Main Street

Second Hand and Pawnbroker License renewal:

Pawtucket Pawnbrokers Too, Inc. d/b/a New England Pawn, Inc. at 407 South Main Street

11. Transfer auto repair shop license no. 33 from Paul J. Amarello d/b/a Ray's Auto Sales, Inc. to John Barry Pacheco d/b/a Ray's Auto Repair at 707 Brayton Avenue
12. Auto Repair Shop license renewals:  
Joseph Silva, Joe's Collision Center, Inc. at 170 Jefferson Street  
Joseph Silva d/b/a Supreme Auto at 421 Third Street  
Bayside Automotive, Inc. at 1904 Bay Street
13. Auto Body Shop license renewal:  
Joseph Silva, Jo'es Collision Center, Inc. at 170 Jefferson Street

**COMMUNICATIONS – INVITATIONS – PETITIONS**

14. \*Claims

City Council Committee/Meeting Minutes:

15. \*Regular Meeting of the City Council – February 6, 2018

**BULLETINS – NEWSLETTERS – NOTICES**

16. Notice of Casualty and Loss at 1166 Wood Street  
17. Notice of Casualty and Loss at 55-59 Haffards Street  
18. Notice of Casualty and Loss at 1666 Robeson Street  
19. Notice of Casualty and Loss at 169 Downing Street  
20. Notice of Casualty and Loss at 30 Hirst Street #3

  
City Clerk

**ITEMS FILED AFTER THE AGENDA WAS PREPARED:**  
**CITY COUNCIL MEETING DATE: MARCH 27, 2018**

**PRIORITY MATTERS**

- 3a. \*Mayor and Year Four Annual Action Plan

**COMMITTEE REPORTS**

Committee on Ordinances and Legislation recommending:

All Readings with Emergency Preamble:

- 4a. \*Proposed Traffic – Handicapped Parking

First Reading:

- 4b. \*Proposed Ordinance – Traffic, Miscellaneous  
4c. \*Proposed Ordinance – Street Sweeping  
4d. \*Proposed Ordinance – Student Intern Apprentice  
4e. \*Proposed Ordinance – Administrative Assistant/Code Enforcement

First Reading, as amended:

- 4f. \*Proposed Ordinance – Executive Administrative Assistant to the Chief of Police

Grant Leave to Withdraw:

- 4g. \*Resolution – City wide street sweeping program

Committee on Real Estate recommending:

Approval:

- 4h. \*Order for Confirmatory Quitclaim Deed – 84 Danforth Street

3a



City of Fall River  
Massachusetts  
Community Development Agency



buyfallrivernow.com

JASIEL F. CORREIA II  
Mayor

MICHAEL P. DION  
Executive Director / CFO

March 8, 2018

Council President Cliff Ponte & City Councilors  
One Government Center  
Fall River, MA 02722

Dear President Ponte & City Councilors:

I am pleased to forward to you the City of Fall River Year Four Annual Action Plan which I propose to file with the U.S. Department of Housing and Urban Development (HUD) for continued funding of the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG) and HOME Investment Partnerships (HOME) Program. The Action Plan details activities to be undertaken during the July 1, 2018- June 30, 2019 program year.

Under a separate cover on March 28, 2018, I shall submit a proposed resolution for your consideration at your April 10<sup>th</sup> meeting. The resolution would authorize submission of the City of Fall River Year Four Annual Action Plan with the U.S. Department of Housing and Urban Development. The Year Four Annual Action Plan is being submitted to you now in order to provide adequate review time prior to City Council consideration of the resolution at the April 10<sup>th</sup> meeting.

The proposed program of activities, which was advertised on February 23<sup>rd</sup> for public comment, was developed on the basis of testimony and proposals received at public hearings held January 3<sup>rd</sup> and March 7<sup>th</sup>.

The timetable provides for submission of the Year Four Annual Action Plan no later than May 2, 2018.

Should you or any other Councilor have questions or comments prior to April 10<sup>th</sup>, I urge you to immediately contact Michael P. Dion, Executive Director/ CFO of the Fall River Community Development Agency. Mr. Dion will also be present at the City Council meeting to respond to any questions.

Sincerely,

Jasiel F. Correia II  
Mayor

Enclosure

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CITY CLERK  
FALL RIVER, MA

# CITY OF FALL RIVER

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To the City Council

Councillors:

The Committee on Real Estate, at a meeting held on March 26, 2018, voted unanimously to recommend that the accompanying order be adopted.



