
THIS MEETING IS BEING HELD REMOTELY IN ACCORDANCE WITH THE GOVERNOR OF MASSACHUSETTS' MARCH 12, 2020 ORDER SUSPENDING CERTAIN PROVISIONS OF THE OPEN MEETING LAW G.L.C. 30A, SECTION 20 AND THE CITY COUNCIL'S VOTE TO WAIVE RULE 21A ON APRIL 07, 2020, AMENDED ON AUGUST 20, 2020, SEPTEMBER 24, 2020 AND JANUARY 14, 2021

THIS MEETING WILL BE LIVE STREAMED ON NB CABLE ACCESS FACEBOOK PAGE

Thursday, March 25, 2021

7:01 p.m.

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

LATE: Councillor Dunn 7:05 p.m.

ABSENT: No One

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

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

COMMUNICATION, Pursuant to City Council Order dated February 25, 2021, First Assistant City Solicitor Jane Medeiros Friedman, submitting to City Council, the proposed ORDER for the ACCEPTANCE of **CARDINAL STREET, 40 FEET WIDE FROM STA. 0+00.00 TO TERMINUS AT STA. 1+98.28.**

Received and Placed on File – Yeas 10, Nays 0.

YEAS: Councillors Abreu, Baptiste, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NOT PRESENT FOR VOTE: Councillor Dunn. (#0350)

CITY OF NEW BEDFORD

IN CITY COUNCIL

MARCH 25, 2021

Resolved, that the common necessity and convenience of the inhabitants of the City of New Bedford require that **CARDINAL STREET**, 40 feet wide, from Sta. 0+00.00 to terminus at Sta. 1+98.28 be laid out and accepted.

The area taken for this layout of **CARDINAL STREET**, 40 feet wide, from Sta. 0+00.00 to terminus at Sta. 1+98.28 is bounded and described as follows:

From a point of beginning, said point being a granite bound with drillhole and being located at the westerly line of Swallow Street and the northwesterly corner of the area to be described;

Thence S 86°14'35" E, a distance of 30.24', to a point;

Thence S 85°48'04" E, a distance of 155.65', to a point;

Thence S 04°11'56" W, a distance of 40.00', to a point;

Thence N 85°48'04" W, a distance of 160.35', to a point;

Thence N 74°11'51" W, a distance of 40.15', to a point;

Thence N 10°54'26" E, a distance of 17.03', to a point;

Thence N 42°50'27" E, a distance of 18.91', to a point, to a granite bound with drillhole, being the point of beginning;

Said right-of-way contains an area of 7,688 square feet (0.176 acres), more or less.

A plan, titled "Plan and Profile of the Layout of Cardinal Street, 40' Wide Right of Way, Containing 7,688 Sq. Ft. (0.176 Ac.±), From Sta. 0+00.00 to Terminus at Station 1+98.28", dated February 8, 2021, prepared by Prime Engineering Inc., accompanies this description.

Said right-of-way being the same shown as Cardinal Street on the definitive subdivision plan of Cardinal Place.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of property are allowed sixty (60) days from and after the recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures.

The damages sustained by the owners of property aforesaid is hereby estimated and awarded as compensation in full to them as follows: To all persons: No damages.

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the award of damages does not relieve the owners of land taken from liability for taxes now uncollected for the fiscal year 2021 or any prior year.

WHEREAS, due notice has been given of the intention of the City to take said parcel of land for highway purposes, it is therefore

ORDERED, that the parcels of land heretofore described be and hereby are taken, interest being an easement in said land for highway purposes, under the provisions of General Laws Chapter 79, and accepted under the provisions of General Laws Chapter 82 as a public street or way of the City of New Bedford, said street to be known as **CARDINAL STREET**, and the grade therefor is established according to a plan heretofore referred to in this order, on file in the office of the City Clerk.

AND BE IT FURTHER ORDERED, that the City Clerk cause a copy of this order, certified by him, to be recorded on behalf of the City of New Bedford in the Registry of Deeds for the Southern District of Bristol County, and to give such other notices as are required by General Laws.

Adopted – Yeas 10, Nays 0.

YEAS: Councillors Abreu, Baptiste, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

NOT PRESENT FOR VOTE: Councillor Dunn

Presented to the Mayor for approval March 29, 2021.

Approved April 5, 2021. (#0351)

COMMUNICATION, Pursuant to City Council Order dated February 25, 2021, First Assistant City Solicitor Jane Medeiros Friedman, submitting to City Council, the proposed ORDER for the ACCEPTANCE of **AVA'S WAY, 40 FEET WIDE, FROM STA. 0+40 AT CARDINAL STREET, 163.41 FEET SOUTHERLY TO TERMINUS AT STA. 2+03.41.**

Received and Placed on File. – Yeas 11, Nays 0. (#0352)

CITY OF NEW BEDFORD
IN CITY COUNCIL
MARCH 25, 2021

Resolved, that the common necessity and convenience of the inhabitants of the City of New Bedford require that **AVA'S WAY**, 40 feet wide, from Sta. 0+40 at Cardinal Street, 163.41 feet southerly to terminus at Sta. 2+03.41 be laid out and accepted.

