

REGULAR MEETING
Chambers of the City Council
Thursday, February 27, 2020

CITY COUNCIL
Municipal Building
7:05 p.m.

PRESENT: Council President Lopes, Councillors Abreu, Baptiste, Carney, Coelho, Giesta, Gomes, Lima, Markey and Morad.

LATE: No One

ABSENT: Councillor Dunn

Council President Joseph P. Lopes called the meeting to order and presided.

Prayer led by: Reverend Michael Racine, Holy Name of the Sacred Heart of Jesus Parish.

Councillor Baptiste led the Assembly in the Pledge of Allegiance to the flag.

COMMUNICATION, Councillor Dunn, to Members of the City Council, notifying that he will be unable to attend the Regular City Council Meeting on Thursday, February 27, 2020, due to a work conflict.

Received and Placed on File. (#0292)

CITATIONS, Councillors Gomes, Morad and Council President Lopes, honoring ANDY PEREIRA, VINCENT PETERS and MATTHEW GREATHEAD, in recognition of their appointment as NEW BEDFORD POLICE OFFICERS.

Adopted. (#0293)

HEARING, NSTAR Electric Company d/b/a Eversource Energy for location of two (2) 4” Conduits in JFK MEMORIAL HIGHWAY, North of Conway Street.

Hearing held.

Petition placed on file. (#0294)

AN ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0295)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of MATTHEW OSTIGUY to the position of DISTRICT FIRE CHIEF, effective immediately; Captain Ostiguy has been an employee of the Fire Department for over 26 years.

Rule 38 Waived and Appointment Confirmed, Rule 40 Waived – Yeas 10, Nays 0. SWORN-IN.

(#0296)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the RE-APPOINTMENT of JOSEPH C. LATIMER, Somerset, MA 02726, as a CONSTABLE.

Received and Placed on File. (#0297)

APPLICATION, JOSEPH C. LATIMER, Somerset, MA for RE-APPOINTMENT as a CONSTABLE.

Confirmed. (#0298)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the RE-APPOINTMENT of MICHAEL PETER ANTUNES, II, New Bedford, MA 02740, as a CONSTABLE.

Received and Placed on File. (#0299)

APPLICATION, MICHAEL PETER ANTUNES, II, New Bedford, MA for RE-APPOINTMENT as a CONSTABLE.

Confirmed. (#0300)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council request that Legislative Counsel Attorney David Gerwatowski look into whether or not the City can require all landlords to conduct criminal background checks on potential tenants prior to entering into rental/lease agreements with them; and furthermore, if it is legal to do so, that he submit recommendations for amending the Problem Properties Ordinance accordingly.

Recommendation Followed. (#0301)

REPORT, Committee on Public Safety and Neighborhoods, recommending to the City Council that it request that the Administration reconsider its decision to close Station 11, or any other Fire Station; and furthermore, that the Administration fund all ten Fire Companies in the FY21 Budget.

Recommendation Followed and Referred to the Administration.

Presented to the Mayor for approval March 02, 2020.

RETURNED UNSIGNED March 13, 2020. (#0302)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council request that, in order to prevent children being harmed by vehicle traffic, the New Bedford Police Department increase its presence around the Carlos Pacheco School during pick up and drop off times, especially on the Mt. Pleasant Street and Sawyer Street sides.

Recommendation Followed and Referred to the Police Department.

Presented to the Mayor for approval March 02, 2020.

RETURNED UNSIGNED March 13, 2020. (#0303)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council write to members of our State Legislative Delegation, requesting that they work to secure funding for the establishment and operation of a Police Academy within Bristol County, perhaps on the campus of Bristol Community College or UMass Dartmouth.

Recommendation Followed and Referred to the State Legislative Delegation. (#0304)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods convene a meeting to address what enforcement mechanisms, laws, regulations, Ordinances or government action may be devised and implemented to prevent/remedy the problem of local or national gangs occupying and/or controlling apartment buildings and houses in the City and using such buildings for purposes of conducting criminal activity; and further, that the Committee invite Attorney John Flor; the Chief of Police; the Police Gang Unit; the Landlord Association; and the Building Commissioner and others to be determined, to the meeting to provide input with regard to addressing this issue.

