

REGULAR MEETING  
Chambers of the City Council  
Thursday, August 16, 2018

CITY COUNCIL  
Municipal Building  
7:01 p.m.

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PRESENT: Council President Morad, Councillors Abreu, Dunn, Giesta, Gomes, Lima, Lopes, and Rebeiro.  
LATE: No One  
ABSENT: Councillors, Carney, Coelho and Markey.

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Council President Linda M. Morad called the meeting to order and presided.

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Prayer Led By: Reverend Kevin Harrington, St Francis of Assisi Parish

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

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COMMUNICATION, Councillor Markey, to Members of the City Council, informing that he will be absent for the City Council Meeting on Thursday, August 16, 2018, due to a previously scheduled business commitment.

Received and Placed on File. (#1332)

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COMMUNICATION, Councillor Markey, to Members of the City Council, informing that she will be absent for the City Council Meeting on Thursday, August 16, 2018, due to attending a family wedding out of state..

Received and Placed on File. (#1333)

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A HEARING, on NSTAR Electric Company d/b/a Eversource Energy for joint location of two (2) 4" Conduits and one (1) 45" x 45" x 36" Handhole in LOCUST STREET, West of County Street.

Hearing held.

Petition Placed on File. (#1334)

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AN ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1335)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, for a one year lease extension between the City of New Bedford and the Commonwealth of Massachusetts/DCAM on behalf of Bridgewater State University for the Bridgewater State University Aviation Science Flight Training Program at the Airport.

Received and Placed on File. (#1336)

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CITY OF NEW BEDFORD  
IN CITY COUNCIL  
AUGUST 16, 2018

ORDERED, that the Mayor is authorized to execute on behalf of the City of New Bedford a One Year Lease Extension between the City of New Bedford, acting through its Airport Commission and the Commonwealth of Massachusetts acting by and through the Commissioner of its Division of Capital Asset Management and Maintenance on behalf of Bridgewater State University. A copy of the One Year Lease Extension is attached hereto and made a part hereof.

Adopted.

Presented to the Mayor for approval August 20, 2018.

Adopted August 28, 2018. (#1337)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$15,000.00 from PLANNING, CHARGES & SERVICES to RECREATION AND PARKS, CHARGES & SERVICES.

Received and Placed on File. (#1338)

CITY OF NEW BEDFORD  
IN CITY COUNCIL  
AUGUST 16, 2018

ORDERED, that the sum of FIFTEEN THOUSAND DOLLARS (\$15,000.00) now standing to the credit of the account from PLANNING CHARGES AND SERVICES be and the same is hereby transferred and appropriated to as follows:

RECREATION AND PARKS CHARGES AND SERVICES.....\$15,000

To be certified and approved by the Department Head.

Adopted – Yeas 8, Nays 0.

Presented to the Mayor for approval August 20, 2018.

Approved August 20, 2018. (#1339)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a one year Waiver of Residency for ANA M. POEIRA, Administrative Coordinator with the Office of the City Solicitor, who currently lives in North Dartmouth, MA.

One – Year Waiver of Residency Granted – Yeas 8, Nays 0.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1340)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT for Jon Begin, 1228 Rodney French Boulevard, New Bedford, MA in the amount of \$648.56.

Abatement Granted.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1341)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of KATHLEEN P. TOWERS, New Bedford, MA to the GREATER NEW BEDFORD REGIONAL REFUSE MANAGEMENT DISTRICT, replacing Rosemary S. Tierney whose term has expired; this term will expire JUNE 2021.

Referred to the Committee on appointments and Briefings. (#1342)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of IAN TROMBLY, New Bedford, MA to the TRAFFIC COMMISSION, replacing Glen Grimes who resigned December 2017; this term will expire DECEMBER 2019.

Referred to the Committee on appointments and Briefings. (#1343)

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CITY OF NEW BEDFORD  
IN CITY COUNCIL  
JULY 19, 2018

AN ORDER APPROPRIATING \$100,000 FOR SCHEMATIC DESIGN/FEASIBILITY STUDIES AS REQUIRED BY THE MASSACHUSETTS SCHOOL BUILDING AUTHORITY WITH RESPECT TO THE PROPOSED ACCELERATED REPAIRS TO THE JOHN AVERY PARKER ELEMENTARY SCHOOL AND TRINITY DAY ACADEMY.

BE IT ORDERED, BY THE CITY COUNCIL OF THE CITY OF NEW BEDFORD AS FOLLOWS:

That the City appropriate the amount of One Hundred Thousand Dollars (\$100,000) for the purpose of paying costs of schematic design/feasibility studies for the proposed accelerated repairs consisting of a roof replacement project at the John Avery Parker Elementary School and a boiler replacement project at the Trinity Day Academy, including the payment of all costs incidental or related thereto (the "Projects"); which proposed repair projects will materially extend the useful life of the schools and preserve assets that otherwise are capable of supporting the required educational program, and for a portion of which the City has applied for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of the School Committee; that to meet this appropriation the Treasurer with the approval of the Mayor and the Committee on Finance is authorized to borrow such amount under M.G.L. Chapter 44, Chapter 70B, or pursuant to any other enabling authority; that the City acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the City incurs in excess of any grant that may be received from the MSBA shall be the sole responsibility of the City; provided further that any grant that City of New Bedford may

receive from the MSBA for the eligible portion of the Project shall not exceed the lesser of (1) eighty percent (80%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; and provided that the amount of borrowing authorized pursuant to this order shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the City and the MSBA.

Further, that the Treasurer is authorized to file an application with the Municipal Finance Oversight Board to qualify under Chapter 44A of the General Laws any or all the bonds and to provide such information and execute such documents as the Municipal Finance Oversight Board may require for these purposes.

Further, that any premium received by the City upon the sale of any bonds or notes hereunder, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to pay project costs and the amount authorized to be borrowed hereunder shall be reduced by the amount of any such premium so applied; and that the Mayor is authorized to take any other action necessary to carry out this project.

Passed to a Second Reading – July 19, 2018.

Adopted – Yeas 8, Nays 0.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1238)

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REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, Amending Chapter 10, Section 47 FINANCE; TAXATION; PROPERTY, Departmental Revolving Funds added to the new Dog Park Revolving Fund.

Recommendation Followed. (#1344)

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AN ORDINANCE, (Referred to the Committee on Ordinance – November 09, 2017; To be Passed to a Second Reading.)

Referred to the Committee on Ordinances – November 09, 2017.

Passed to a Second Reading. (#1909)

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REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, amending Chapter 10, Section 10-47 FINANCE; TAXATION; PROPERTY, Departmental Revolving Funds to add the new Golf Course Revolving Fund.

Recommendation Followed. (#1345)

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AN ORDINANCE, (Referred to the Committee on Ordinance – May 24, 2018; To be Passed to a Second Reading.)

Referred to the Committee on Finance – April 12, 2018.

Referred to the Committee on Ordinances – May 24, 2018.

Passed to a Second Reading. (#0515)

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REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, amending Chapter 10, Section 10-47 FINANCE; TAXATION; PROPERTY, Departmental Revolving Funds to add the new Rifle Range Revolving Fund.

Recommendation Followed. (#1346)

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AN ORDINANCE, (Referred to the Committee on Ordinance – May 24, 2018; To be Passed to a Second Reading.)

Referred to the Committee on Ordinances – May 24, 2018.

Passed to a Second Reading. (#0794)

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REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, Relative to Zoning Changes from Industrial B to Mixed Use Business of Certain Parcels in the City of New Bedford.