The area taken for this layout of **AVA'S WAY**, 40 feet wide, from Sta. 0+40 at Cardinal Street, 163.41 feet southerly to terminus at Sta. 2+ 03.41 is bounded and described as follows:

From a point of beginning, said point being located S 04°11'56" W, a distance of 40.00' from a granite bound with drillhole at the northeast intersection of Cardinal Street and Ava's Way;

Thence S 04°11'56" W, a distance of 51.55', to a point;

Thence with a curve turning to the left with an arc length of 19.64', with a radius of 20.00', with a central angle of 56°15'04", to a point;

Thence with a reverse curve turning to the right with an arc length of 265.46', with a radius of 52.00', with a central angle of 292°30'07", to a point;

Thence with a reverse curve turning to the left with an arc length of 19.64', with a radius of 20.00', with a central angle of 56°15'04", to a point;

Thence N 04°11'56" E, a distance of 21.55', to a point;

Thence with a curve turning to the left with an arc length of 47.12', with a radius of 30.00', with a central angle of 90°00'00", to a point;

Thence S 85°48'04" E, a distance of 70.00', to the point of beginning.

Said right-of-way contains an area of 11,159 square feet (0.256 acres), more or less.

A plan, titled "Plan and Profile of the Layout of Ava's Way, 40' Wide Right of Way, Containing 11 159 Sq. Ft. (0.256 Ac.±), From Sta. 0+40 at Cardinal Street 163.41 Feet Southerly to Terminus at Station 2+03.41", dated February 8, 2021, prepared by Prime Engineering Inc., accompanies this description.

Said right-of-way being the same shown as Ava's Way on the definitive subdivision plan of Cardinal Place.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of property are allowed sixty (60) days from and after the recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures.

The damages sustained by the owners of property aforesaid is hereby estimated and awarded as compensation in full to them as follows: To all persons: No damages.

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the award of damages does not relieve the owners of land taken from liability for taxes now uncollected for the fiscal year 2021 or any prior year.

WHEREAS, due notice has been given of the intention of the City to take said parcel of land for highway purposes, it is therefore

ORDERED, that the parcels of land heretofore described be and hereby are taken, interest being an easement in said land for highway purposes, under the provisions of General Laws Chapter 79, and accepted under the provisions of General Laws Chapter 82 as a public street or way of the City of New Bedford, said street to be known as **AVA'S WAY**, and the grade therefor is established according to a plan heretofore referred to in this order, on file in the office of the City Clerk.

AND BE IT FURTHER ORDERED, that the City Clerk cause a copy of this order, certified by him, to be recorded on behalf of the City of New Bedford in the Registry of Deeds for the Southern District of Bristol County, and to give such other notices as are required by General Laws.

AN ORDER, Adopted – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Carney, Coelho, Dunn, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

Approved April 5, 2021. (#0353)

COMMUNICATION, Mayor Mitchell, to City Council, resubmitting a proposed Order approving the *New Bedford Waterfront Redevelopment Plan: Focus Area North and the New Bedford Waterfront Redevelopment Plan: Focus Area South*, along with financial plans for these areas and amendments to current zoning.

TABLED – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Carney, Coelho, Dunn, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0354)

AN ORDER, New Bedford Waterfront Redevelopment Plan: Focus Area North in accordance with the Massachusetts General Laws Chapter 121B, Section 48.

TABLED – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Carney, Coelho, Dunn, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0355)

AN ORDER, New Bedford Waterfront Redevelopment Plan: Focus Area South in accordance with the Massachusetts General Laws Chapter 121B, Section 48.

TABLED – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Carney, Coelho, Dunn, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0356)

AN ORDINANCE, amending Chapter 9, Section 2110

TABLED – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Carney, Coelho, Dunn, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0357)

COMMUNICATION, Mayor Mitchell, to City Council submitting four (4) Ordinances, amending Chapters 2, 10 and 19, as they pertain to the Departments of Public Infrastructure and Environmental Stewardship, and the New Bedford Energy Now Revolving fund, changing the name of the Environmental Stewardship Department and Department Head, to the Department of Resilience and Environmental Stewardship and to the Director of Resilience and Environmental Stewardship.

Referred to the Committee on ordinances – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0358)

AN ORDINANCE, Chapter 2, Sections 2-213 – 2-217
Refereed to the Committee on Ordinances – Yeas 11, Nays 0.
YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0359)

AN ORDINANCE, Chapter 2, Section 2-231
Refereed to the Committee on Ordinances – Yeas 11, Nays 0.
YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0360)

AN ORDINANCE, Chapter 10, Section 10-47
Refereed to the Committee on Ordinances – Yeas 11, Nays 0.
YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0361)

AN ORDINANCE, Chapter 19, Section 19-7 (c)
Refereed to the Committee on Ordinances – Yeas 11, Nays 0.
YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0362)

COMMUNICATION, Mayor Mitchell, to City Council, submitting an Order authorizing the City to enter into a five-year capital lease purchase agreement for replacement vehicles assigned to the Departments of Facilities and Fleet Management and the Fire Department.
Referred to the Committee on Finance – Yeas 11, Nays 0.
YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0363)

AN ORDER,
Referred to the Committee on Finance – Yeas 11, Nays 0.
YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0364)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER, appropriating \$1,500,000.00 to pay the costs of improvements, maintenance and implementation of remediation methods at Sassaquin Pond and the surrounding watershed area; this year’s project for the FY 2021-2025 Capital Improvement Program (CIP).
Referred to the Committee on Finance – Yeas 11, Nays 0.
(#0365)

LOAN ORDER,
Referred to the Committee on Finance - Yeas 11, Nays 0.
YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0366)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER, appropriating 5,585,000.00 for the purpose of making critically-needed repairs to City-owned buildings including, but not limited to, projects for the repair and renovation of public safety facilities, recreational facilities, general office space and road and infrastructure; this year’s project for the FY 2021-2025 Capital Improvement Program (CIP).
Referred to the Committee on Finance – Yeas 11, Nays 0.
YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0367)

LOAN ORDER
Referred to the Committee on Finance – Yeas 11, Nays 0.
YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0368)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER, appropriating \$3,700,000.00 to pay costs of reconstruction, expansion and renovation of the City Yard Campus including the City's Central Garage, Truck Shed and Wastewater Garage, Police Garage, and Fire Garage this year's project for the FY 2021-2025 Capital Improvement Program (CIP).