Recommendation Followed. (#0305)

WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods convene a meeting to address what enforcement mechanisms, laws, regulations, Ordinances or government action may be devised and implemented to prevent/remedy the problem of local or national gangs occupying and/or controlling apartment buildings and houses in the City and using such buildings for purposes of conducting criminal activity; and further, that the Committee invite Attorney John Flor; the Chief of Police; the Police Gang Unit; the landlord association; and the Building Commissioner and others to be determined, to the meeting to provide input with regard to addressing this issue. (Referred to the Committee on Public Safety and Neighborhoods – December 12, 2019.)

Referred to the Committee on Public Safety and Neighborhoods – Yeas 10, Nays 0 – December 12, 2019.

NO FURTHER ACTION. (#1982)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting that the New Bedford Police Department continue to actively recruit, hire and train qualified individuals so that the ranks of the New Bedford Police Department may be brought to full strength, as budgeted, ensuring the safety and confidence of the public.

Recommendation Followed. (#0306)

WRITTEN MOTION, Councillor Gomes, requesting, that the New Bedford Police Department continue to actively recruit, hire and train qualified individuals so that the ranks of the New Bedford Police Department may be brought to full strength, as budgeted, ensuring the safety and confidence of the public. (Referred to the Committee on Public Safety and Neighborhoods – December 12, 2019.)

Referred to the Administration, Chief of Police and the Committee on Public Safety and Neighborhoods – December 12, 2019.

Presented to the Mayor for approval December 16, 2019.

RETURNED UNSIGNED December 30, 2019.

NO FURTHER ACTION. (#1983)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting, that the City Council inform the Office of the District Attorney that it is the Council’s desire to see that all affiliated local and national gang members arrested in New Bedford be held without bail until the District Attorney’s Office has had the opportunity to hold dangerousness hearings on all said gang members; and further, that the District Attorney’s Office make known the City Council’s sentiments to any Judge presiding over cases involving gang members; and further, that the District Attorney’s Office provide on a quarterly basis a list of the forfeiture of funds to the City of New Bedford.

Recommendation Followed. (#0307)

WRITTEN MOTION, Councillor Gomes, requesting, that the City Council inform the Office of the District Attorney that it is the Council’s desire to see that all affiliated local and national gang members arrested in New Bedford be held without bail until the District Attorney’s Office has had the opportunity to hold dangerousness hearings on all said gang members; and further, that the District Attorney’s Office make known the City Council’s sentiments to any Judge presiding over cases involving gang members; and further, that the District Attorney’s Office provide on a quarterly basis a list of the forfeiture of funds to the City of New Bedford. (Referred to the Committee on Public Safety and Neighborhoods – December 12, 2019.)

Referred to the Office of the District Attorney and the Committee on Public Safety and Neighborhoods (Councillor Rebeiro OPPOSED.) – December 12, 2019.

NO FURTHER ACTION. (#1984)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Chief of Police immediately establish and properly equip a National Gang Task Force Division within the New Bedford Police Department for the purpose of addressing any National gang activity operating within the City of New Bedford; and furthermore, that this Task Force work closely with the Police Departments of surrounding Towns, the Offices of the Attorney General and District Attorney as well as State and Local Police throughout the region so that a collaborative effort can be made to rid the City of national gang violence.

Recommendation Followed. (#0308)

WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Chief of Police immediately establish and properly equip a National Gang Task Force division within the New Bedford Police Department for the purpose of addressing any National gang activity operating within the City of New Bedford; and furthermore, that this Task Force work closely with the Police Departments of surrounding Towns, the Offices of the Attorney General and District Attorney as well as State and Local Police throughout the region so that a collaborative effort can be made to rid the City of national gang violence. (Referred to the Committee on Public Safety and Neighborhoods – December 12, 2019.)

Referred to the Mayor, Chief of Police and the Committee on Public Safety – Yeas 9, Nays 1, (Councillor Rebeiro OPPOSED.) – December 12, 2019.

Presented to the Mayor for approval December 16, 2019.

RETURNED UNSIGNED December 30, 2019.

NO FURTHER ACTION. (#1986)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Coelho, requesting, that a representative from the Police Department be invited to appear before the Committee on Public Safety and Neighborhoods to update the Committee members on the opiate epidemic and the number of repeat overdoses and provide us with the latest overdoses in Bristol County; and further, to inform us about what kind of outreach is being done and what the State can do to help us, as we need assistance to deal with the repeat overdose crisis.