Recommendation Followed. (#1347)

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AN ORDINANCE,

Passed to a Second Reading. (#1348)

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REPORT, Committee on Ordinances, recommending to the City Council ADOPTION as AMENDED, an Ordinance Relative to Zoning for Marijuana Establishments and Medical Marijuana Treatment Centers.

Recommendation Followed. (#1349)

AN ORDINANCE,

Referred to the Committee on Ordinances and the Planning Board – June 14, 2018.

Passed to a Second Reading August 16, 2018. (#0993)

REPORT, Committee on Finance, recommending to the City Council APPROVAL of the AMENDED Total Expenditure of \$2,431,723.00 in CPA funds for seventeen (17) projects for the Community Preservation Act FY18 Project Funding.

Recommendation Followed. (#1350)

CITY OF NEW BEDFORD  
IN CITY COUNCIL  
AUGUST 16, 2018

ORDERED, that the following Community Preservation Act FY18 projects and funding amounts be approved:

<b>PROJECT</b>	<b>AMOUNT</b>
Acushnet Sawmill New Bedford Expansion & Community Garden (as amended)	\$202,500
Schooner Ernestina – Morrissey Rehabilitation	\$100,000
Veterans Transitional Housing Expansion (1060 Pleasant Street)	\$200,000
Seamen’s Bethel Continued Restoration	\$176,396
First Baptist community Theatre	\$275,500
Sgt. William H. Carney House Restoration	\$53,800
Rotch Jones Duff Restoration	\$75,000
305 – 307 Pleasant Street Foreclosure Restoration	\$105,000
Strand Theatre Restoration as Cape Verdean Cultural Center	\$50,000
Zeiterion Theatre Marquee Project	\$50,000
Jason Arnold Mansion Restoration	\$48,000
Hazelwood Park Rehabilitation	\$374,400
Abolition Row Park	\$125,000
Buttonwood Diamond 1 Field Lighting	\$244,000
Dias Field Rehabilitation	\$205,000
Brooklawn Basketball Court Upgrades	\$121,127
Buttonwood Brook Trail & Bridge Project	\$26,000
<b>TOTAL (17 Projects)</b>	<b>\$2,431,723,00</b>

Adopted – Yeas 8, Nays 0.

Presented to the Mayor for approval August 20, 2018.

Approved August 26, 2018. (#1351)

REPORT, Committee on Finance, recommending to the City Council ADOPTION of the ORDER, that in accordance with Massachusetts General Law, Chapter 44, Section 53E½ the revolving fund under the control of the Department of Facilities and Fleet Management known as the QUEST CENTER REVOLVING, whose revenues collected and amount limited to be spent estimated at \$57,359.00, is hereby authorized for FISCAL YEAR 2019.

Recommendation Followed. (#1352)

CITY OF NEW BEDFORD  
IN CITY COUNCIL  
CITY OF NEW BEDFORD

ORDERED, that in accordance with MGL Chapter 44, Section 53E ½, the revolving fund under the control of the Department of Facilities and Fleet Management, known as **QUEST CENTER REVOLVING** whose revenues collected and amount limited to be spent estimated at \$57,359, is hereby authorized for **FISCAL YEAR 2019**.

Referred to the Committee on Finance – June 14, 2018.

Adopted – Yeas 7, Nays 1. (Council President Morad OPPOSED.)

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#0959)

REPORT, Committee on Appointments and Briefings, recommending to the City Council APPROVAL of the APPLICATION, Victor DaRosa, d/b/a BBN AUTO SALES, LLC for a SPECIAL PERMIT, for Motor Vehicle Sales and Rentals at 1551 Purchase Street, New Bedford, MA 02740.

Recommendation Followed. (#1353)

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SPECIAL PERMIT, Victor DaRosa, d/b/a BBN AUTO SALES, LLC, 1551 Purchase Street, New Bedford, MA 02740, for Motor Vehicle Sales and Rentals.

Special Permit Granted.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1354)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of ANNA SURMA, New Bedford, MA, to the HISTORICAL COMMISSION; this term will expire June 2021.

Recommendation Followed. (#1355)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of ANNA SURMA, New Bedford, MA 02740, to the HISTORICAL COMMISSION; this term will expire June 2021. (Referred to the Committee on Appointments and Briefings – June 28, 2018.)

Referred to the Committee on Appointments and Briefings – June 28, 2018.

Appointment Confirmed. (#1117)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to refer to the Committee on Public Safety and Neighborhoods the WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings call an immediate Public Safety Summit to include a Representative of the Mayor's Office, Police Chief Cordeiro, Massachusetts Homeland Security Director, Bristol County Sheriff Hodgson, the Commanding Officer from the State Police Barracks in Dartmouth, a Representative of the Bristol County District Attorney's Office, and a Judge from Third District Court, to discuss measures, procedures and strategies to be utilized and implemented, such as stop and search, crime-free zones, and zero tolerance for crimes in our parks and playgrounds and that SRT Tactical Unit be on call and utilized anytime its needed, also that extra patrols and undercover units be placed in high crime neighborhood; and further, that a Public Awareness Campaign be put together to reach out to the neighborhoods and the citizens of this City for their assistance in fighting crime; furthermore, that this summit be held in executive session, due to the information that may be provided and also strategies that may already be in place that not only protect our Police Officers, Agencies but also the public.

Recommendation Followed. (#1356)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings call an immediate Public Safety Summit to include a Representative of the Mayor's Office, Police Chief Cordeiro, Massachusetts Homeland Security Director, Bristol County Sheriff Hodgson, the Commanding Officer from the State Police Barracks in Dartmouth, a Representative of the Bristol County District Attorney's Office, and a Judge from Third District Court, to discuss measures, procedures and strategies to be utilized and implemented, such as stop and search, crime-free zones, and zero tolerance for crimes in our parks and playgrounds and that SRT Tactical Unit be on call and utilized anytime its needed, also that extra patrols and undercover units be placed in high crime neighborhood; and further, that a Public Awareness Campaign be put together to reach out to the neighborhoods and the citizens of this City for their assistance in fighting crime; furthermore, that this summit be held in executive session, due to the information that may be provided and also strategies that may already be in place that not only protect our Police Officers, Agencies but also the public. (Referred to the Committee on Appointments and Briefings – July 20, 2017.)

Referred to the Committee on Appointments and Briefings – Yeas 10, Nays 0. – July 20, 2017.

Referred to the Committee on Public Safety and Neighborhoods. (#1232)

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REPORT, Committee on Finance, recommending to the City Council to take “**NO FURTHER ACTION**” on the WRITTEN MOTION, Councillor Morad, requesting, that the rental contract currently being negotiated with representatives of the Fort Taber Military Museum Association be presented to the Committee on Finance for review prior to being executed by the Administration; and further, that the Executive Board of the Fort Taber Military Museum Association, along with their legal representative be invited to the Committee on Finance to discuss the terms of the contact and the financial effect said contract will have on the future operation of the Military Museum.

Recommendation Followed. (#1357)

WRITTEN MOTION, Councillor Morad, requesting, that the rental contract currently being negotiated with representatives of the Fort Taber Military Museum Association be presented to the Committee on Finance for review prior to being executed by the Administration; and further, that the Executive Board of the Fort Taber Military Museum Association, along with their legal representative be invited to the Committee on Finance to discuss the terms of the contact and the financial effect said contract will have on the future operation of the Military Museum. (Referred to the Committee on Finance – June 8, 2017.)

Referred to the Administration and the Committee on Finance – Yeas 10, Nays 0 – June 08, 2017.

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED June 26, 2017.

