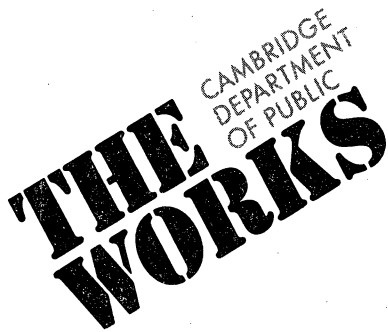




Ralph E. Dunphy
Commissioner

147 Hampshire Street
Cambridge, MA 02139
617-349-4800
TDD 617-349-4805

TO: Robert W. Healy
City Manager

FROM: Ralph E. Dunphy
Public Works Commissioner

DATE: September 30, 1994

SUBJECT: Council Order No. 97, dated 9/12/94
RE: Develop A Plan to Insure Next Year's
Construction Season Will Allow
Better Notification Of Residents &
Businesses

This memo will serve as a response to the letter sent to Councillor Michael Sullivan from Flora Moon on September 7, 1994.

Enclosed are copies of documentation that have been forwarded to the Law Department regarding Flora Moon's claim for reimbursement of sewer repairs at 202 River Street.

Upon further investigation of our files, we did find a copy of the Inspector's Return Report. The information states that at 1:00PM on June 22, 1993 an inspector from the Sewer Division was at the sight to inspect the sanitary service. (Copy also enclosed.)

OFFICE OF THE CITY MANAGER

94 OCT -4 AM 9:51

RECEIVED



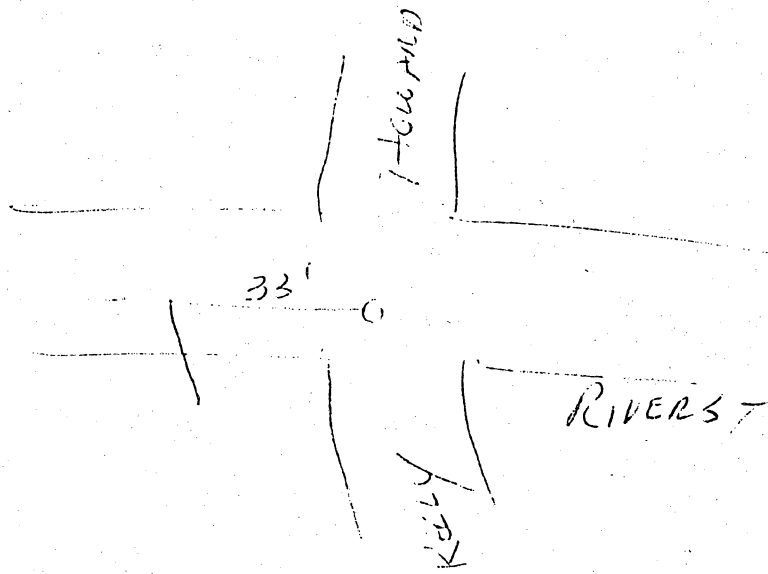
CITY OF CAMBRIDGE—SEWER DEPARTMENT

Inspector's Return

Name of Street 202 RIVER STTime of Inspection 1 PMSanitary ☒ Storm ☐ Combined ☐Name of Drainlayer P. T. KELLEYJ. LUCEY InspectorCambridge 6-22-93 19

Entered _____

RECEIVED
94 OCT -5 AM 10:16
OFFICE OF THE CITY MANAGER



Ralph E. Dunphy
Commissioner

March 23, 1994

147 Hampshire Street
Cambridge
Massachusetts 02139
617-349-4800
TDD 617-349-4805

TO: Russell B. Higley
City Solicitor

FROM:  Ralph E. Dunphy
Commissioner

RE: Flora Moon - Claim 93-277

I have asked Jerry Lucey, Superintendent of Sewers to give me all written documentation regarding Flora Moon's claim for reimbursement of sewer repairs at 202 River Street.

Attached is a copy of a fax and two invoices from Ms. Moon to Jerry Lucey requesting reimbursement for charges she incurred as a result of the oversight by U-Liners Contracting Co.

Also enclosed is a letter from Trevor Dean of Cigna Insurance to Earthline Corporation advising them that he will be investigating Flora Moon's claim.

On January 13, 1994, Earthline sent a letter to our Sewer Division advising us of their change of name and address. In that letter, they also requested the 5% retainage that was being held under contract 92-1. A copy of that letter and our response from Jerry Lucey is attached.

All other communication regarding Flora Moon, Earthline Contractors and their insurance company has been via telephone conversations with Jerry Lucey.

If I can be of further assistance please let me know.