Recommendation Followed.

(#0309)

WRITTEN MOTION, Councillor Coelho, requesting, that a representative from the Police Department be invited to appear before the Committee on Public Safety and Neighborhoods to update the Committee members on the opiate epidemic and the number of repeat overdoses and provide us with the latest statistics on the matter, since our area appears to have the highest number of overdoses in Bristol County; and further, to inform us about what kind of outreach is being done and what the State can do to help us, as we need assistance to deal with the repeat overdose crisis. (Referred to the Committee on Public Safety and Neighborhoods – April 28, 2016.)

Referred to the Committee on Public Safety and Neighborhoods and a Representative from the Police Department – April 28, 2016.

NO FURTHER ACTION.

(#0685)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes requesting, that the Committee on Public Safety and Neighborhoods, meet with Animal Control Director Maciel, for the purpose of discussing, once more, the coverage of animal control in the city; and further, that Animal Control consider an on-call Animal Control Officer for nights and weekends due to the increasing amount of calls pertaining to dog issues and other animal related issues in the City.

Recommendation Followed.

(#0310)

WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods, meet with Animal Control Director Maciel, for the purpose of discussing, once more, the coverage of animal control in the City; and further, that Animal Control consider an on-call Animal Control Officer for nights and weekends due to the increasing amount of calls pertaining to dog issues and other animal related issues in the City. (Referred to the Committee on Public Safety and Neighborhoods – July 21, 2016.)

Referred to the Committee on Public Safety and Neighborhoods, the Mayor, CFO Sky and Personnel Director Sandy Vezina – July 21, 2016.

Presented to the Mayor for approval July 25, 2016.

RETURNED UNSIGNED August 29, 2016.

NO FURTHER ACTION.

(#1282)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Police Chief increase patrols and surveillance in the area of Cedar, Chancery and Parker Streets, including the outside perimeter of said area; due to the increasing criminal activity, 12 episodes of shots fired at victims and more importantly to bring some relief to the residents of this area that have been plagued by this violence since the beginning of the year; and further, that a clear message be sent to the criminals, that it will not be tolerated in the City, we will do everything possible to resolve what has been happening; furthermore that the Police Department consider doing a clean sweep of this area and any other area of the City that is being plagued by this violence and criminal activity affecting the quality of life in these neighborhoods and that the City use any resource needed including outside agencies, State Police, ATF, FBI available to the City.

Recommendation Followed.

(#0311)

WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Police Chief increase patrols and surveillance in the area of Cedar, Chancery and Parker Streets, including the outside perimeter of said area; due to the increasing criminal activity, 12 episodes of shots fired at victims and more importantly to bring some relief to the residents of this area that have been plagued by this violence since the beginning of the year; and further, that a clear message be sent to the criminals, that it will not be tolerated in the City, we will do everything possible to resolve what has been happening; furthermore that the Police Department consider doing a clean sweep of this area and any other area of the City that is being plagued by this violence and criminal activity affecting the quality of life in these neighborhoods and that the City use any resource needed including outside agencies, State Police, ATF, FBI available to the City. (Referred to the Committee on Public Safety and Neighborhoods – August 16, 2018.)

Referred to Mayor Mitchell, Police Chief Cordeiro and the Committee on Public Safety and Neighborhoods – August 16, 2018.

Presented to the Mayor for approval August 20, 2018.

RETURNED UNSIGNED September 19, 2018.

NO FURTHER ACTION. (#1392)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council take **“NO FURTHER ACTION”** on the COMMUNICATION, Councillor Gomes, submitting the Police Department’s Organizational Assessment and Strategic Plan, done by the Public Safety Strategies Group dated November 18, 2018.

Recommendation Followed. (#0312)

COMMUNICATION, Councillor Gomes, submitting the Police Department’s Organizational Assessment and Strategic Plan, done by the Public Safety Strategies Group dated November 18, 2018. (Referred to the Committee on Public Safety and Neighborhoods – December 13, 2018.)

Referred to the Committee on Public Safety and Neighborhoods – December 13, 2018.