NO FURTHER ACTION. (#0950)

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REPORT, Committee on Finance, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Lopes, requesting that the City erect seasonal park and beach signage that list the rules of the beaches and parks.

Recommendation Followed. (#1358)

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WRITTEN MOTION, Councillor Lopes, requesting that the City erect seasonal park and beach signage that list the rules of the beaches and parks. (Referred to the Committee on Finance – June 14, 2018.)

Referred to the Committee on Finance, Mayor Mitchell, the Director of Parks, Beaches & Recreation, CFO Sky, and the DFFM Commissioner – June 14, 2018.

Presented to the Mayor for approval June 18, 2018.

RETURNED UNSIGNED July 3, 2018.

NO FURTHER ACTION. (#1001)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **"NO FURTHER ACTION"** on the WRITTEN MOTION, Council President Lopes, requesting that the Director of Parks, Recreation and Beaches install signage at each of the City's parks and beaches that provides a narrative of the area as well as rules of the area.

Recommendation Followed. (#1359)

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WRITTEN MOTION, Council President Lopes, requesting that the Director of Parks, Recreation and Beaches install signage at each of the City's parks and beaches that provide a narrative of the area as well as rules of the area. (Referred to the Committee on Appointments and Briefings - December 14, 2017.)

Adopted – December 14, 2017.

Presented to the Mayor for approval December 18, 2017.

RETURNED UNSIGNED December 03, 2018.

NO FURTHER ACTION. (#2059)

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REPORT, Committee on Appointments and Briefings recommending to the City Council to take **"NO FURTHER ACTION"** on the WRITTEN MOTION, Councillors Lopes, Winterson, Bousquet, Council President Morad and Councillor Martins, requesting, that the City of New Bedford establish "Neat Streets" program for the disposal of cigarettes.

Recommendation Followed. (#1360)

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WRITTEN MOTION, Councillors Lopes, Winterson, Bousquet, Council President Morad and Councillor Martins, requesting that the City of New Bedford establish "Neat Streets" program for the disposal of cigarettes. (Referred to the Committee on Appointments and Briefings - September 08, 2016.)

Referred to the Committee on Appointments and Briefings and Health director Brenda Weis – September 08, 2016.

Presented to the Mayor for approval September 12, 2016.

RETURNED UNSIGNED October 3, 2016.

NO FURTHER ACTION. (#1613)

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REPORT, Committee on Appointments and Briefings, recommending to City Council to take **"NO FURTHER ACTION"** on the RELATED MOTION, Councillor Carney, requesting, that the Personnel Director, Sandy Vezina, meet with the Committee on Appointments and Briefings to inform the Committee Members of the City of New Bedford's hiring practices.

Recommendation Followed. (#1361)

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RELATED MOTION, Councillor Carney, requesting, that the Personnel Director Sandy Vezina meet with the Committee on Appointments and Briefings to inform the Committee Members of the City of New Bedford's hiring practice. (Referred to the Committee on Appointments and Briefings- October 27, 2016.)

Referred to the Committee on Appointments and Briefings (Councillor Oliveira OPPOSED.)

NO FURTHER ACTION. (#1921)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **"NO FURTHER ACTION"** on the WRITTEN MOTION, Councillor Coelho, requesting that Eversource Gas be invited to a meeting of the Committee on Appointments and Briefings, to brief the City Council regarding policy requirements on the placement of residential meters inside and outside residential buildings.

Recommendation Followed. (#1362)

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WRITTEN MOTION, Councillor Coelho, requesting that Eversource Gas be invited the Committee on Appointments and Briefings, to brief the City Council regarding the policy requirements on the placement of residential meters inside and outside residential buildings. (Referred to the Committee on Appointments and Briefings - March 09, 2017.)

Rule 42 Waived – Yeas 10, Nays 0.

Referred to the Committee on Appointments and Briefings – March 9, 2017.

NO FURTHER ACTION. (#0401)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **"NO FURTHER ACTION"** on the RELATED MOTION, Councillor Carney, requesting, that DFFM Commissioner Kenneth Blanchard appear before the Committee on Appointments and Briefings to discuss the new Janitorial fees implemented for Community and City run Organizations at public buildings.

Recommendation Followed. (#1363)

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RELATED MOTION, Councillor Carney, requesting, that DFFM Commissioner Kenneth Blanchard appear before the Committee on Appointments and Briefings to discuss the new Janitorial fees implemented for Community and City run Organizations at public buildings. (Referred to the Committee on Appointments and Briefings - January 12, 2017.)

Referred to the Committee on appointments and Briefings – January 12, 2017.

NO FURTHER ACTION. (#0033)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **"NO FURTHER ACTION"** on the COMMUNICATION, Councillor Lopes, submitting a letter from Ray L'Heureux, Treasurer Fort Taber Military Museum, regarding a Project Proposal for an archeological study with the potential lead to the location of the Fort's cannons.

Recommendation Followed. (#1364)

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COMMUNICATION, Councillor Lopes, submitting a letter from Ray L'Heureux, Treasurer, Fort Taber Military Museum, regarding a Project Proposal for an archeological study with the potential lead to the location of the Fort's cannons. (Referred to the Committee on Appointments and Briefings - November 24, 2015.)

Referred to the Committee on appointments and Briefings and the Fort Taber Military Museum's Treasurer Ray L'Heureux and Mary Rapoza, Director, Parks Recreation and Beaches be invited to said meeting - November 24, 2015.

NO FURTHER ACTION. (#2051)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take "**NO FURTHER ACTION**" on the WRITTEN MOTION, Councillors Rebeiro and Abreu, requesting that a Representative from DPI come before the Committee on Appointments and Briefings to discuss the City garbage cans and where they are located throughout the City and how often does DPI examine whether some should be moved based on neighborhood growth pattern.

Recommendation Followed. (#1365)

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WRITTEN MOTION, Councillors Rebeiro and Abreu, requesting, that a Representative from DPI come before the Committee on Appointments and Briefings to discuss the City garbage cans and where they are located throughout the City and how often does DPI examine whether some should be moved based on neighborhood growth pattern. (Referred to the Committee on Appointments and Briefings - November 22, 2016.)

Rule 42 Waived – Yeas 8, Nays 0. (Councillors Carney, Gomes and Oliveira not present for vote.)

Referred to the Committee on Appointments and Briefings – November 22, 2016.

NO FURTHER ACTION. (#2191)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take "**NO FURTHER ACTION**" on the WRITTEN MOTION, Councillors Gomes, Winterson and Carney, requesting that our local State and Federal Delegations look into amending the Americans with Disabilities and Fair Housing Acts, pertaining to the location of sober or group homes, which would give the Cities and Towns an appeal process to the location of such facilities, so that such a home is placed in an appropriate location; and further, that laws also be put into place to make sure that our City's neighborhoods are not saturated with such homes in residential and/or business-zoned area.

Recommendation Followed. (#1366)

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WRITTEN MOTION, Councillors Gomes, Winterson and Carney, requesting that our local State and Federal Delegations look into amending the American with Disabilities and Fair Housing Acts, pertaining to the location of sober or group homes, which would give Cities and Towns an appeals process to the location of such facilities, so that such a home is placed in an appropriate location; and further, that laws also be put in place to make sure that our City's neighborhoods are not saturated with such homes in residential and/or business-zoned areas. (Referred to the Committee on Appointments and Briefings - January 14, 2016.)

Adopted and Referred to the Committee on Appointments and Briefings.

Rule 40 Waived – Yeas 8, Nays 0. (Councillor Oliveira not present for vote.) – January 14, 2016.