Referred to the Committee on Finance Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0369)

LOAN ORDER,

Referred to the Committee on Finance Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0370)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of KAREN COSME, New Bedford, MA to the VETERANS ADVISORY BOARD; this term will expire December 2023.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0371)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of ROBERT C. BROMLEY, New Bedford, MA to the VETERANS ADVISORY BOARD; this term will expire December 2023.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0372)

COMMUNICATION, Mayor Mitchell, submitting the REAPPOINTMENT of CHRISTOPHER HOLTKAMP, New Bedford, MA to the VETERANS ADVISORY BOARD; this term will expire December 2023.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0373)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JANINE DA SILVA, New Bedford, MA to the HISTORICAL COMMISSION; this term will expire March 2024.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0374)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of WILLIAM KING, New Bedford, MA to the HISTORICAL COMMISSION; this term will expire February 2024.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0375)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JENNIFER SMITH, New Bedford, MA to the HISTORICAL COMMISSION, as an ALTERNATE MEMBER; this term will expire March 2024.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0376)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of MARILYN GONSALVES, New Bedford, MA to the WATER BOARD; this term will expire April 2024.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0377)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of PATRICK E. ROGERS, New Bedford, MA to the WATER BOARD; this term will expire April 2024.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0378)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of DANIEL HIGGINS, New Bedford, MA to the WATER BOARD; this term will expire April 2024.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0379)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of CYNTHIA WALLQUIST, New Bedford, MA as the EXECUTIVE DIRECTOR FOR THE COMMISSION FOR CITIZENS WITH DISABILITIES; this term will expire April 2022.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0380)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of PETER BLANCHARD, New Bedford, MA to the CONSERVATION COMMISSION; this term will expire April 2024.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0381)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of REVEREND LEONA FISHER, New Bedford, MA to the HOUSING AUTHORITY; this term will expire December 2024.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0382)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of IAN TROMBLY, New Bedford, MA to the TRAFFIC COMMISSION; this term will expire December 2022.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0383)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of PATRICIA A. LAREAU, New Bedford, MA to the NEW BEDFORD PORT AUTHORITY; this term will expire December 2023.

SEVERED and Referred to the Committee on Appointments and Briefings – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0384)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of BRIAN ROTHSCHILD, New Bedford, MA to the NEW BEDFORD PORT AUTHORITY; this term will expire December 2022.

SEVERED and Referred to the Committee on Appointments and Briefings – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0385)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JOSEPH M. TAVARES, New Bedford, MA to the NEW BEDFORD PORT AUTHORITY; this term will expire December 2022.

SEVERED and Referred to the Committee on Appointments and Briefings – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.
(#0386)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of JODY GONSALVES SEIVERT, New Bedford, MA to the COMMUNITY PRESERVATION COMMITTEE; replacing Sylvia Gomes who has resigned; this term will expire April 2021.

Referred to the Committee on Appointments and Briefings - Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0387)

REPORT, Special Committee on Memorials & Dedications, recommending to the City Council to request the School Committee to explore the feasibility of naming or renaming a public-school building or facility after the late Mayor Frederick M. Kalisz, Jr.

Recommendation Followed and Referred to the School Committee – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

RETURNED UNSIGNED April 12, 2021.

(#0388)

REPORT, Committee on Public Safety & Neighborhoods, recommending to the City Council that they work with SRTA and the Mitchell Administration on identifying cost-effective solutions for transporting New Bedford residents, who may need a COVID-19 vaccination.

Recommendation Followed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

RETURNED UNSIGNED April 12, 2021.

(#0389)

REPORT, Committee on Public Safety & Neighborhoods, recommending to the City Council that the City Council go on record in supporting the Director of EMS in his attempt to secure a fourth ambulance in New Bedford.

Recommendation Followed – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0390)

REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, amending Chapter 9, ZONING, to create an Advanced Manufacturing Campus and allow for the redevelopment of approximately 100 acres at the site of Whaling City Golf Course property on Hathaway Road.

Passed to a Second Reading – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes and Markey.

NAYS: Councillor Morad

(#0391)

AN ORDINANCE, (Referred to the Committee on Ordinances – January 14, 2021; To be Passed to a Second Reading.)

Referred to the Committee on Ordinances and the planning Board – Yeas 10, Nays 1 – January 14, 2021.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes and Markey.

NAYS: Councillor Morad.

Passed to a Second Reading – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes and Markey.

NAYS: Councillor Morad.

(#0011)

REPORT, Special Committee on COVID-19 & Business Committee, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors Abreu, Lima, Council President Lopes, Councillors Giesta, Markey, Carney and Baptiste, requesting, that our Federal Delegation offer financial stimulus solutions and economic recovery pathways for New Bedford and Massachusetts-based businesses who opened after September 01, 2019, under the current terms of the "City of New Bedford COVID-19 Small Business Grant & Loan Program," is a Federally funded U.S. Department of Housing and Urban Development Community Development Block Grant (CDBG) program and its terms of eligibility are very specific, so the City of New Bedford has no authority to financially assist this particular business population through this mechanism.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima.