Assistant Clerk of Committees

# 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.

CITY OF FALL RIVER  
IN CITY COUNCIL

**MAR 15 2018**

Referred to the  
Committee on Real Estate

**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.



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 6<sup>th</sup> 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

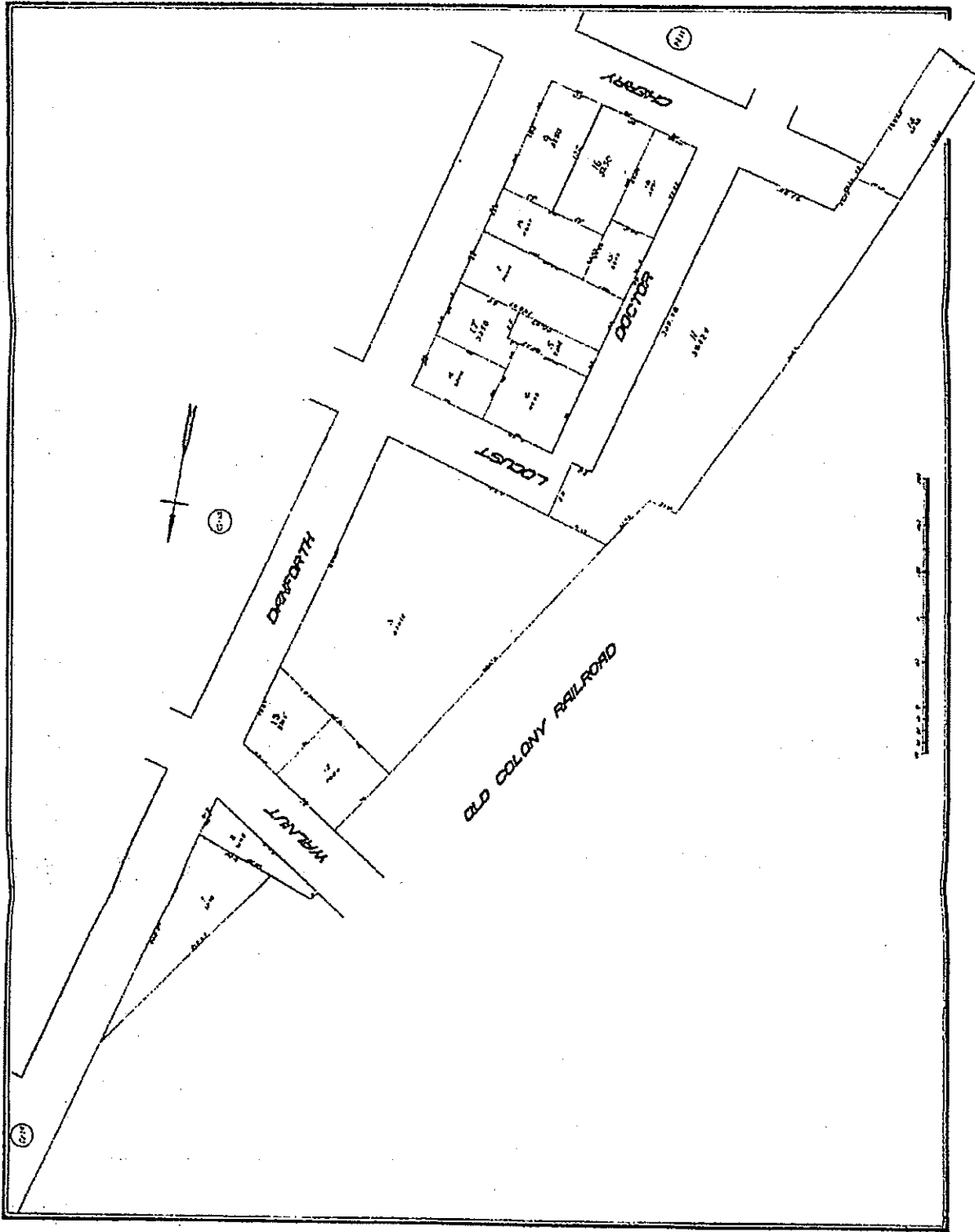
CERTIFICATE

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

1880 1840 1841 1842 1843 1844 1845 1846 1847 1848



**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

CITY OF FALL RIVER  
IN CITY COUNCIL  
MAR 15 2018

*Referred to the  
Committee on  
Real Estate*

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