RED/a



FAX TRANSMISSION

TO: Jerry Lucy

FROM: Flora Moon

VIA: 617 349-4868

pages including this
one: 5

RE: Sewer work for 202 River Street

Dear Mr. Lucy:

I am sending by fax and mail copies of invoices from Trethewey Brothers and PT Kelley. I originally called Trethewey brothers to fix a problem of waste water backing up into the basement of my property located at 202 River Street. They ascertained that the problem was in the street and because they are not licensed to work on Cambridge streets, I then contacted PT Kelley who finally determined that when the new liner was installed in the main sewer last year, the liner was not properly cut to accomodate the pipe running from my house. Steven Kelly, an employee of PT Kelley has informed me that you were on site to witness the uncut section of the sewer liner and are aware of this unfortunate problem. We are able to provide you with photo documentation should you require it. Some \$14,890.60 has been spent to repair an oversight by whomever was hired to do the liner work. I must respectfully request that your department remit the entire amount to me upon receipt of this correspondence. Please advise as to how to expedite this matter.

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

Sincerely,

Flora Moon

Flora Moon
8833 Sunset Blvd., PH
Los Angeles, CA 90069
310 659-9779

cc: John Broadus, Connerton, Ray & Simon

fax 310 657-9246

Plumbing, Heating and Remodeling Contractors Since 1902
4280 Washington Street, Boston, MA 02131-9905
24-Hour Telephone (617) 325-3283 1-800-325-7586



PROFESSIONAL SALES/
PROMPT SERVICE

Ms. Flora Moon
806 West Mount Drive - Apt. #1
Los Angeles, CA 90069

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Complete Design/Build Services

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Water Heaters - Repair, Replace
Gas, Electric, Oil and Solar
Sewer and Drain Cleaning
Water Filtration and Conservation
Main Water Line Installation
Back Flow Installation & Testing
Gas Fitting
Appliances

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Boiler and Furnace Installation
Gas and Oil
Heating Maintenance and Repair
Humidifiers and Air Purifiers
Thermostatic Radiator Valves
Energy Conservation Systems
Steam Fitting and Retraining
Hydronic Air Eliminator
Radiant Floor Heating
Property Winterization

REMODELING

Kitchen and Bathroom Installation
Handicapped Facilities
Carpentry, Plastering, Electrical
and Tile

Account No.	Job No.	Job Address	Job Date	Job Description
MOOR2	28	11659	6/8/93	NET UPON RECEIPT 1 1/2% Service Charge On Unpaid Balance

AT: 202 River Street
Cambridge, MA

Drains backing up into basement shower - checked
and found main drain stoppage.

LABOR \$52.00

Drain Cleaning crew dug up cement floor. Attempted
to clear main line - need to excavate front yard.

DRAIN CLEANING CHARGES 240.00

General Contractor: Opened front yard to expose main
line on property.

EXCAVATION CHARGES 850.00
\$1142.00

NOTE: Drain cleaning crew returned to attempt cleaning
line from owner's property to street main. Unable to
clear. Broken line in street. Recommend owner call
Cambridge Public Works Dept.

HOME IMPROVEMENT
Contractor I.D. # 102389



NATIONAL ASSOCIATION OF
PLUMBING HEATING COOLING CONTRACTORS

MASTERCARD
VISA
AMER. EXPRESS
DISCOVER



Advanced Heating and Cooling Systems
Geothermal Ground Source Heat Pumps
Air Distribution Systems
Ductless & Central Air Conditioning
Energy Conservation and Recovery

Thank You!

WE APPRECIATE YOUR BUSINESS
AND HOPE TO SERVE YOU AGAIN

ORIGINAL PRICE

TOTAL P.02

015-5100

P.T.KELLEY Inc. - General Contractor

65 OTIS STREET, SOMERVILLE, MASS. 02143

June 22, 93 19

TO Flora Moon

Los Angeles, California

RE: 202 River St. Cambridge, Ma. Sewer Repair

6/15/93 Supply 4 men, pickup truck, high pressure jetter and sewer rods

to excavate front yard locate, rod, and jet sewer pipe

\$1500.00

6/16/93 Supply 6 men backhoe, 2 dump trucks, pickup trucks

RE: 202 River St. Cambridge, Ma. Sewer Repair

6/15/93 Supply 4 men, pickup truck, high pressure jetter and sewer rods
to excavate front yard locate, rod, and jet sewer pipe \$1500.00

6/16/93 Supply 6 men, backhoe, 2 dump trucks, pickup trucks
compressor w/jackhammers to excavate street and sidewalk
to locate two collapsed 90 degree clay bends installed
to offset Boston Gas 36 inch gas mains.