(#0392)

WRITTEN MOTION, Councillors Abreu, Lima, Council President Lopes, Councillors Giesta, Markey and Carney, requesting, that our Federal Delegation offer financial stimulus solutions and economic recovery pathways for New Bedford and Massachusetts-based businesses who opened after September 01, 2019, under the current terms of the "City of New Bedford COVID-19 Small Business Grant & Loan Program," is a Federally funded U.S. Department of Housing and Urban Development Community Development Block Grant (CDBG) program and its terms of eligibility are very specific, so the City of New Bedford has no authority to financially assist this particular business population through this mechanism. (Referred to the Special Committee on COVID-19 & Business Committee – January 14, 2021.)

Referred to Congressman Keating, Senators Markey and Warren, Special COVID – 19 Business Committee and Rule 40 Waived – Yeas 11, Nays 0 - January 14, 2021.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima.

(#0035)

REPORT, Committee on Ordinances, recommending to the City Council to take **“NO FURTHER ACTION”** on the COMMUNICATION, Mayor Mitchell, to City Council, submitting at the request of the City Planning Department and the New Bedford Redevelopment Authority, TWO (2) ORDERS AND AN ORDINANCE, requesting approval of the New Bedford Waterfront Redevelopment Plan: Focus Area North and the New Bedford Waterfront Redevelopment Plan; Focus Area South, which can be found at <https://www.newbedford-ma.gov/planning/strategic-plans-initiatives/>, along with financial plans for these areas and amendments to current zoning, also requesting, that the City Council hold a Public Hearing on the New Bedford Waterfront Redevelopment Plan; Focus Area North and the New Bedford Waterfront Redevelopment Plan; Focus Area South, as required by Massachusetts General Laws, Chapter 121B, Section 48.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima.

(#0393)

AN ORDER, New Bedford Waterfront Redevelopment Plan: Focus Area North (Referred to the Committee on Ordinances and the Planning Board – September 10, 2020.)

Referred to Committee on Ordinances and the Planning Board – September 10, 2020.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima.

(#1153)

AN ORDER, New Bedford Waterfront Redevelopment Plan: Focus Area South (Referred to the Committee on Ordinances and the Planning Board – September 10, 2020.)

Referred to the Committee on Ordinances and the Planning Board – September 10, 2020.

NO FURTHER ACTION Yeas 10, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima.

(#1154)

AN ORDINANCE, amending Chapter 9 ZONING (Referred to the Committee on Ordinances and the Planning Board – September 10, 2020.)

Referred to the Committee on Ordinances and the Planning Board – September 10, 2020.

NO FURTHER ACTION -Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#1155)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Dunn, requesting, that Department of Public Infrastructure Commissioner Jamie Ponte provide an update for any plans to upgrade Herman Melville Boulevard, as the Hicks-Logan-Sawyer district prepares for the SouthCoast Rail station, and the redevelopment of the Revere Copper site.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0394)

WRITTEN MOTION, Councillor Dunn, requesting, that Department of Public Infrastructure Commissioner Jamie Ponte provide an update for any plans to upgrade Herman Melville Boulevard, as the Hicks-Logan-Sawyer district prepares for the SouthCoast Rail station, and the redevelopment of the Revere Copper site. (Referred to the Committee on Appointments and Briefings – November 26, 2019.)

Referred to the Committee on Appointments and Briefings – November 26, 2019.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#1911)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with the Administration to discuss the possibilities of re-establishing a Cable TV Commission; this Commission would look into and assist City residents and the business community with cable concerns, cost and services; and further assist with contract negotiations on behalf of the City.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0395)

WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with the Administration to discuss the possibilities of re-establishing a Cable TV Commission; this Commission would look into and assist City residents and the business community with cable concerns, cost and services; and further assist with contract negotiations on behalf of the City. (Referred to the Committee on Appointments and Briefings – September 14, 2017.)

Referred to the Committee on Appointments and Briefings – September 14, 2017.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#1545)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting, that Mayor Mitchell and City Solicitor McDermott begin the process of filing a lawsuit against the pharmaceutical companies that produce Opioid pain killer medication based on the damage done to our community, the lives lost, the epidemic of overdoses, and the added calls for services from our EMS, POLICE and FIRE DEPARTMENTS, along with the distraction and deterioration of the Cities, people and communities; and further, that the City Solicitor ask the State for records of the pharmaceutical companies that have done business in the area along with records of any area doctors that may have overprescribed Opioid drugs in the greater New Bedford area; this request and lawsuit is similar to other communities that are taking this action and this Councillor is requesting it on behalf of our City.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0396)

WRITTEN MOTION, Councillor Gomes, requesting, that Mayor Mitchell and City Solicitor McDermott begin the process of filing a lawsuit against the pharmaceutical companies that produce Opioid pain killer medication based on the damage done to our community, the lives lost, the epidemic of overdoses, and the added calls for services from our EMS, POLICE and FIRE DEPARTMENTS, along with the distraction and deterioration of the Cities, people and communities; and further, that the City Solicitor ask the State for records of the pharmaceutical companies that have done business in the area along with records of any area doctors that may have overprescribed Opioid drugs in the greater New Bedford area; this request and lawsuit is similar to other communities that are taking this action and this Councillor is requesting it on behalf of our City. (Referred to the Committee on Appointments and Briefings – March 8, 2018.)

Referred to Mayor Mitchell, City Solicitor McDermott, and the Committee on Appointments and Briefings.