NO FURTHER ACTION. (#0034)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take "**NO FURTHER ACTION**" on a WRITTEN MOTION, Councillors Rebeiro, Abreu, Morad and Carney, requesting that the Committee on Appointments and Briefings hold a meeting as soon as possible to discuss how the Harbor Master Plan, State regulation on designated port areas and Chapter 91 of the General Laws apply to 4 Wright Street in New Bedford as well as to other properties in the port area; and further, that a Representative from Coastal Management, Department of Environmental Protection/Waterways Division, the Harbor Development Commission, the Planning Department and Inspectional Services, as well as the owner of 4 Wright Street be invited to the meeting to provide information to the Committee with regard to this matter.

Recommendation Followed. (#1367)

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WRITTEN MOTION, Councillors Rebeiro, Abreu, Morad and Carney, requesting that the Committee on Appointments and Briefings hold a meeting as soon as possible to discuss how the Harbor Master Plan, State regulations on the designated port areas and Chapter 91 of the General Laws apply to 4 Wright Street in New Bedford as well as to other properties in the port area; and further, that a Representative from Coastal Zone Management, Department of Environmental Protection/Waterways Division, the Harbor development Commission, the Planning Department and Inspectional Services, as well as the owner of 4 Wright Street be invited to the meeting to provide information to the Committee with regard to this matter. (Referred to the Committee on Appointments and Briefings -September 28, 2017.)

Referred to the Committee on Appointments and Briefings September 28, 2017.

NO FURTHER ACTION. (#1672)



REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Rebeiro, requesting that the Committee on Appointments and Briefings invite Edward Anthes-Washburn, HDC Executive Director, to update the Community on the expansion of the New Bedford Waterfront, the new refrigeration project, recreational boating and the Harbor Master Plan.

Recommendation Followed. (#1368)

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WRITTEN MOTION, Councillor Rebeiro, requesting that the Committee on Appointments and Briefings invite Edward Anthes-Washburn, HDC Executive Director, to update the Community on the expansion of the New Bedford Waterfront, the new refrigeration project, recreational boating and the Harbor Master Plan. (Referred to the Committee on Appointments and Briefings – February 23, 2017.)

Rule 42 Waived – Yeas 9, Nays 0. (Councillor Winterson not present for vote.)

Referred to the Committee on Appointments and Briefings – February 23, 2017.

NO FURTHER ACTION. (#0320)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **"NO FURTHER ACTION"** on a WRITTEN MOTION, Councillors Rebeiro, Carney, Abreu, Council President Lopes, Councillors Winterson, Gomes, Morad, Coelho and Martins, on behalf of the fishermen and businesses affected by the abrupt closing of Sector IX in the New Bedford's water that prohibit our participation in ground fishing until April 2018, requesting that a letter be sent to NOAA Regional Administrator John Bullard and our Federal Delegation, asking for an immediate reversal as this has had and will continue to place a devastating toll on over 300 fisherman and several local businesses associated with the this industry; and further, the Committee on Appointments and Briefings invite those affected including fishermen, business owners and Attorney Andrew Saunders to a meeting to explain how this will affect the entire City.

Recommendation Followed. (#1369)

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WRITTEN MOTION, Councillors Rebeiro, Carney, Abreu, Council President Lopes, Councillors Winterson, Gomes, Morad, Coelho and Martins, on behalf of the fishermen and businesses affected by the abrupt closing of Sector IX in the New Bedford's water that prohibit our participation in ground fishing until April 2018, requesting that a letter be sent to NOAA Regional Administrator John Bullard and our Federal Delegation, asking for an immediate reversal as this has had and will continue to place a devastating toll on over 300 fisherman and several local businesses associated with the this industry; and further, the Committee on Appointments and Briefings invite those affected including fishermen, business owners and Attorney Andrew Saunders to a meeting to explain how this will affect the entire City. (Referred to the Committee on Appointments and Briefings - December 14, 2017.)

Adopted – December 14, 2017.

NO FURTHER ACTION. (#2063)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors Morad and Gomes, requesting, that a representative of the Administration appear before the Committee on Appointments and Briefings to discuss the rational being utilized to determine when charges and fees being assessed to some non-profit groups across the City can be waived, yet other groups are required to pay said charges and fees.

Recommendation Followed. (#1370)

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WRITTEN MOTION, Councillors Morad and Gomes, requesting, that a representative of the Administration appear before the Committee on Appointments and Briefings to discuss the rational being utilized to determine when charges and fees being assessed to some non-profit groups across the City can be waived, yet other groups are required to pay said charges and fees.

Referred to the Administration and the Committee on Appointments and Briefings – June 08, 2017.

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED June 26, 2017.

NO FURTHER ACTION. (#0949)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors Morad and Gomes, again requesting, that a representative of the Administration appear before the Committee on Appointments and Briefings to discuss charges and fees being assessed to various non-profit groups across the City who are utilizing City buildings, parks and streets to host free family related activities, festivals and events; said fees are prohibiting organizations from continuing these events and diminishing the quality of life of the residents and taxpayers of the City of New Bedford who have enjoyed these activities, festivals and events for so many years.

Recommendation Followed. (#1371)

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WRITTEN MOTION, Councillors Morad and Gomes, again requesting, that a representative of the Administration appear before the Committee on Appointments and Briefings to discuss charges and fees being assessed to various non-profit groups across the City who are utilizing City buildings, parks and streets to host free family related activities, festivals and events; said fees are prohibiting organizations from continuing these events and diminishing the quality of life of the residents and taxpayers of the City of New Bedford who have enjoyed these activities, festivals and events for so many years. (Referred to the Committee on Appointments and Briefings – June 8, 2017.)

Referred to the Administration and the Committee on Appointments and Briefings – June 08, 2017.

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED June 26, 2017.

NO FURTHER ACTION. (#0948)

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REPORT, Committee on Appointments and 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 Commissioner of the Department of Public Infrastructure, Zeb Arruda and a Representative of the Administration to break down to the Committee how much road and street work will be done with the One Million Dollar Capital Improvement Program for street repairs; and further, brief the Committee Members on the City’s policies and procedures for Utility Companies doing work on the streets in New Bedford.

Recommendation Followed. (#1372)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with the Commissioner of the Department of Public Infrastructure, Zeb Arruda and a Representative of the Administration to break down to the Committee how much road and street work will be done with the One Million Dollar Capital Improvement Program for street repairs; and further, brief the Committee Members on the City’s policies and procedures for Utility Companies doing work on the streets in New Bedford. (Referred to the Committee on Appointments and Briefings – February 23, 2017.)

Referred to the Committee on Appointments and Briefings – February 23, 2017.

NO FURTHER ACTION. (#0229)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors Carney, Rebeiro and Abreu, requesting that Michele Paul, Director of Environmental Stewardship, Gerard Martins and Ellie Donovan, Representatives from Massachusetts Department of Environmental Protection; Cole Worthy, from Haley & Aldrich Consultant for CBS Operations; Jeff Groy, Senior Vice-President CBS Operations; Buddy Andrade, Executive Director of Olde Bedford Village and Donald Gomes, spokesman for resident abutters, appear before the Committee on Appointments and Briefings to inform the City Council of the draft closure plan for the Morse Cutting Tool site located at 163 Pleasant Street, and what measures are being taken thus far by CBS Operations to remediate this site.