NO FURTHER ACTION. (#1982)

REPORT, Committee on Public Safety and Neighborhoods, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods meet with a Representative of Avigilon Surveillance Camera Company, a Representative of America Security the company responsible for the installation and monitoring of City Hall surveillance cameras, Police Chief Cordeiro, Department of Facilities and Fleet Management Director Champagne, and a Representative of the Mayor’s Office for the purpose of discussing the break-in that occurred at City Hall, and whether all security and camera systems were in working order; further, requesting that outside cameras be installed at the north west, north east, south east and south west corners of City Hall; and further, that a surveillance monitor system be placed in City Hall in an assigned office of the Police Officer for the day, along with a recording system that records all movements of the interior and exterior of City Hall 24 hours of day, seven days a week, and all cameras be hooked up to the Police Department’s surveillance system.

Recommendation Followed. (#0313)

WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods meet with a Representative of Avigilon Surveillance Camera Company, a Representative of America Security the company responsible for the installation and monitoring of City Hall surveillance cameras, Police Chief Cordeiro, Department of Facilities and Fleet Management Director Champagne, and a Representative of the Mayor’s Office for the purpose of discussing the break-in that occurred at City Hall, and whether all security and camera systems were in working order; further, requesting that outside cameras be installed at the north west, north east, south east and south west corners of City Hall; and further, that a surveillance monitor system be placed in City Hall in an assigned office of the Police Officer for the day, along with a recording system that records all movements of the interior and exterior of City Hall 24 hours of day, seven days a week, and all cameras be hooked up to the Police Department’s surveillance system. (Referred to the Committee on Public Safety and Neighborhoods – February 28, 2019.)

Referred to the Committee on Public Safety and Neighborhoods – Yeas 9, Nays 0 (Councillor Giesta not Present for Vote.) – February 28, 2019.

NO FURTHER ACTION. (#0334)

REPORT, Committee on Appointments and Briefings, recommending that the City Council take **“NO FURTHER ACTION”** on the Communication, City Clerk/Clerk of the City Council, on behalf of **Dayanara Puga, 353 Shaw Street, Apt. 2E, New Bedford, MA 02745 d/b/a BUZZ BEE TRANSPORTATION, 353 Shaw Street, Apt. 2E, New Bedford, MA 02745**, hereby submitting a copy of the Application requesting a **NEW PRIVATE LIVERY LICENSE**, to carry passengers for hire over the streets of New Bedford.

Recommendation Followed.

(#0314)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **DAYANARA PUGA, 353 Shaw Street, Apt. 2E, New Bedford, MA 02745 d/b/a BUZZ BEE TRANSPORTATION, 353 Shaw Street, Apt. 2E, New Bedford, MA 02745**, hereby submits a copy of the Application requesting a **NEW PRIVATE LIVERY LICENSE**, to carry passengers for hire over the streets of New Bedford, **license will expire June 30, 2020. (Referred to the Committee on Appointments and Briefings – December 12, 2019.)**

Referred to the Committee on Appointments and Briefings – December 12, 2019.

NO FURTHER ACTION.

(#1993)

REPORT, Committee on Appointments and Briefings, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Council President Lopes and Abreu, requesting, that the City establish a sponsorship program for Pocket Parks in New Bedford.

Recommendation Followed.

(#0315)

WRITTEN MOTION, Council President Lopes and Abreu, requesting, that the City establish a sponsorship program for Pocket Parks in New Bedford. (Referred to Committee on Appointments and Briefings – December 14, 2017.)

Adopted – December 14, 2017.

Presented to the Mayor for approval December 18, 2017.

RETURNED UNSIGNED January 03, 2018.

NO FURTHER ACTION.

(#2058)

REPORT, Committee on Appointments and Briefings, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors Abreu, Lopes, Giesta, Lima and Coelho, requesting that the Committee on Appointments and Briefings, a Representative of the Mayor’s Office and the Office of Planning, Housing and Community Development Director Patrick Sullivan, begin a dialogue to work on a collaborative plan to address the 2020 statewide census count, providing the Commonwealth of Massachusetts with as accurate of a census count as possible would potentially help our City receive increased “Chapter 90” State funding, which could help address some of our public infrastructure needs.

Recommendation Followed.

