

REGULAR MEETING
Chambers of the City Council
Thursday, June 08, 2017

CITY COUNCIL
Municipal Building
7:10 p.m.

PRESENT: Council President Lopes, Councillors Abreu, Bousquet, Dunn, Carney, Coelho, Gomes, Martins,
Morad, Oliveira, and Winterson.

LATE: Councillor Rebeiro 7:27 p.m.

ABSENT: No One

Council President Lopes called the meeting to order and presided.

Prayer Led By: Rabbi Raphael Kanter, Tifereth Israel Congregation.

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

HEARING, on NSTAR Electric Company d/b/a Eversource Energy for location of one (1) 4" Conduit, five (5)
4" Conduits and one (1) 45"x45"x36" Handhole in HAWTHORN STREET, East of Ash Street.

Hearing held.

Petition placed on file. (#0862)

AN ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0863)

HEARING, on NSTAR Electric Company d/b/a Eversource Energy for location of one (1) 4" Conduit and one
(1) 45"x45"x36" Handhole in LOCUST STREET, West of Summer Street.

Hearing held.

Petition placed on file. (#0864)

AN ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0865)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER in the amount of
\$100,000.00 to pay costs of a schematic design/feasibility study as required by the Massachusetts School Building
Authority with respect to the proposed accelerated repairs to the Elizabeth Brooks School.

Received and Placed on File. (#0866)

LOAN ORDER,

Passed to a Second Reading. (#0867)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that the City accept M.G.L.
c.40, §13E, which authorizes a Special Education Reserve Fund to pay for unanticipated or unbudgeted costs for special
education, out-of-district tuition or transportation.

Referred to the Committee on Finance. (#0868)

AN ORDER,

Referred to the Committee on Finance. (#0869)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a RESOLUTION authorizing the Mayor to apply for federal financial assistance from the United State of America and submitting the Final Fiscal Year 2017 Department of Planning, Housing and Community Development Action Plan.

Received and Placed on File.

Councillor Winterson voted on the prevailing side made a motion to RECONSIDER.

RECONSIDERATION Adopted – Yeas 8, Nays 2. (Councillors Carney and Morad OPPOSED.)

Received and Placed on File. (#0870)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 08, 2017

AUTHORIZING THE MAYOR TO APPLY FOR FEDERAL FINANCIAL ASSISTANCE FROM THE UNITED STATES OF AMERICA

WHEREAS, The City of New Bedford desires to continue its participation in Community Development Block Grant (CDBG) activities under the Housing and Community Development Act of 1974, as amended, the Emergency Solutions Grant (ESG) activities under the Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (HEARTH Act), as amended, and Home Investment Partnership (HOME) activities under Title II of the Cranston Gonzalez National Affordable Housing of 1990, as amended, and;

WHEREAS, the Housing and Community Development, McKinney-Vento and National Affordable Housing Acts, as amended, and the regulations promulgated there under, require a Resolution of the local Governing Body authorizing the Mayor to apply for and execute the federal entitlement grant as a condition of eligibility for Federal financial assistance; and

WHEREAS, the Mayor of the City of New Bedford must be authorized to submit information to the United States Department of Housing and Urban Development for Federal Financial assistance under said acts;

NOW THEREFORE, BE IT RESOLVED, by the New Bedford City Council as follows:

SECTION 1. The Mayor of the City of New Bedford is authorized to do all things necessary, and to execute any and all documents required for the timely application for Federal financial assistance under these Acts, as amended, and to provide any and all necessary documents which are required for the acceptance and use of CDBG, ESG and HOME funds.

SECTION 2. The Mayor of the City of New Bedford as Chief Executive Officer, is authorized and designated as an official representative for the City of New Bedford to act in all matters arising in connection with the application for funds, and in providing the United States of America or any of its subdivisions with any additional information as may be required.

SECTION 3. The Mayor of the City of New Bedford is authorized to assume the status of a responsible Federal Official under the National Environmental Policy Act of 1969, insofar as the provisions of that Act apply to Community Development Block Grants administered by the City of New Bedford, and receipt of Federal Financial assistance from the United States of America under the Housing and Community Development Act, as amended, and the City of New Bedford hereby accepts the jurisdiction of the Federal Courts for the purpose of enforcements of the Mayors responsibilities as such a responsible Federal Official of the provisions of the National Environmental Policy, Act of 1969

Motion was made to Adopt the Resolution FAILED – Yeas 5, Nays 5. (Councillors Abreu, Carney, Martins, Morad and Winterson OPPOSED; Councillor Rebeiro not present for vote.)

Councillor Winterson voted on the prevailing side made a motion to RECONSIDER.

RECONSIDERATION Adopted – Yeas 8, Nays 2. (Councillors Carney and Morad OPPOSED.)