Recommendation Followed. (#1373)

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WRITTEN MOTION, Councillors Carney, Rebeiro and Abreu, requesting that Michele Paul, Director of Environmental Stewardship, Gerard Martins and Ellie Donovan, Representatives from Massachusetts Department of Environmental Protection; Cole Worthy, from Haley & Aldrich Consultant for CBS Operations; Jeff Groy, Senior Vice-President CBS Operations; Buddy Andrade, Executive Director of Olde Bedford Village and Donald Gomes, spokesman for resident abutters, appear before the Committee on Appointments and Briefings to inform the City Council of the draft closure plan for the Morse Cutting Tool site located at 163 Pleasant Street, and what measures are being taken thus far by CBS Operations to remediate this site. (Referred to the Committee on Appointments and Briefings – November 10, 2016.)

Referred to the Committee on Appointments and Briefings – November 10, 2016.

NO FURTHER ACTION. (#2051)

REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors Gomes, Bousquet, Abreu, Carney, Coelho, Lopes, Martins, Council President Morad, Councillors Oliveira and Rebeiro, requesting, once again that the Administration reconsider and halt all charges that are being considered and already implemented to nonprofit Organizations across the City; and further requesting, that the Administration and Parks, Recreation and Beaches, Director Rapoza appear before the Committee on Appointments and Briefings to discuss this matter; this is the second request being made on behalf of Organizations across the City that give back so much through tourism, scholarships, economic stimulants and more; these charges are devastating to them and possibly could put these nonprofit Organizations into a hardship or close the books on their contributions to the City and cultural activities that have been happening for decades.

Recommendation Followed. (#1374)

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WRITTEN MOTION, Councillors Gomes, Bousquet, Abreu, Carney, Coelho, Lopes, Martins, Council President Morad, Councillors Oliveira and Rebeiro, requesting, once again that the Administration reconsider and halt all charges that are being considered and already implemented to nonprofit Organizations across the City; and further requesting, that the Administration and Parks, Recreation and Beaches, Director Rapoza appear before the Committee on Appointments and Briefings to discuss this matter; this is the second request being made on behalf of Organizations across the City that give back so much through tourism, scholarships, economic stimulants and more; these charges are devastating to them and possibly could put these nonprofit Organizations into a hardship or close the books on their contributions to the City and cultural activities that have been happening for decades. (Referred to the Committee on Appointments and Briefings – October 27, 2016.)

Referred to the Committee on Appointments and Briefings, and the that Park Commissioner Boswell be invited to said meeting – Yeas 9, Nays 0. (Councillor Carney not present for vote.) – October 27, 2016.

NO FURTHER ACTION. (#1940)

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REPORT, Committee on Appointments and 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 Massachusetts Department of Transportation for the purposes of discussing installing lighting fixtures on the outside and inside structure of the New Bedford/Fairhaven Bridge, the purpose of this request is so that the City can illuminate the bridge in whatever color suitable on a daily basis, along with holidays and special events, this will give the bridge and the City a beautiful look for air-traffic and vehicular traffic entering and exiting the City; and further, this will also enhance the skyline look of the harbor for the fishing fleet.

Recommendation Followed. (#1375)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with the Massachusetts Department of Transportation for the purposes of discussing installing lighting fixtures on the outside and inside structure of the New Bedford/Fairhaven Bridge, the purpose of this request is so that the City can illuminate the bridge in whatever color suitable on a daily basis, along with holidays and special events, this will give the bridge and the City a beautiful look for air-traffic and vehicular traffic entering and exiting the City; and further, this will also enhance the skyline look of the harbor for the fishing fleet. (Referred to the Committee on Appointments and Briefings – August 18, 2016.)

Referred to the Committee on Appointments and Briefings and the Massachusetts Department of Transportation – Yeas 7, Nays 1. (Council President Morad OPPOSED.) – August 18, 2016.

NO FURTHER ACTION. (#1425)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Martins, requesting, that Attorney Richard Manning, 167 William Street, who represents Empire Loan, be invited to the Committee on Appointments and Briefings, to address concerns with the regulatory provisions related to pawnbrokers recently adopted by the City Council in 2013; and further; requesting, that Empire Loan be given the opportunity to address their concerns with the Council and provide additional information which, hopefully, will result in the recommendation of some changes.

Recommendation Followed. (#1376)

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WRITTEN MOTION, Councillor Martins, requesting, that Attorney Richard Manning, 167 William Street, who represents Empire Loan, be invited to the Committee on Appointments and Briefings, to address concerns with the regulatory provisions related to pawnbrokers recently adopted by the City Council in 2013; and further; requesting, that Empire Loan be given the opportunity to address their concerns with the Council and provide additional information which, hopefully, will result in the recommendation of some changes. (Referred to the Committee on Appointments and Briefings – April 14, 2016.)

Referred to the Committee on Appointments and Briefings – April 14, 2016.

NO FURTHER ACTION.

(#0552)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council to take “**NO FURTHER ACTION**” on the WRITTEN MOTION, Councillors Morad and Gomes, once again, requesting that the listing of events fees that was presented to the Council several months ago, be updated as was requested by the Council, to remove the events associated with the Administration, the Council had requested this update in an attempt to determine the true costs associated with the various non-profit groups who are utilizing City buildings, parks and streets; and further, this request now requests that the updated list be returned to the Chairperson of the Committee on Appointments and Briefings within 7 days of this motion being adopted by the Council and a COMMUNICATION, Councillor Morad, submitting a listing of the City of New Bedford’s Event Rentals and Services and a listing of fees charged to non-profit and for profit Organizations that hold a Special Event in the City of New Bedford. (To be Referred to the Committee on Appointments and Briefings.)

Recommendation Followed.

(#1377)

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WRITTEN MOTION, Councillors Morad and Gomes, once again, requesting that the listing of events fees that was presented to the Council several months ago, be updated as was requested by the Council, to remove the events associated with the Administration, the Council had requested this update in an attempt to determine the true costs associated with the various non-profit groups who are utilizing City buildings, parks and streets; and further, this request now requests that the updated list be returned to the Chairperson of the Committee on Appointments and Briefings within 7 days of this motion being adopted by the Council. (Referred to the Administration and the Committee on Appointments and Briefings – June 8, 2017.)

Adopted – Yeas 11, Nays 0.

Rule 40 Waived – Yeas 11, Nays 0 – June 08, 2017.

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED June 26, 2017.

(#0947)

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COMMUNICATION, Councillor Morad, submitting a listing of the City of New Bedford’s Event Rentals and Services and a listing of fees charged to non-profit and for profit Organizations that hold a Special Event in the City of New Bedford. (Referred to the Committee on Appointments and Briefings – June 22, 2017.)

Referred to the Committee on Appointments and Briefings – June 22, 2017.

NO FURTHER ACTION.

(#1077)

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WRITTEN MOTION, Councillor Rebeiro, requesting that the Director of Parks, Recreation and Beaches, Mary Rapoza update the Committee on Public Safety and Neighborhoods on the summer lunch program in the parks and the impact it is having on the City. (To be Referred to the Committee on Public Safety and Neighborhoods.)

Referred to the Committee on Public Safety and Neighborhoods.

(#1378)

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WRITTEN MOTION, Councillor Rebeiro, requesting that the Committee on Public Safety and Neighborhoods invite the Shannon Grant Team to update the Committee Members on their plans to connect with young people in the City to increase engagement and public safety. (To be Referred to the Committee on Public Safety and Neighborhoods.)

Referred to the Committee on Public Safety and Neighborhoods.

(#1379)

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WRITTEN MOTION, Councillor Rebeiro, requesting, that the Committee on Fisheries meet to determine how the City can begin issuing Aquaculture Licenses pursuant to M.G.L. Chapter 130, Section 57, for approved areas; and further, that Mayor Mitchell be asked to submit to the Committee on Fisheries a draft of the aquaculture licensing Ordinance proposal that his Administration has been working on for the Committee’s consideration and possible adoption.