(#0316)

WRITTEN MOTION, Councillors Abreu, Lopes, Giesta and Lima, requesting that the Committee on Appointments and Briefings, a Representative of the Mayor’s Office and the Office of Planning, Housing and Community Development Director Patrick Sullivan, begin a dialogue to work on a collaborative plan to address the 2020 statewide census count, providing the Commonwealth of Massachusetts with as accurate of a census count as possible would potentially help our City receive increased “Chapter 90” State funding, which could help address some of our public infrastructure needs. (Referred to the Committee on Appointments & Briefings – March 22, 2018.)

Referred to the Committee on Appointments & Briefings – March 22, 2018.

NO FURTHER ACTION.

(#0462)

REPORT, Committee on Appointments and Briefings, recommending that the City Council take **“NO FURTHER ACTION”** on the COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of KIMBERLY RIOUX, New Bedford, MA to the CONSERVATION COMMISSION, replacing Chancery Perks who resigned effective October 15, 2019; this term will expire June 2022.

Recommendation Followed.

(#0317)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of KIMBERLY RIOUX, New Bedford, MA to the CONSERVATION COMMISSION, replacing Chancery Perks who resigned effective October 15, 2019; this term will expire June 2022. (Referred to the Committee on Appointments & Briefings – November 14, 2019.)

Referred to the Committee on Appointments & Briefings – November 14, 2019.

NO FURTHER ACTION.

(#1778)

REPORT, Committee on Appointments and Briefings, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting that the City Council’s Legislative Counsel and the City Solicitor look into Article II, Section 19-20 through 19-27, with respect to enforcing the requirement that City Employees be residents of the City of New Bedford during the full term of their employment with the City; further, that contracts with the City’s Unions (AFSCME, Police, Fire) ensure that every City employee be a resident of the City of New Bedford for the full term of their employment and/or for a MINIMUM OF FIFTEEN years, if so negotiated, (and NOT the presently negotiated 3-4 years) before being allowed to reside in other Cities or Towns; further, that this change, after review by Legislative Counsel and Solicitor, not apply to positions exempted by the code or where Waivers have been granted by the City Council and Mayor when in the best interest of the public to do so, if the Legislative Counsel and City Solicitor so determine to continue exemption (s) after review; and further, that employees presently working for the City that were allowed by Union Contract to reside outside of the City be “Grandfathered In”, so as not to cause hardship to said employees and their families.

Recommendation Followed.

(#0318)

WRITTEN MOTION, Councillor Gomes, requesting, that the City Council’s Legislative Counsel and City Solicitor look into Article II. Section 19-20 through 19-27, with respect to enforcing the requirement that City Employees be residents of the City of New Bedford during the full term of their employment with the City; further, that future contracts with the City’s Unions (AFSCME, Police, Fire) ensure that every City employee be a resident of the City of New Bedford during the full term of their employment and/or for a MINIMUM OF FIFTEEN years, if so negotiated, (and NOT the presently negotiated 3-4 years) before being allowed to reside in other Cities or Towns; further, that this change, after review by the Legislative Counsel and Solicitor, not apply to positions specifically exempted by the Code or where Waivers have been granted by the City Council and Mayor when in the best interest of the public to do so, if the Legislative Counsel and City Solicitor so determine to continue exemption(s) after review; and further, that employees presently working for the City that were allowed by Union Contract to reside outside of the City be “Grandfathered In”, so as not to cause hardship to said employees and their families.

Referred to the Committee on Appointments and Briefings – March 08, 2012.

NO FURTHER ACTION.

(#0285)

REPORT, Committee on Appointments and Briefings, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with Massachusetts Department of Transportation (MassDOT) for the purpose of discussing the immediate action to be taken on Exit 15 Downtown New Bedford, on both Exits off of 195, east and west; and further, immediate action has to be taken on both these exits due to the present conditions, this is not the first time the issue of these two exits have been addressed, they have been in deplorable condition for some time; and further, these are the exits that welcome you to the City of New Bedford, also requesting that MassDOT fix all the lights on North Front Street, between Kenyon Street and Cedar Grove Street, on Belleville Avenue, between Kenyon Street and Cedar Grove Street located on the support wall under 195 east and west, on Logan Street, between Acushnet Avenue and Purchase Street, located on the support wall under Rt. 18, north and south of JFK Memorial Highway, these areas are very dark and are the responsibility of the MassDOT.