Adopted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0871)

FINAL FISCAL YEAR 2017 DEPARTMENT OF PLANNING, HOUSING AND COMMUNITY DEVELOPMENT ACTION PLAN.

Received and Placed on File.

Councillor Winterson voted on the prevailing side made a motion to RECONSIDER.

RECONSIDERATION Adopted – Yeas 8, Nays 2. (Councillors Carney and Morad OPPOSED.)

Received and Placed on File – Yeas 7, Nays 4. (Councillors Carney, Martins, Morad and Rebeiro OPPOSED.)

(#0872)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a WAIVER OF RESIDENCY for KEVIN REBELO, Westport, MA as a Diesel Engine Repairman in the Department of Facilities and Fleet Management.

NO FURTHER ACTION.

(#0873)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a renewal of a ONE-YEAR WAIVER OF RESIDENCY for Board of Health Member DR. CRAIG LONGO, Dartmouth, MA; this waiver will be in effect until June 2018.

One-Year Waiver of Residency GRANTED - Yeas 11, Nays 0.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0874)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a renewal of a ONE-YEAR WAIVER OF RESIDENCY for CARL BIZARRO, Acushnet, MA as a LOCAL BUILDING INSPECTOR with the Department of Inspectional Services.

One - Year Waiver of Residency GRANTED and Rule 40 Waived - Yeas 11, Nays 0.

Presented to the Mayor for approval June 9, 2017.

Approved June 12, 2017. (#0875)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a WAIVER OF RESIDENCY for JODI GOODMAN, Providence, RI, as a LIBRARIAN-III/HEAD OF SPECIAL COLLECTIONS; Ms. Goodman has had this position since June 22, 2015.

One-Year Waiver of Residency GRANTED - Yeas 10, Nays 1. (Councillor Martins OPPOSED.)

Presented to the mayor for approval June 12, 2017.

Approved June 16, 2017. (#0876)

COMMUNICATION, Mayor Mitchell to City Council, submitting WAIVERS OF RESIDENCY for three (3) summer life guards: FAITH RICHARD, Acushnet, MA; CONNOR ROY, Acushnet, MA and PAIGA AVIZA, Acushnet, MA.

Waivers of Residencies GRANTED - Yeas 11, Nays 0.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0877)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$15,000.00 from INSPECTIONAL SERVICES, SALARIES & WAGES, to EMS, SALARIES & WAGES.

Received and Placed on File. (#0878)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 08, 2017

ORDERED, that the sum of **FIFTEEN THOUSAND DOLLARS (\$15,000)** now standing to the credit of the account from **INSPECTIONAL SERVICES SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

EMS SALARIES AND WAGES.....\$15,000

To be certified and approved by the Department Head.

Adopted - Yeas 11, Nays 0.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0879)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$12,000.00 from TRAFFIC, SALARIES & WAGES in the amount of \$6,000.00 and PARKS AND RECREATION, SALARIES & WAGES in the amount of \$6,000.00 to COMMUNITY SERVICES, SALARIES & WAGES.

Received and Placed on File. (#0880)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 08, 2017

ORDERED, that the sum of **TWELVE THOUSAND DOLLARS (\$12,000)** now standing to the credit of the account from **TRAFFIC SALARIES AND WAGES (\$6,000)** and **PARKS AND RECREATION SALARIES AND WAGES (\$6,000)** be and the same is hereby transferred and appropriated to as follows:

COMMUNITY SERVICES SALARIES AND WAGES\$12,000

To be certified and approved by the Department Head.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0881)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$5,000.00 from TOURISM, SALARIES & WAGES, to ELECTIONS, SALARIES & WAGES.

Received and Placed on File. (#0882)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 08, 2017

ORDERED, that the sum of **FIVE THOUSAND DOLLARS (\$5,000)** now standing to the credit of the account from **TOURISM SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

ELECTIONS SALARIES AND WAGES.....\$5,000

To be certified and approved by the Department Head.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0883)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$180,000.00 from FACILITIES & FLEET MANAGEMENT, SALARIES & WAGES, to FACILITIES & FLEET MANAGEMENT, SUPPLIES & MATERIALS.

Received and Placed on File. (#0884)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 08, 2017

ORDERED, that the sum of **ONE HUNDRED EIGHTY THOUSAND DOLLARS (\$180,000)** now standing to the credit of the account from **FACILITIES AND FLEET SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

FACILITIES AND FLEET SUPPLIES AND MATERIALS.....\$180,000

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0885)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$20,446.00 from TRAFFIC, CAPITAL OUTLAY to TRAFFIC, OTHER CHARGES.