Referred to the Committee on Fisheries.

(#1380)

WRITTEN MOTION, Councillors Rebeiro, Giesta, Lima and Carney, requesting, that the Committee on Public Safety and Neighborhoods review the “no grilling” rule currently enforced in all City parks; and further, that the Park Board and any organization or concerned Citizens be invited to attend said meeting. (To be Referred to the Committee on Public Safety and Neighborhoods.)

Referred to the Committee on Public Safety and Neighborhoods. (#1381)

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WRITTEN MOTION, Councillor Giesta, requesting, on behalf of Mr. Bruno Frustazi, that Plot 100/Lot 108 (NS Davis Street), be Rezoned from Mixed-Use Business to Industrial “B”, in its entirety. (To be Referred to the Committee on Ordinances and the Planning Board.)

Referred to the Committee on Ordinances and the Planning Board. (#1382)

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WRITTEN MOTION, Councillors Lopes and Abreu, requesting, that the Special Committee on Licensing and Zoning for Cannabis begin drafting the Ordinance that will establish the procedures for the issuing and reissuing of Recreational Cannabis in the City of New Bedford. (To be Referred to the Special Committee on Licensing and Zoning for Cannabis.)

Referred to the Special Committee on Licensing and Zoning for Cannabis. (#1383)

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WRITTEN MOTION, Councillor Lopes, requesting, that the Traffic Commission look at removing the existing Two-Way Stop Signs on the corner of Sidney Street and Hemlock Street and install a Four-Way Stop Sign at said intersection. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission. (#1384)

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WRITTEN MOTION, Councillors Rebeiro, Dunn, Abreu and Lopes, asking, that the Committee on Public Safety and Neighborhoods request that a representative from the Mayor’s Office, a representative from the City Solicitor’s Office and Attorney Jonathan M. Silverstein, KP Law, be invited to a committee meeting to discuss the possibility of the City of New Bedford joining the 100 other Cities cross the Commonwealth in the lawsuit seeking civil damages from pharmaceutical companies responsible for the wrongful distribution of opiates.

Referred to the Committee on Public Safety and Neighborhoods. (#1385)

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WRITTEN MOTION, Councillor Giesta, requesting that the Committee on Public Safety and Neighborhoods invite Police Chief Joseph Cordeiro, Executive Secretary to the Traffic Commission, Scott Downing and the Commissioner of Inspectional Services, Danny Romanowicz to a meeting to discuss the enforcement and effectiveness of the current Ordinance relative to heavy truck parking in residential zones under Chapter 23, Section 23-23 of the City Code.

Referred to the Committee on Public Safety and Neighborhoods. (#1386)

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WRITTEN MOTION, Councillor Coelho, requesting, that Will Gardner, Executive Director, Alma Del Mar Charter School be invited to attend a Committee on Appointments and Briefings meeting to update the members on his intent to expand classroom sizes and accept more students. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings. (#1387)

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WRITTEN MOTION, Councillors Lopes and Gomes, requesting, that the Traffic Commission approve the installation of two (2) "NO PARKING HERE TO CORNER" signs at the intersection of Transit Street and Rockdale Avenue and that the signs be placed on Transit Street. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission. (#1388)

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WRITTEN MOTION, Councillors Gomes and Lopes, requesting, that the following action be taken on behalf of the residents of Transit Street, between Frank Street and Rockdale Avenue, asking that the Department of Public Infrastructure install curbing in front of 78 Rockdale Avenue and that the Traffic Commission install a “NO PARKING FROM HERE TO CORNER” Sign at least one car space in front of said address, south to the corner of Transit Street and Rockdale Avenue; and further, that a “NO PARKING ANYTIME” Sign be installed on Transit Street west side on Pole 698-1 to the Southwest corner of Frank Street, this will assist ABC Disposal Services and emergency vehicles in making that corner and that the New Bedford Police Department and Traffic Commission parking attendants increase their patrols in this area, and issue citations to any parking violators within this area along Transit Street and Rockdale Avenue, these requests will make this area and intersections safer for motorists and the neighborhood; and further, that the New Bedford Police Department also take immediate action in regard to any public drinking or criminal activity in this area during the day and early evening hours.

Adopted.

Presented to the Mayor for approval August 28, 2018.

RETURNED UNSIGNED.

(#1389)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments in Briefings meet with Eversource officials, Riley Construction and the Commissioner of the Department of Public Infrastructure, Jamie Ponte, along with the resident of 43 Sherman Street, for the purpose of discussing an ongoing problem that was created by the Riley Construction crew at said location, said company broke a drain pipe and has refused to acknowledge this structural break that has left the resident of 43 Sherman Street with a flooded basement, damage and a continuous back up of a drainage pipe; and further, Riley Construction and Eversource have refused to acknowledge the problem, which up until this construction dig, had no problems at this home until this work was done.

TABLED.

(#1390)

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WRITTEN MOTION, Councillor Gomes, requesting, once more that a letter be sent to SRTA Bus Company relative to the implementation of the City Council proposed extended bus route to Fort Taber, the extended route is as follows; left on South Rodney French Boulevard from Brock Avenue, proceeding east to the entrance of Fort Taber; and further requesting, the installation of a Bus Stop sign at the entrance on the southwest corner of South Rodney French Boulevard and East Rodney French Boulevard, the bus then will proceed to make a U-turn heading west on South Rodney French Boulevard back to Brock Avenue, the bus company and the City have conducted a study and a trial has been done by SRTA, Traffic Commission Executive Secretary, Scott Downing and Department of Public Infrastructure Deputy Commissioner Manny Silva, which concluded that this could be done; and further, SRTA has refuse to acknowledge this Council’s request and that is the reason this is on the City Council Agenda once more asking SRTA to implement the request.

Referred to the SRTA requesting a written response within 14 days in receipt of this letter.

(#1391)

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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 Mayor Mitchell, Police Chief Cordeiro and the Committee on Public Safety and Neighborhoods.

Presented to the Mayor for approval August 20, 2018.

RETURNED UNSIGNED September 19, 2018.

(#1392)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods Chairman and the Committee on Public Safety and Neighborhoods challenge the Police Department to participate in the National Lip-Sync challenge that has swept America; including our Fire Department, EMS and Emergency Management and more importantly the youth and adults of the community; and further that the Public Safety & Neighborhoods Chair along with any member of the Committee and the Public Relations Officer for the New Bedford Police Department, Lt. Nathaniel Rodriguez, work together to see this becomes a reality and puts the City and New Bedford's Police Department and the Emergency Personnel in our community in the national spotlight and also the opportunity to show case our community as one; and further, that Cable Access assist in the filming and editing if the City takes the opportunity.

Referred to the Committee on Public Safety and Neighborhoods. (#1393)

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COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Henry N. Lee, 25 Sycamore Street, New Bedford, MA 02740 d/b/a LEE TRANSPORTATION CORP., 271 County Street, New Bedford, MA 02740**, hereby submitting a copy of the Application requesting a **RENEWAL of a PRIVATE LIVERY LICENSE**, under the provisions of Massachusetts General Laws, Chapter 159A, Section 1, and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation to carry passengers for hire over the streets of New Bedford. **(Current License expired June 08, 2018.)**

Referred to the Committee on Appointments and Briefings. (#1394)

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COMMUNICATION/DEMOLITION, Anne Louro, Preservation Planner, to City Council, re: BUILDING DEMOLITION REVIEW – PARTIAL DEMOLITION: 73-91 COVE STREET, (MAP 21, LOT 53) Loading Dock and Building Addition, a part of the conversion to a self-storage facility the property owner is proposing the demolition of two metal structures on the site, a loading dock structure attached o the east building and a one story metal addition at the rear of the east building; no other demolition work has been proposed at this time or reviewed by the Preservation Planner; the property is part of the 1893 Hathaway Mill Complex and the proposed demolitions do not adversely affect original mill buildings, and later additions are of no notable historic significance either recorded or found with the existing condition of the structures; and therefore, **“in light of these finding, the Preservation Planner has determined that the structures proposed for demolition are neither Historically Significant nor Preferably Preserved Structures, this determination is applicable to demolition of the loading dock and rear one story addition.”**

Partial Demolition Granted – Yeas 6, Nays 1. (Council President Morad OPPOSED.)