Labor and Equipment \$2400.00

City Permits 575.00

Police detail 220.00

Sheeting Lumber 600.00

6 inch PVC pipe and fittings 200.00

6/18/93 Supply 6 men, backhoe, pickups, dump trucks, compressor
to remove 6 inch 90 bends and rod and jet sewer pipe under 36 inch
gas mains to city sewer main. Install electronic pipe locator
to locate Y connection at city sewer. Replace offset with
2-22 degree bends and 6 inch pipe.

Labor and Equipment \$2400.00

Police detail 211.20

High pressure jet truck 200.00

Pipe, boots and cement 150.00

high pressure jet truck

Pipe, boots and cement

150.00

compressor, roadway plates to excavate and sheath trench in
street over sewer main, backfill sidewalk and reset curb stone.
Locate sewer pipe and Y connection at 10 foot depth.
Cut Y connection to locate U LINER completely blocking
Y inlet, cut back U LINER and Repair Y connection.

Labor and Equipment	\$2400.00
Police detail	211.20
Pipe and boots	100.00
Film and Photos	70.00

6/22/93 Supply 5 men, backhoe, dumptrucks, pickup trucks, tamper
and roller to backfill, compact, replace concrete sidewalks and install
permanent bituminous concrete patch to street.

Labor and Equipment	2000.00
Concrete	200.00
Bituminous concrete and emulsion	100.00
Police Detail	211.20

TOTAL DUE
Paid



\$13748.60
4000.00
\$9748.60

No 2744

No 2744



LICENSE TO OPEN STREET
CITY OF CAMBRIDGE
OFFICE OF COMMISSIONER OF PUBLIC WORKS

City Hall,

June 17, 1993

From this date up to and including

June 24, 1993

is hereby authorized to open, occupy, obstruct, and encumber a space not exceeding 5
feet in length by 5 feet in width in front of the premises Number 202

at River Street, for the purpose of

Sewer repair. Also provisions for
pedestrian safety.

and licensee to put said street into good condition, satisfactory to the Commissioner of Public
Works of the City of Cambridge, before last date above mentioned.

This authority, however is given to and accepted by the said licensee upon these express conditions, viz:—The said licensee shall
obey the statutes and ordinances of the City in force and may thereafter be in force, and to the specifications in the license; that this
license may be revoked at any time by the Commissioner of Public Works; that before performing any work authorized by said license the
licensee shall execute a bond to the City conditioned as required by the ordinances of the City and subject to the additional condition
that he will cause the excavation and obstruction to be properly fenced during the whole time the street is opened and obstructed; that
he will place and maintain from the beginning of twilight, through the whole of the night, over or near the place so occupied, opened, ob-
structed or used, and over or near any dirt, gravel, or other material when thereupon to be used by him, a light or lights, fixed to said fence
or to some other proper manner sufficient to protect travelers from injury; shall place and maintain a safe and convenient way for the
use of horse-drawers, and a safe and convenient passage for public travel around or over such place; that if he does not, within the time
permitted by said Commissioner put the street into good condition, satisfactory to said Commissioner, he will pay whatever sum the said
Commissioner shall expend for putting it into good condition, and that he will deliver up the license to the Commissioner of Public Works
on or before the expiration of the time fixed in the license for completing the work or any extensions of the same.

The license must be returned by the Licensee, upon its revocation or at the expiration of the time herein specified, to the office
of the Commissioner of Public Works of the City of Cambridge.

Shaley *new*

Extended upon said terms and conditions.

To

Sign Here

Commissioner of Public Works.

I hereby certify that I have seen the License numbered as in margin,

issued to and held by

Police Officer, District

NOTE.—This Coupon only is to be detached and signed by a police officer of the district mentioned in the license,
gives the police margin of the district, and by the latter returned to the office of said Commissioner of Public Works.

EMERGENCY PHONE #

625-5100

Battery March Park II
PO Box 9106
Quincy, MA 02269-9106
(617) 847-8600
Fax (617) 847-8706



RECEIVED
DEC 06 1993

November 23, 1993

The Earthline Corporation
Attn: C. J. Follini
73 Paidge Avenue
Brooklyn, NY 11222

RE: File Number: 160L 022579-7
Insured: The Earthline Corporation
Claimant: Flora Moon
Date of Event: 6/8/93

Dear Mr. Follini:

The Insurance Company of North America is the commercial general liability insurer for The Earthline Corporation under Policy Number D28781611 as relates to the above captioned matter.

This letter is to inform yourself that the above captioned matter has been assigned to myself for investigation and future handling.

Upon receipt and review of this letter I would request that you contact myself at your earliest convenience.