Received and Placed on File. (#0886)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 08, 2017

ORDERED, that the sum of **TWENTY THOUSAND FOUR HUNDRED FORTY SIX DOLLARS (\$20,446)** now standing to the credit of the account from **TRAFFIC CAPITAL OUTLAY** be and the same is hereby transferred and appropriated to as follows:

TRAFFIC OTHER CHARGES.....\$20,446

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0887)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$4,206.00 from ENVIRONMENTAL STEWARDSHIP, CHARGES & SERVICES to ENVIRONMENTAL STEWARDSHIP, SALARIES & WAGES.

Received and Placed on File. (#0888)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 08, 2017

ORDERED, that the sum of **FOUR THOUSAND TWO HUNDRED SIX DOLLARS (\$4,206)** now standing to the credit of the account from **ENVIRONMENTAL STEWARDSHIP CHARGES AND SERVICES** be and the same is hereby transferred and appropriated to as follows:

ENVIRONMENTAL STEWARDSHIP SALARIES AND WAGES.....\$4,206

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0889)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$2,200.00 from TOURISM/MARKETING, SALARIES & WAGES, to TOURISM/MARKETING, CHARGES & SERVICES.

Received and Placed on File. (#0890)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 08, 2017

ORDERED, that the sum of **TWO THOUSAND TWO HUNDRED DOLLARS (\$2,200)** now standing to the credit of the account from **TOURISM/MARKETING SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

TOURISM/MARKETING CHARGES AND SERVICES.....\$2,200

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0891)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a TRANSFER of \$750.00 from COMMUNITY SERVICES, CHARGES & SERVICES, to COMMUNITY SERVICES, SUPPLIES & MATERIALS.

Received and Placed on File. (#0892)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 08, 2017

ORDERED, that the sum of **SEVEN HUNDRED FIFTY DOLLARS (\$750)** now standing to the credit of the account from **COMMUNITY SERVICES CHARGES AND SERVICES** be and the same is hereby transferred and appropriated to as follows:

COMMUNITY SERVICES SUPPLIES AND MATERIALS.....\$750

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0893)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Purchasing Department known as the **PURCHASING REVOLVING**, whose revenues collected and amount limited to be spent estimated at **\$200,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0894)

AN ORDER,

TABLED. (#0895)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund known as the **TANGIBLE SUPPLY DISPOSITION REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$25,000.00** is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0896)

AN ORDER,

TABLED. (#0897)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Tourism Department known as the **TOURISM REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$20,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0898)

AN ORDER,

TABLED. (#0899)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with MGL Chapter 44, Section 53E ½, the revolving fund under the control of the Library Department, known as **LIBRARY EQUIPMENT REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$20,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0900)

AN ORDER,

TABLED. (#0901)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the MIS Department known as the **SOUTHEASTERN REGIONAL POLICE REVOLVING**, whose revenues collected and amount limited to be spent estimated at **\$17,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0902)

AN ORDER,
TABLED. (#0903)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the School Department known as the **FOOD SERVICE CONCESSION**, whose revenues collected and amount limited to be spent estimated at **\$5,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0904)

AN ORDER,
TABLED. (#0905)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Fire Department known as the **COMMUNITY TRAINING FUND**, whose revenues collected and amount limited to be spent estimated at **\$5,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0906)

AN ORDER,
TABLED. (#0907)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with MGL Chapter 44, Section 53E ½, the revolving fund under the control of the Clerk of Committees Department, known as the **COUNCIL SPECIAL PERMIT REVOLVING**, whose revenues collected and amount limited to be spent estimated at **\$5,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0908)

AN ORDER,
TABLED. (#0909)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with MGL Chapter 44, Section 53E ½, the revolving fund under the control of the Community Services Department, known as **SENIOR TRAVEL AGENCY REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$120,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED (#0910)

AN ORDER,
TABLED. (#0911)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Community Services Department known as the **ADULT SOCIAL DAY PROGRAM REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$30,000.00** is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0912)

AN ORDER,
TABLED. (#0913)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with MGL Chapter 44, Section 53E ½, the revolving fund under the control of the Community Services Department, known as **SENIOR TRANSPORTATION FUND**, whose revenues collected and amount limited to be spent estimated at **\$12,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0914)

AN ORDER,
TABLED. (#0915)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with MGL Chapter 44, Section 53E ½, the revolving fund under the control of the Community Services Department, known as **SENIOR ACTIVITIES FUND**, whose revenues collected and amount limited to be spent estimated at **\$5,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0916)

AN ORDER,
TABLED (#0917)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Recreation and Parks Department known as **SUPPORTIVE RECREATION REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$79,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0918)

AN ORDER,
TABLED. (#0919)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Recreation and Parks Department known as the **FORT TABER REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$75,000.00** is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0920)

AN ORDER,
TABLED. (#0921)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Planning and Community Development Department known as the **ZONING BOARD OF APPEALS REVOLVING**, whose revenues collected and amount limited to be spent estimated at **\$40,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0922)