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1395)

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RELATED MOTION, Councillor Lopes, requesting that the Preservation Planner provide the City Council with the report for the Partial Demolition of 73 – 91 Cove Street, within 48 Hours.

Adopted. (#1396)

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COMMUNICATION, Manuel DeBrito, Board of Election Commissioners, to City Council, submitting the Election Warrant for the Tuesday, September 04, 2018, State Primary, the Warrant needs to be signed by the majority of the City Council and must be posted on the 7<sup>th</sup> day prior to the Election date as mandated by M.G.L. c43, §44A, a copy of this Warrant will be posted at each polling location.

Received and Placed on File. (#1397)

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COMMUNICATION, Community Preservation Committee, to City Council, submitting the CPA annual budget for Fiscal Year 2019 to appropriate and reserve from the Community Preservation Fund, annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses and Community Preservation projects in Fiscal Year 2019.

Approved as Presented – Yeas 7, Nays 0. (Councillor Abreu not present for vote.)

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1398)

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COMMUNICATION, Councillor Lopes, submitting a copy of a letter from SoCo Green LLC, requesting consideration for a Community Host Agreement with the City of New Bedford for a Marijuana Retailer License.

Referred to the Special Committee on Licensing and Zoning for Cannabis. (#1399)

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COMMUNICATION, Council President Morad, submitting a copy of a letter sent to Jay Ash, Secretary, Executive Office of Housing and Economic Development, in support of the City of New Bedford's application to the MassWorks Infrastructure Program, to move forward the second phase of the City's Union Street Improvement Project.

Received and Placed on File. (#1400)

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COMMUNICATION, Councillor Gomes, submitting information from Ericca and Justin Kennedy d/b/a Whisk & JANE LLC, regarding their startup recreational cannabis business and a possible Community Host Agreement with the City of New Bedford. (Copy all Councillors 07/27/2018.)

Referred to the Special Committee on Licensing the and Zoning for Cannabis. (#1401)

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COMMUNICATION, Councillor Gomes, submitting a draft entitled "Guidance on Host Community Agreements" and "Local Equity," from the Massachusetts Cannabis Control Commission. (Copy all Councillors 08/08/2018)

Referred to the Special Committee for the Licensing and Zoning for Cannabis. (#1402)

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COMMUNICATION, Council President Morad, submitting a copy of a letter sent to the Planning Board, in support of Case 18-36 – Planning Board Meeting Agenda of August 08, 2018, relative to NorthStar Learning Centers, Inc. and advising she will not be present due to a prior commitment.

Received and Placed on File. (#1403)

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COMMUNICATION, Council President Morad, submitting a copy of the fully executed Purchase and Sale Agreement for the new South End Public Safety Center, located at 890 Brock Avenue, New Bedford, MA. (Copy all Councillors via email on August 8, 2018; To be Received and Placed on File.)

Received and Placed on File. (#1404)

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COMMUNICATION, Council President Morad, submitting a letter from Janine Silva, Chair, Community Preservation Committee, requesting a reconsideration for the CPA Acushnet Sawmill Expansion Project, on behalf of the Buzzards Bay Coalition, Inc. (Copy all Councillors 08/10/2018.)

Received and Placed on File. (#1405)

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WRITTEN MOTION, Councillors Gomes and Carney, requesting, once more that the Committee on Appointments and Briefings meet with management of Kings Village, this request comes once again on behalf of the residents; and further, that once again the Board of Health and the Department of Inspectional Services inspect the housing complex for rodent complaints, bedbugs, mold and mildew and the maintenance procedures that have not been done in the buildings following up on inspections that were done early this year; and further, once more that letters be sent to our State Legislative Delegation, HUD and State Health inspectors about the conditions at the senior citizen complex.

TABLED – May 24, 2018.

Removed from the Table.

Referred to the Committee on Appointments and Briefings and that the Delegation from HUD be invited to said Committee meeting. (#0855)

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CITATION, Councillor Gomes, honoring, OFFICER JOSE PIMENTEL, in recognition of his 20 Year Commitment, Dedication, and Service to the Bristol County Correctional Department.

Adopted, to be presented at a later date. (#1406)

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WRITTEN MOTION, Council President Morad, requesting, that the following street(s) be CLOSED: ARAUJO COURT (a Cul-de-Sac), ON SATURDAY, AUGUST 04, 2018, AT 1:00 P.M. TO 4:00 P.M., for the purpose of A Block Party.

GRANTED PROVISIONALLY BY THE 2018 CITY COUNCIL PRESIDENT LINDA M. MORAD, ON MONDAY, JULY 23, 2018, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, AUGUST 16, 2018.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1407)

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WRITTEN MOTION, Councillor Dunn, requesting, that the following street(s) be CLOSED: BUCHANAN STREET, from Mt. Pleasant Street to Highland Street, ON THURSDAY, AUGUST 23, 2018, FROM 3:00 P.M. TO 8:00 P.M., for the purpose of the Mt. Pleasant Street Neighborhood Association Family Night.

Permission Granted.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1408)

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WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of the Gallery X, that the following street(s) be CLOSED: WILLIAM STREET, from Sixth Street to Eighth Street; ADD THE FOLLOWING STREET; EIGHTH STREET, from William Street to Union Street, ON SATURDAY, SEPTEMBER 15, 2018, FROM 10:00 A.M. TO 7:00 P.M., for the purpose of The William Street Neighborhood Festival.

Permission Granted.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1409)

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WRITTEN MOTION, Council President Morad, requesting, on behalf of Stanley Tree Service, Inc., that the following street(s) be CLOSED: PHILLIPS ROAD, from Hillcrest Road to Pinehill Drive; ON TUESDAY, AUGUST 21, 2018, FROM 8:30 A.M. TO 3:30 P.M., AND ON WEDNESDAY, AUGUST 22, 2018, FROM 8:30 A.M. TO 3:30 P.M., for the purpose of the removal of three trees.

Permission Granted.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1410)

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WRITTEN MOTION, Councillor Gomes, requesting on behalf of Mary D. Santos, 21 Columbia Street, that the Traffic Commission install a Handicap Parking sign in front of said address.

Referred to the Traffic Commission.

(#1411)

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PETITION/INDEMNITY AGREEMENT, GUYS & GALS SPORTWEAR, for Permission to Erect and Maintain a Projecting, Illuminated Sign at 1515 Acushnet Avenue, New Bedford, MA 02746. 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 August 20, 2018.

Approved August 28, 2018. (#1412)

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PETITION/INDEMNITY AGREEMENT, NEW BEDFORD PACK N SHIP, for Permission to Erect and Maintain a Internally, Illuminated Sign at 535 Ashley Boulevard, New Bedford, MA 02745. 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 August 20, 2018.