Rule 40 Waived – Yeas 10, Nays 0 – March 8, 2018.

Presented to the Mayor for approval March 9, 2018.

RETURNED UNSIGNED March 21, 2018.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0345)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take “**NO FURTHER ACTION**” on the WRITTEN MOTION, Councillor Gomes, requesting, that a letter be sent to David Neeleman, founder, JetBlue Airlines, now the proposer and founder of a new airline called Moxy Airways, inviting him or his representative to the City of New Bedford for the purpose of considering New Bedford as a point of destination and departure, as this new airline is looking to locate in secondary airports across the country providing point to point destinations; and further, requesting, that the Airport Commission send a letter to Moxy Airways, outlining the possibilities and information on our airport and put together a sales pitch and a strategy as to why Moxy Airways should locate at the New Bedford Regional Airport.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0397)

WRITTEN MOTION, Councillor Gomes, requesting, that a letter be sent to David Neeleman, founder, JetBlue Airlines, now the proposer and founder of a new airline called Moxy Airways, inviting him or his representative to the City of New Bedford for the purpose of considering New Bedford as a point of destination and departure, as this new airline is looking to locate in secondary airports across the country providing point to point destinations; and further, requesting, that the Airport Commission send a letter to Moxy Airways, outlining the possibilities and information on our airport and put together a sales pitch and a strategy as to why Moxy Airways should locate at the New Bedford Regional Airport. (Referred to the Committee on Appointments and Briefings – June 28, 2018.)

Referred to the Committee on Appointments and Briefings and Rule 40 Waived – Yeas 10, Nays 0 – June 28, 2018.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#1143)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take “**NO FURTHER ACTION**” on the WRITTEN MOTION, Councillor Gomes, requesting that the City Council go on record and send a letter to the FCC stating our opposition to any proposed policy changes to the funding source that provides local cable channels, such as Educational Channel 9, Government Access Channel 18, and Public Broadcasting Channel 95, the current policy in place provides local communities with the ability to broadcast local events, emergency and informational announcements and more, any decision by the FCC to eliminate the ability for communities to broadcast on these channels will be devastating to the community at large; and further, that once more, the City Council request that the Mayor establish a Cable Commission that will represent the City’s Cable Consumers and contract negotiation costs and services provided by the cable company; and furthermore that the City forward a letter of opposition to the Alliance For Community Media that supports the City’s position, further, that letters be sent requesting our State Delegation to join the City Council in opposition to the FCC’s changes to our local cable channel funding and broadcasting obligations to the City of New Bedford.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0398)

WRITTEN MOTION, Councillor Gomes, requesting that the City Council go on record and send a letter to the FCC stating our opposition to any proposed policy changes to the funding source that provides local cable channels, such as Educational Channel 9, Government Access Channel 18, and Public Broadcasting Channel 95, the current policy in place provides local communities with the ability to broadcast local events, emergency and informational announcements and more, any decision by the FCC to eliminate the ability for communities to broadcast on these channels will be devastating to the community at large; and further, that once more, the City Council request that the Mayor establish a Cable Commission that will represent the City's Cable Consumers and contract negotiation costs and services provided by the cable company; and furthermore that the City forward a letter of opposition to the Alliance For Community Media that supports the City's position, further, that letters be sent requesting our State Delegation to join the City Council in opposition to the FCC's changes to our local cable channel funding and broadcasting obligations to the City of New Bedford. (Referred to the Committee on Appointments and Briefings – December 13, 2018.)

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#1979)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Gomes, requesting, that a letter be sent to Erik Rousseau, SRTA Bus Company, requesting their support on behalf of the senior population at Tripp Towers, asking that SRTA Bus Company reverse their decision to eliminate bus service to STOP and SHOP on Dartmouth Street for seniors residing at Tripp Towers due to the large population of resident seniors that depend on that service for shopping, banking and pharmacy service; and further, that Mr. Rousseau meet with the Committee on Appointments and Briefings to discuss the impact that this will have on the senior population that depend on this service, and in some cases this is their only means of transportation for their quality of life and needs.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0399)

WRITTEN MOTION, Councillor Gomes, requesting, that a letter be sent to Erik Rousseau, SRTA Bus Company, requesting their support on behalf of the senior population at Tripp Towers, asking that SRTA Bus Company reverse their decision to eliminate bus service to STOP and SHOP on Dartmouth Street for seniors residing at Tripp Towers due to the large population of resident seniors that depend on that service for shopping, banking and pharmacy service; and further, that Mr. Rousseau meet with the Committee on Appointments and Briefings to discuss the impact that this will have on the senior population that depend on this service, and in some cases this is their only means of transportation for their quality of life and needs. (Referred to the Committee on Appointments and Briefings – May 23, 2019.)

Severed from Consent Agenda – Yeas 11, Nays 0.

Adopted and Rule 40 Waived – Yeas 10, Nays 1 (Council President Morad OPPOSED) – May 23, 2019.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, and Markey.

NAYS: Councillor Lima (#1013)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that the City Solicitor obtain appraisals of public and privately owned property located along Hathaway Road, Nauset Street and Mount Pleasant Street which is needed for the Hathaway Road Triangle Improvement Project for the purpose of acquiring permanent and temporary construction easements, through eminent domain or other legal means, and the City Solicitor is also requested to prepare an Order of Taking for the easements to be acquired through eminent domain.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0400)

CITY OF NEW BEDFORD

IN CITY COUNCIL

NOVEMBER 14, 2019

ORDERED, that the City Solicitor be and hereby is requested to obtain appraisals of public and privately owned property, located in the City of New Bedford along Hathaway Road, Nauset Street and Mount Pleasant Street which is needed for the Hathaway Road Triangle Improvements Project, as shown on the attached plan entitled, “NEW BEDFORD HATHAWAY ROAD TRIANGLE IMPROVEMENTS”, sheets 1 through 3, for the purposes of acquiring permanent and temporary construction easements, through eminent domain or other legal means.