Recommendation Followed.

(#0319)

WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with Massachusetts Department of Transportation (MassDOT) for the purpose of discussing the immediate action to be taken on Exit 15 Downtown New Bedford, on both Exits off of 195, east and west; and further, immediate action has to be taken on both these exits due to the present conditions, this is not the first time the issue of these two exits have been addressed, they have been in deplorable condition for some time; and further; these are the exits that welcome you to the City of New Bedford, also requesting that MassDOT fix all the lights on North Front Street, between Kenyon Street and Cedar Grove Street, on Belleville Avenue, between Kenyon Street and Cedar Grove Street located on the support wall under 195 east and west, on Logan Street, between Acushnet Avenue and Purchase Street, located on the support wall under Rt. 18, north and south of JFK Memorial Highway, these areas are very dark and are the responsibility of the MassDOT. (To be Referred to the Committee on Appointments and Briefings, with a request that a letter be sent to Massachusetts Department of Transportation (DOT). (Referred to the Committee on Appointments & Briefings – October 13, 2016.)

Rule 42 Waived – Yeas 11, Nays 0. Referred to the Committee on Appointments and Briefings, our State Legislative Delegation and Mayor Mitchell – October 13, 2016.

NO FURTHER ACTION. (#1902)

REPORT, Committee on Ordinances, recommending that the City Council take “**NO FURTHER ACTION**” on the WRITTEN MOTION, Councillor Abreu, Council President Morad, Councillors Lopes, Giesta, Lima, Carney and Gomes, requesting that the Committee on Ordinances review how State and Local Zoning Laws regulate drug treatment facilities and the impact on residential neighborhoods and that the Committee consider enacting any necessary legislation that would alleviate any negative impacts on local residents.

Recommendation Followed. (#0320)

WRITTEN MOTION, Councillor Abreu, Council President Morad, Councillors Lopes, Giesta, Lima, Carney and Gomes, requesting that the Committee on Ordinances review how State and Local Zoning Laws regulate drug treatment facilities and the impact on residential neighborhoods and that the Committee consider enacting any necessary legislation that would alleviate any negative impacts on local residents. (Referred to the Committee on Ordinances – October 24, 2019.)

Referred to the Committee on Ordinances – October 24, 2019.

NO FURTHER ACTION. (#1692)

WRITTEN MOTION, Councillor Abreu, requesting that the Special Committee on Memorials and Dedications be DISCHARGED from further consideration of the following matter: COMMUNICATION, Councillor Abreu, submitting an Application from the Department of Parks, Recreation & Beaches for a Bench and Plaque honoring the Sarah D. Clark Memorial Fund. (Referred to the Special Committee on Memorials and Dedications – July 18, 2019.)

Adopted – Yeas 10, Nays 0. (#0321)

COMMUNICATION, Councillor Abreu, submitting an Application from the Department of Parks, Recreation & Beaches for a Bench and Plaque honoring the Sarah D. Clark Memorial Fund. (Referred to the Special Committee on Memorials and Dedications – July 18, 2019.)

Referred to the Special Committee on Memorials and Dedications – July 18, 2019.

Application Granted and Referred to Board of Park Commissioners – Yeas 10, Nays 0, with a request that the City Council be notified when the bench is dedicated. (#1232)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **David Bizarro d/b/a BIZARRO’S TRANSPORTATION, 50 Larch Street, New Bedford, MA 02740**, hereby submitting a copy of the Application requesting a **RENEWAL** of a **PRIVATE LIVERY LICENSE**, to carry passengers for hire over the streets of New Bedford. **(Term of License July 1, 2020 – June 30, 2021.)**

Renewal Granted.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0322)

COMMUNICATION, Councillor Abreu, Council President Lopes and Councillor Gomes, submitting a letter from a South End Resident regarding the closing of Fire Station 11.

Received and Placed on File. (#0323)

CITATIONS, Councillors Gomes and Morad, honoring LIEUTENANT MARK GIAMMALVO, SERGEANT ALAN FABER and SERGEANT ANNEMARIE LEFEVER, in recognition of their promotions within the New Bedford Police Department.