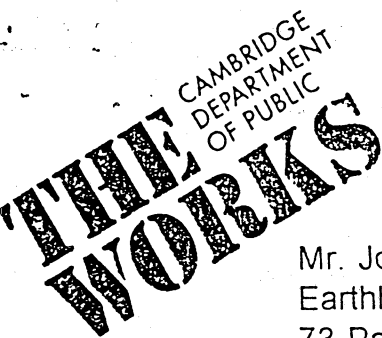
Sincerely,

A handwritten signature in black ink, appearing to read "Trevor Dean".

Trevor Dean
Casualty Representative
(617) 847-8775

cc: Flora Moon
202 River Street
Cambridge, MA 02139

TD2/nk



Mr. John Laide
Earthline Corporation
73 Paidge Avenue
Brooklyn, New York 11222

Ralph E. Dunphy
Commissioner

RE: RELEASE OF RETAINAGE
CONTRACT 92-1

147 Hampshire Street
Cambridge
Massachusetts 02139
617-349-4800
TDD 617-349-4805

Dear Mr. Laide:

In your letter dated January 13, 1994, you refer to Flora Moon of 202 River Street Cambridge, Massachusetts, and so does the Insurance Company of North America. Please be informed that the property at 202 River Street Cambridge is owned by Flora Moon, who lives at 8833 Sunset Boulevard, Pent House, Los Angeles, California 90069. It difficult to assume that The Earthline Corporation's Insurance Company is settling a claim without the knowledge of the Claimant street address, city or state. Therefore, the City must wait to release the Retainage until Mrs. Flora Moon informs the City that her claim is settled and that she is satisfied.

A meeting was held in May of 1992 in the City of Cambridge Public Works Conference Room, for the purpose of reviewing the U-Liner Specifications with what the City's Consultants had specified.

Representing U-Liner were: Herb Chase, Brian M. Rohan and Tom Ryan.

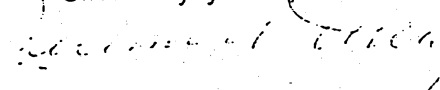
Representing Maguire Group were: Bob Barrows and Norman Malaney.

Representing Cambridge were: Jeremiah Lucey and George Jussaume.

Brian M. Rohan promised that after the job was completed for one year, he would have the entire pipeline televised free of charge to prove that U-Liner would stand behind their product. The one year job completion expired in October 1993, and the City is waiting to have the pipeline televised.

If you have any questions please do not hesitate to call at (617)-349-4845 or 349-4848.

Sincerely yours,


Jeremiah Lucey
Superintendent of Sewers



Earthline



73 PAIDGE AVENUE | BROOKLYN, NY 11222
(718) 937 - 6900 | (718) 349 - 7722 FAX

January 13, 1994

Mr. George Jussaume
Public Works Department
147 Hampshire Street
Cambridge, MA 02139

RE: RELEASE OF RETAINAGE
CONTRACT 92-1

Dear Sir:

In speaking to you in October you informed me that the 5% retainage (\$4,083.08) held for the work Earthline (formerly U-Liners Contracting Co.) performed under contract 92-1 could not be released because a claim was pending against us for flooding at the residence of Flora Moon, 202 River Street apparently because of a missed service connection. (City of Cambridge, Claim No. 93-277)

This matter is now in the hands of our insurance company, Insurance Company of North America, and is being processed. Enclose is a copy of a letter from Insurance Company of America to substantiate this fact.

Therefore, I respectfully request the City of Cambridge to release the aforementioned retainage, which is now 15 months withheld. We request payment of \$4,083.08 immediately. If you have questions do not hesitate to call me at (718) 937-6900.

Thank you in advance for your cooperation.

Sincerely yours,
THE EARTHLINE CORPORATION

A handwritten signature in dark ink, appearing to read "John Laide", written over the typed name.

John Laide

JL/mc
Encl.



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139

TEL. 349-4300

FAX. 349-4307

EXECUTIVE DEPARTMENT

ROBERT W. HEALY

City Manager

RICHARD C. ROSSI

Deputy City Manager

October 17, 1994

To The Honorable, The City Council:

Please find attached a response to Awaiting Report Item No. 35, which deals with the issues in a complaint letter from Flora Moon of 202 River Street, received from Public Works Commissioner Ralph E. Dunphy.

Very truly yours,

Robert W. Healy
City Manager

RWH/mev
attachment

Consent Agenda # 10

S-439

Response to Awaiting Report Item Number
Thirty-five regarding issues in a complaint
letter from Flora Moon of 202 River Street.

In City Council,

October 17, 1994

Placed on file