The City Solicitor is also hereby requested to prepare an Order of Taking for the easements to be acquired through eminent domain. The easements are shown on the above referenced plans.

Adopted – Yeas 10, Nays 0. (Councillor Rebeiro not present for vote.)

Presented to the Mayor for approval November 18, 2019.

Approved November 18, 2019.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#1772)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take “**NO FURTHER ACTION**” on the COMMUNICATION, Mayor Mitchell, to City Council submitting AN ORDER that the City waives the appraisal requirement and the right to any damages the City may be entitled to with respect to one permanent easement and one temporary easement to be acquired for the Hathaway Road Triangle Improvement Project and further authorizing the Mayor to execute on behalf of the City of New Bedford a Certificate of Donation Form for easement E-1 and Right of Way Entry – Without Prejudice Form for temporary easement TE-4.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0401)

CITY OF NEW BEDFORD

IN CITY COUNCIL

NOVEMBER 14, 2019

ORDERED, that pursuant to M.G.L. c. 79, § 7A, the City of New Bedford hereby waives the appraisal requirement and the right to any damages the City may be entitled to with respect to one permanent easement and one temporary easement, to be acquired for the Hathaway Road Triangle Improvements Project, and further authorizing the Mayor to execute, on behalf of the City of New Bedford, a Certificate of Donation form for easement E-1 and a Right of Entry – Without Prejudice form for temporary easement TE-4 (copies attached).

The proposed easements, on City owned property, are located triangular shaped parcel abutting Hathaway Road, Nauset Street and Mount Pleasant Street, upon which the Franco American Veterans’ Memorial is located, shown on the City of New Bedford Assessor’s Map 101 as Lot 7. The easement areas are as shown as Permanent Easement E-1 and Temporary Easement TE-4 on the attached plan entitled NEW BEDFORD HATHAWAY ROAD TRIANGLE IMPROVEMENTS”, Sheets 1 through 3.

Adopted – Yeas 10, Nays 0. (Councillor Rebeiro not present for vote.)

Presented to the Mayor for approval November 18, 2019.

Approved November 18, 2019.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#1773)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take “**NO FURTHER ACTION**” on the WRITTEN MOTION, Councillors Gomes and Giesta, requesting, that Mass DOT and South Coast Rail officials meet with residents and business owners in the Church Street area of the proposed train station now to be located at the former Julius Koch USA, Inc., site for the purpose of explaining why the train station site that originally was supposed to be located at the Fieldstone Plaza has been changed; and further, that the Administration explain how it will recoup the tens of thousands of dollars in tax revenue from this property.

Recommendation Followed – Yeas 10, Nays 1, 2021

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0402)

WRITTEN MOTION, Councillors Gomes and Giesta, requesting, that Mass DOT and South Coast Rail officials meet with residents and business owners in the Church Street area of the proposed train station now to be located at the former Julius Koch USA, Inc., site for the purpose of explaining why the train station site that originally was supposed to be located at the Fieldstone Plaza has been changed; and further, that the Administration explain how it will recoup the tens of thousands of dollars in tax revenue from this property. (Referred to the Committee on Appointments and Briefings – February 13, 2020.)

Referred to the Committee on Appointments and Briefings – February 20, 2021.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0213)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of JOAQUIM “JACK” LIVRAMENTO, New Bedford, MA, to the GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL DISTRICT COMMITTEE; Mr. Livramento will be replacing Joshua Amaral who has resigned; this term will expire in May 2023.

Recommendation Followed – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#0403)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of JOAQUIM “JACK” LIVRAMENTO, New Bedford, MA, to the GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL DISTRICT COMMITTEE; Mr. Livramento will be replacing Joshua Amaral who has resigned; this term will expire in May 2023. (Referred to the Committee on Appointments and Briefings – August 20, 2020.)

Referred to the Committee on Appointments and Briefings – August 20, 2020.

NO FURTHER ACTION – Yeas 10, Nays 1.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lopes, Markey and Morad.

NAYS: Councillor Lima. (#1048)

WRITTEN MOTION, Council President Lopes, requesting that the Mitchell Administration and the New Bedford School Department begin the process of establishing a dual enrollment program at New Bedford High School with a curriculum focused on a preparing students for jobs within the offshore wind industry. (To be Referred to Mayor Mitchell and the New Bedford School Committee.)

Referred to Mayor Mitchell and the New Bedford School Committee – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

RETURNED UNSIGNED April 12, 2021. (#0404)

WRITTEN MOTION, Councillors Abreu and Baptiste, requesting that Marco Li Mandri, President of "New City America, Inc.," appear before the Committee on Appointments & Briefings, to discuss the New Bedford Business Improvement District (Community Benefit District) proposal for 2021, which would be formed under the regulations set forth in Section 6 of Chapter 400 of the General Laws of Massachusetts. (To be Referred to the Committee on Appointments & Briefings, Marco Li Mandri of "New City America, Inc," James DeMello of the DeMello International Center, Kevin Carter of Carter's Clothing & Footwear and Jeff Pontiff of E.J. Pontiff Real Estate.)