Adopted, to be presented at a later date. (#0324)

CONSTABLE BOND, GONZALO MORALES, New Bedford, MA 02740 with Massachusetts Bay Insurance Company in the amount of \$5,000.00.

Approved. (#0325)

COMMUNICATION, City Clerk Farias, submitting a copy of a Certificate of Appointment for Peter E. Selley, New Bedford, MA as the State Member for the New Bedford Redevelopment Authority, this term will expire July 2023.

Received and Placed on File. (#0326)

COMMUNICATION, City Clerk/Clerk of the City Council, to the City Council, notifying that the Office of the City Clerk has received Meeting Minutes from the Board of Assessors for a meeting held on February 6, 2020; Community Preservation Committee for a meeting held on February 5, 2020; Bristol County PHEP Coalition & Executive Board for a meeting held on February 18, 2020; and the Refuse Management District for a meeting held on January 16, 2020.

Received and Placed on File. (#0327)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **100 Tallman Street**, provisionally granted by the City Clerk on February 14, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0328)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **Kenney Street (SS) 99' w of Highland Street**, provisionally granted by the City Clerk on February 14, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0329)

APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION at **1938-1940 Purchase Street**, provisionally granted by the City Clerk on February 19, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0330)

APPLICATION, **Farland Corp., Inc.**, for permission to maintain a STREET OBSTRUCTION at **WS Orchard Street, S. Swift Street**, provisionally granted by the City Clerk on February 24, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0331)

APPLICATION, **Early Contractors, Inc.**, for permission to maintain a STREET OBSTRUCTION at **9 South Sixth Street, working in back from 86 Spring Street, westerly to Seventh Street**, provisionally granted by the City Clerk on February 25, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0332)

APPLICATION, **New Hampshire Boring, Inc.**, for permission to maintain a STREET OBSTRUCTION at **Mount Pleasant Street, at railroad crossing, north of Hathaway Road**, provisionally granted by the City Clerk on February 25, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0333)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **382 Oliver Street**, provisionally granted by the City Clerk on February 27, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0334)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE of **100 Tallman Street**, provisionally granted by the City Clerk on February 14, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0335)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE of **Kenney Street (SS) 99' w of Highland Street**, provisionally granted by the City Clerk on February 14, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0336)

APPLICATION, **W.C. Smith & Son**, to DISTURB THE SURFACE of **1938-1940 Purchase Street**, provisionally granted by the City Clerk on February 19, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0337)

APPLICATION, **Farland Corp., Inc.**, to DISTURB THE SURFACE of **WS Orchard Street, S. Swift Street**, provisionally granted by the City Clerk on February 24, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0338)

APPLICATION, **Early Contractors, Inc.**, to DISTURB THE SURFACE of **9 South Sixth Street, working in back from 86 Spring Street, westerly to Seventh Street**, provisionally granted by the City Clerk on February 25, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0339)

APPLICATION, **New Hampshire Boring, Inc.**, to DISTURB THE SURFACE of **Mount Pleasant Street, at railroad crossing, north of Hathaway Road**, provisionally granted by the City Clerk on February 25, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0340)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE of **382 Oliver Street**, provisionally granted by the City Clerk on February 27, 2020, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020. (#0341)

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on February 14, 2020, subject to ratification by the Mayor and City Council as follows:

890 Brock Avenue (#0342)

115 Whitman Street (#0343)

221-223 Rivet Street (#0344)

371 Court Street (#0345)

77 Davis Street (#0346)

Cottage Street, working from Parker Street to Durfee Street (#0347)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020.

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on February 19, 2020, subject to ratification by the Mayor and City Council as follows:

Intersection of Warren Street and Brock Avenue (#0348)

Bolton Street, working from #530 - #450 (#0349)

425 Cottage Street (#0350)

7 Shell Street (#0351)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020.

APPLICATIONS, **Frade's Disposal, Inc.**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on February 24, 2020, subject to ratification by the Mayor and City Council as follows:

130 Princeton Street (#0352)

96 Morgan Street (#0353)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 02, 2020.

Approved March 03, 2020.

On a motion, the Council then adjourned at 7:35 p.m.

ATTEST:

DENNIS W. FARIAS, CITY CLERK/
CLERK OF THE CITY COUNCIL