Approved August 28, 2018. (#1413)

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CONSTABLE BOND, TRENT MONTGOMERY RODERICK, New Bedford, MA 02746 in the amount of \$5,000.00 with the Tomlinson & O'Neil Insurance Agency, Inc.

Approved.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1414)

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COMMUNICATION, Councillors Lima and Abreu, submitting a copy of a letter sent to Scott Downing, Executive Secretary, Traffic Commission, requesting that a "NO PARKING HERE TO CORNER" Sign be installed at the intersection of Reed and Arnold Streets, due to the number of traffic accidents that have occurred at said location.

Referred to the Traffic Commission.

(#01415)

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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 Airport Commission for a meeting held on June 20, 2018, Board of Assessors for meetings held on July 13, and 20, 2018, Board of Park Commissioners for a meeting held on May 16, 2018, Licensing Board for a meeting held on June 25, 2018, Planning Board for a meeting held on June 13, 2018, and Zoning Board of Appeals for a meeting held on June 14, 2018.

Received and Placed on File. (0416)

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APPLICATION, **Farland Corp.**, for permission to maintain a STREET OBSTRUCTION at **Corner of South Sixth Street and School Street**, provisionally granted by the City Clerk on July 25, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval August 20, 2018.  
Approved August 28, 2018. (#1417)

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APPLICATION, **Dennis Arsenault**, for permission to maintain a STREET OBSTRUCTION at **172 William Street**, provisionally granted by the City Clerk on July 26, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval August 20, 2018.  
Approved August 28, 2018. (#1418)

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APPLICATION, **Dennis Arsenault**, for permission to maintain a STREET OBSTRUCTION at **117 Cottage Street**, provisionally granted by the City Clerk on August 9, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval August 20, 2018.  
Approved August 28, 2018. (#1419)

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APPLICATION, **Stanley Tree Service, Inc.**, for permission to maintain a STREET OBSTRUCTION at **47 Ridgewood Road**, provisionally granted by the City Clerk on August 16, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval August 20, 2018.  
Approved August 28, 2018. (#1420)

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APPLICATION, **Pod's of New England**, for permission to maintain a STREET OBSTRUCTION at **472 Brock Avenue**, provisionally granted by the City Clerk on August 16, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval August 20, 2018.  
Approved August 28, 2018. (#1421)

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APPLICATION, **Pod's of New England**, for permission to maintain a STREET OBSTRUCTION at **222 Tremont Street**, provisionally granted by the City Clerk on July 19, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval August 20, 2018.  
Approved August 28, 2018. (#1422)

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APPLICATION, **Silvia Stamped Concrete**, for permission to maintain a STREET OBSTRUCTION at **376 – 389 Brock Avenue**, provisionally granted by the City Clerk on July 20, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval August 20, 2018.  
Approved August 28, 2018. (#1423)

APPLICATION, **J.B. Lanagan & Company**, for permission to maintain a STREET OBSTRUCTION at **Theodore Rice Boulevard ns' 280 ft x Phillips Road**, provisionally granted by the City Clerk on July 25, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1424)

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APPLICATION, **Farland Corp.**, for permission to maintain a STREET OBSTRUCTION at **613 County Street Plot 58 Lot 44**, provisionally granted by the City Clerk on July 27, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1425)

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APPLICATION, **R.J. Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **Mt. Pleasant Street ns 85 North Downey Street**, provisionally granted by the City Clerk on July 27, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1426)

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APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **489 Summer Street**, provisionally granted by the City Clerk on August 2, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1427)

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APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **156 David Street**, provisionally granted by the City Clerk on August 2, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1428)

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APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **156 David Street**, provisionally granted by the City Clerk on August 2, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1429)

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APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION **23 Pricilla Street**, provisionally granted by the City Clerk on August 14, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1430)

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APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION **36 Atlantic Street**, provisionally granted by the City Clerk on August 16, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1431)

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APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION **71 Borden Street**, provisionally granted by the City Clerk on August 16, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1432)

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APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION **325 Church Street**, provisionally granted by the City Clerk on August 16, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1433)

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APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **222 Tremont Street**, provisionally granted by the City Clerk on July 19, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1434)

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APPLICATION, **Silva Stamped Concrete**, to DISTURB THE SURFACE, of **376 – 380 Brock Avenue**, provisionally granted by the City Clerk on July 20, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1435)

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APPLICATION, **Silva Stamped Concrete**, to DISTURB THE SURFACE, of **184 North Street**, provisionally granted by the City Clerk on July 20, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1436)

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APPLICATION, **J.B. Lanagan & Company**, to DISTURB THE SURFACE, of **Theodore Rice Boulevard ns' 280 ft wx Phillips Road**, provisionally granted by the City Clerk on July 25, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1437)

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APPLICATION, **Farland Corp.**, to DISTURB THE SURFACE, of **613 County Street Plot 58 Lot 44**, provisionally granted by the City Clerk on July 27, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1438)

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APPLICATION, **R.J. Canessa Excavating**, to DISTURB THE SURFACE, of **Mt. Pleasant Street ns 85 North Downey Street**, provisionally granted by the City Clerk on July 27, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1439)

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APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **489 Summer Street**, provisionally granted by the City Clerk on August 2, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1440)

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APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **156 David Street**, provisionally granted by the City Clerk on August 2, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1441)

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APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **23 Priscilla Street**, provisionally granted by the City Clerk on August 14, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1442)

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APPLICATION, **W.C. Smith & Son**, to DISTURB THE SURFACE, of **36 Atlantic Street**, provisionally granted by the City Clerk on August 16, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1443)

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APPLICATION, **W.C. Smith & Son**, to DISTURB THE SURFACE, of **71 Borden Street**, provisionally granted by the City Clerk on August 16, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1444)

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APPLICATION, **W.C. Smith & Son**, to DISTURB THE SURFACE, of **325 Church Street**, provisionally granted by the City Clerk on August 16, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1445)

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 24, 2018, subject to ratification by the Mayor and City Council as follows:

45 Myrtle Street

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1446)

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 26, 2018, subject to ratification by the Mayor and City Council as follows:

835 Brock Avenue

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018. (#1447)

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 01, 2018, subject to ratification by the Mayor and City Council as follows:

673 Brock Avenue

(#1448)

818 & 850 Church Street

(#1449)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018.

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 09, 2018, subject to ratification by the Mayor and City Council as follows:

954 Victoria Street	(#1450)
118 Adams Street	(#1451)
306 Nash Road	(#1452)
6 Rockdale Avenue	(#1453)
200-202 Rivet Street	(#1454)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018.

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APPLICATIONS, **ABC Disposal Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on August 14, 2018, subject to ratification by the Mayor and City Council as follows:

303 Maple Street	(#1455)
1 Johnny Cake Hill	(#1456)
93 Atlantic Avenue	(#1457)
93 Atlantic Avenue	(#1458)
2737 Acushnet Avenue	(#1459)
343 Acushnet Avenue	(#1460)
343 Acushnet Avenue	(#1461)
31 Grape Street	(#1462)
45 Kelton Street	(#1463)
121 Ash Street	(#1464)
60 Water Street	(#1465)
232 Ryan Street	(#1466)
54 Sunset Street	(#1467)
113 Oaklawn Street	(#1468)
226 Sawyer Street	(#1469)
116 Acushnet Avenue	(#1470)
19 Willard Street	(#1471)
80 Carrol Street	(#1472)
79 Arlington Street	(#1473)
608 Pleasant Street	(#1474)
608 Pleasant Street	(#1475)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 20, 2018.

Approved August 28, 2018.

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On a motion, the Council then adjourned at 8:14 p.m.

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ATTEST:

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