Referred to the Committee on Appointments and Briefings, Marco Li Mandri of “New City America, Inc.,” James DeMello of the DeMello International Center, Kevin Carter of Carter’s Clothing & Footwear and Jeff Pontiff of E.J. Pontiff Real Estate. – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0405)

COMMUNICATION, Councillor Abreu, submitting a copy of the “New City America, Inc.’s New Bedford Business Improvement District (Community Benefit District) proposal for 2021. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on appointments and Briefings – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0406)

WRITTEN MOTION, Councillors Baptiste and Abreu, requesting that the Special Committee on Memorials and Dedications meet with a Representative of the Mitchell Administration, the Department of Public Infrastructure Commissioner Jamie Ponte and Parks Recreation and Beaches Director Mary Rapoza to discuss the feasibility of erecting an appropriate dedication in honor of New Bedford resident, Dr. Jibreel Khazan, a civil rights icon who is best known as a member of the Greensboro Four, a group of African American college students who on February 1, 1960, sat down at a segregated Woolworth's lunch counter in Downtown Greensboro, North Carolina challenging the store's policy of denying service to non-white customers; the protests and the subsequent events were major milestones in the Civil Rights Movement; Dr. Khazan has been a resident of New Bedford for the past 50 years and raised his family here in New Bedford where he has worked with numerous organizations and been one of the most influential people in our Community. (To be Referred to the Special Committee on Memorials and Dedications.)

Referred to the Special Committee on Memorials and Dedications – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0407)

WRITTEN MOTION, Councillors Baptiste, Abreu, Morad, Carney, Lima, Council President Lopes, Councillors Dunn and Giesta, requesting that the Special Committee on Infrastructure and Redevelopment meet with the Mitchell Administration, Department of Public Health, Department of Public Infrastructure and Parks Recreation and Beaches to discuss reinstalling the basketball hoops in our public parks that were removed due to COVID-19. (To be Referred to the Special Committee on Infrastructure and Redevelopment.)

Referred to the Special Committee on Infrastructure and Redevelopment and Mayor Mitchell – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0408)

WRITTEN MOTION, Councillor Gomes, requesting that the Administration provide the City Council for the upcoming budget hearings a list of every position and salary for each department; and further that this information be provided to the City Council before the start of this year’s upcoming budget hearings. (To be Referred to the Administration and the CFO Office.)

Referred to the Administration and the CFO Office as Amended – Yeas 10, Nays 0.

YEAS: Councillors Abreu, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

NOT PRESENTED FOR VOTE: Councillor Baptiste.

(#0409)

WRITTEN MOTION, Councillor Gomes, requesting that the Committee on Appointments and Briefings meet with all local media outlets, SouthCoast Today, WBSM, New Bedford Guide, the Portuguese Times, the Providence media market to include Channels 6,10,12 and the Boston media market Channels 4,5,7, Fox 25, NECN and Boston10; and including the new digital news website called New Bedford Light, founding Editor Barbara Roessner and Publisher Stephen Taylor; this request comes upon the declining news service and coverage in the Greater New Bedford area; and further requesting that the Committee look into any news bureaus that wish to locate in the City of New Bedford. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

(#0410)

WRITTEN MOTION, Councillor Gomes, requesting, that the Administration and DPI Commissioner Jamie Ponte consider overnight and weekend line and crosswalk painting across the City; this could make it easier for DPI staff to get a lot done during the weekend and overnight hours when traffic is lighter. (To be Referred to the Administration and DPI Commissioner Jamie Ponte.)

Referred to the Mitchell Administration and DPI Commissioner Jamie Ponte – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

RETURNED UNSIGNED April 12, 2021. (#0411)

RELATED MOTION, requesting that the Mitchell Administration consider using CARES Act funds and contract out with a third party company to provide for all median lines to be re-painted.

Referred to the Mitchell Administration and DPI Commissioner Jamie Ponte – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

RETURNED UNSIGNED April 12, 2021. (#0412)

COMMUNICATION, Clerk/Clerk of the City Council, to City Council, on behalf of **George M. Viveiros, 102 Durfee Street, New Bedford, MA 02740 d/b/a MED FIRST, INC., P.O. Box 3001, 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, 2021 – June 30, 2022.)**

Livery License Renewal Granted – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

Approved April 12, 2021. (#0413)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Noel Ciminello, 22 Shannon Way, Dartmouth, MA 02747 d/b/a Yes! We Van LLC, 167 Butler Street, New Bedford, MA 02744**, 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, 2021 – June 30, 2022.)**

Livery License Renewal Granted – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

Approved April 12, 2021. (#0414)

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, 2021 – June 30, 2022.)**

Livery License Renewal Granted – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

Approved April 12, 2021. (#0415)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **RENNE DEPINA, 61 Acushnet Avenue, New Bedford, MA 02740 d/b/a UNITED CARE TRANSPORT, 189 Wood Street, New Bedford, MA 02745**, hereby submits 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 01, 2021 – June 30, 2022.)**

Livery License Renewal Granted – Yeas 11, Nays 0.

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

Presented to the Mayor for approval March 29, 2021.

Approved April 12, 2021. (#0416)

COMMUNICATION, Department of Environmental Protection, submitting a notification of a Public Hearing to be held via ZOOM, on April 01, 2021, regarding a change of use for the former Port Security shed, from Water-Dependent Industrial Use to Restaurant Use, Map 53, Parcels 255, 254, 253, 252 and 120. (Copy all Councillors 03/17/2021, via Email.)

Received and Placed on File. (#0417)

The City Council took a Roll Call to take up the Consent Agenda and take the appropriate action – Yeas 11, Nays 0.

YEAS: Councillors, Abreu, Baptiste, Carney, Coelho, Dunn, Giesta, Gomes, Lima, Lopes, Markey and Morad.

CITATION, Councillor Gomes, honoring , Joseph Gioiosa, Michael Pimental, Kyle Canastra and James Clark in recognition of their Retirement from the New Bedford Fire Department and with Best Wishes for Many Years of Health and Happiness.

Adopted, to be presented at a later date. (#0418)

WRITTEN MOTION, Councillor Gomes requesting, that the Department of Public Infrastructure take immediate action of the three (3) trees that are uprooting the sidewalks between Purchase and Pleasant Streets, southside, which is causing a very dangerous situation walking and many pedestrians have already fallen in the area.

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval March 29, 2021.

Approved April 12, 2021. (#0419)

COMMUNICATION, Councillor Gomes requesting that the Department of Public Infrastructure make repairs to the Decorative street squares at the intersection of Coggeshall Street and Acushnet Avenue this request comes before any further damage is done to this gateway location the damage appears to be on the edge of the crosswalk location.

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval March 29, 2021.

Approved April 12, 2021. (#0420)

PETITION/INDEMNITY AGREEMENT, 69 MAIN STREET, LLC. et.al, for Permission to Erect and Maintain a non-illuminated Sign to overhang City property by 40” at 244 Union Street, New Bedford, MA 02740. Provisionally Granted, subject to Approval of the Building Commissioner and subject to Ratification by Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0421)

COMMUNICATION, Councillor Morad submitting a copy of a letter congratulating and welcoming David Wallant the City’s newest New Bedford Police Officer.

Received and Placed on File. (#0422)

APPLICATION, **D.F. Prey, Inc.**, for permission to maintain a STREET OBSTRUCTION at **117 Union Street**, provisionally granted by the City Clerk on March 19, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0423)

APPLICATION, **PODS of New England**, for permission to maintain a STREET OBSTRUCTION at 334 Reed **Street**, provisionally granted by the City Clerk on March 10, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0424)

APPLICATION, **RJ Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **Lambeth Street, P125A/L490 (Duplex)** provisionally granted by the City Clerk on March 10, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0425)

APPLICATION, **RJ Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **Lambeth Street, P125A/L490 (Duplex)** provisionally granted by the City Clerk on March 10, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0426)

APPLICATION, **Farland Corp.**, for permission to maintain a STREET OBSTRUCTION at **1061 Almay Street**, provisionally granted by the City Clerk on March 17, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0427)

APPLICATION, **Alder Brothers Construction**, for permission to maintain a STREET OBSTRUCTION at **Rockdale Avenue, Plot 18/Lot113 (Taco Bell)**, provisionally granted by the City Clerk on March 17, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0428)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **323 Tinkham Street**, provisionally granted by the City Clerk on March 17, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0429)

APPLICATION, **RJ Canessa Excavating**, to DISTURB THE SURFACE, of **Lambeth Street P125A/L490 (Duplex)**, provisionally granted by the City Clerk on March 12, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0430)

APPLICATION, **RJ Canessa Excavating**, to DISTURB THE SURFACE, of **Lambeth Street P125A/L490 (Duplex)**, provisionally granted by the City Clerk on March 12, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0431)

APPLICATION, **Farland Corp.**, to DISTURB THE SURFACE, of **1061 Almy Street**, provisionally granted by the City Clerk on March 17, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0432)

APPLICATION, **Alder Brothers Construction**, to DISTURB THE SURFACE, of **Rockdale Avenue Plot 18/Lot 113 (Taco Bell)**, provisionally granted by the City Clerk on March 17, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0433)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **323 Tinkham Street**, provisionally granted by the City Clerk on March 17, 2021, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021. (#0434)

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on March 10, 2021, subject to ratification by the Mayor and City Council as follows:

Intersection of Maxfield and Purchase Street (#0435)

Pleasant Street, Austin Street – Weld Street Including Intersections (#0436)

8 Ward Street (#0437)

627 Tarkiln Hill Road (#0438)

403 – 405 West Clinton Street (#0439)

10 Harding Street (#0440)

22 Bullard Street (#0441)

48 Bourne Street (#0442)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021.

APPLICATIONS, **ABC Disposal Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on March 12, 2021, subject to ratification by the Mayor and City Council as follows:

35 Hollyhock Street (#0443)

21 Sycamore Street (#0444)

131 Rowe Street (#0445)

83 Park Street (#0446)

162 Davis Street (#0447)

26 Bismark Meadows Road (#0448)

670 County Street (#0449)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021.

APPLICATIONS, **Frade's Disposal Inc.**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on March 17, 2021, subject to ratification by the Mayor and City Council as follows:

118 Lepage Street (#0450)

390 Cedar Street (#0451)

118 Lepage Street (#0452)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021.

APPLICATIONS, **ABC Disposal Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on March 12, 2021, subject to ratification by the Mayor and City Council as follows:

162 Davis Street	(#0453)
14 Rural Street	(#0454)
135 Arnold Street	(#0455)
191 Arnold Street	(#0456)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 29, 2021.

Approved March 31, 2021.

On a motion, the Council then took a roll call of Yeas 11, Nays 0 to adjourn at 8:18pm

YEAS: Councillors Abreu, Baptiste, Dunn, Carney, Coelho, Giesta, Gomes, Lima, Lopes, Markey and Morad.

ATTEST:

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