AN ORDER,
TABLED. (#0923)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN 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 **QUEST CENTER REVOLVING** whose revenues collected and amount limited to be spent estimated at **\$137,565.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0924)

AN ORDER,
TABLED. (#0925)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Inspectional Services Department known as the **VACANT BUILDING REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$477,965.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0926)

AN ORDER,
TABLED. (#0927)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Inspectional Services Department known as the **DEMOLITION REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$23,816.00** is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0928)

AN ORDER,
TABLED. (#0929)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Department of Public Infrastructure, known as **NEW BEDFORD RAILYARD & RAIL CROSSING REVOLVING FUND**, whose revenues collected and amount limited to be spent are estimated at **\$100,000.00**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0930)

AN ORDER,
TABLED. (#0931)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E½, the revolving fund under the control of the Department of Public Infrastructure known as the **NEW BEDFORD ENERGY NOW REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$21,256**, is hereby authorized for **FISCAL YEAR 2018**.

TABLED. (#0932)

AN ORDER,
TABLED. (#0933)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of NELSON MACEDO, New Bedford, MA as a CONSTABLE.

Received and Placed on File. (#0934)

APPLICATION, NELSON M. MACEDO, New Bedford, MA 02740, for APPOINTMENT as a CONSTABLE.
Confirmed. (#0935)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of RICKY NUNEZ, New Bedford, MA as a CONSTABLE.

Referred to the Committee on Appointments and Briefings. (#0936)

APPLICATION, RICKY NUNEZ, New Bedford, MA 02744, for APPOINTMENT as a CONSTABLE.

Referred to the Committee on Appointments and Briefings. (#0937)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of JUSTIN DION, East Taunton, MA as a SPECIAL POLICE OFFICER.

Received and Placed on File. (#0938)

APPLICATION, JUSTIN DION, East Taunton, MA 02718, for APPOINTMENT as a SPECIAL POLICE OFFICER.

Appointment made and confirmed. (#0939)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of SARAH MORRIS, MD, New Bedford, MA to the BOARD OF HEALTH, replacing Dr. Athena Xifaras, whose term has expired; this term will expire April 2020.

Recommendation Followed and Appointment Confirmed. (#0940)

REPORT, Committee on Appointments & Briefings, relative to the APPOINTMENT of LESLIE J. MAGALIOS, New Bedford, MA to the AIRPORT COMMISSION; this appointment **FAILED** in Committee.

NO FURTHER ACTION. (#0941)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take "NO FURTHER ACTION" on the WRITTEN MOTION, Councillor Gomes, requesting that Mr. Dennis Galvam or a Representative of NSTAR Electric Company d/b/a Eversource Energy, come before the Committee on Appointments and Briefings to explain to the Council and City Residents the high cost of delivery charges appearing on the electrical bills and their request to the State Regulators for a rate increase.

Recommendation Followed. (#0942)

WRITTEN MOTION, Councillor Gomes, requesting that Mr. Dennis Galvam or a Representative of NSTAR Electric Company d/b/a Eversource Energy, come before the Committee on Appointments and Briefings to explain to the Council and City Residents the high cost of delivery charges appearing on the electrical bills and their request to the State Regulators for a rate increase. (Referred to the Committee on Appointments and Briefings 03/09/2017)

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

NO FURTHER ACTION. (#0355)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take "NO FURTHER ACTION" on the WRITTEN MOTION, Councillors Abreu, Winterson, Gomes, Lopes, Council President Morad and Councillors Carney and Martins, requesting that Jean Fox, Project Manager of "SouthCoast Rail" for the Massachusetts Department of Transportation, and the "Rail to Boston" Coalition come before the Committee on Appointments and Briefings to discuss the recent updates of this project to both the Council and the Residents of New Bedford as it approaches its 30% permitting and design phase; and further, how this body can help further the advocacy of this project amongst both our State and Federal delegations.

Recommendation Followed. (#0943)

WRITTEN MOTION, Councillors Abreu, Winterson, Gomes, Lopes, Council President Morad and Councillors Carney and Martins, requesting that Jean Fox, Project Manager of "SouthCoast Rail" for the Massachusetts Department of Transportation, and the "Rail to Boston" Coalition come before the Committee on Appointments and Briefings to discuss the recent updates of this project with both the Council and the Residents of New Bedford as it approaches its 30% permitting and design phase; and further, how this body can help further the advocacy of this project amongst both our State and Federal delegations. (To be Referred to the Committee on Appointments & Briefings 04/28/2016.)

Referred to the Committee on Appointments and Briefings, Southcoast Rail Project Manager, Jean Fox and Paul Chasse, Chair of the "Rail to Boston" Committee – April 28, 2016.

NO FURTHER ACTION. (#0678)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take "NO FURTHER ACTION" on the WRITTEN MOTION, Councillor Gomes, requesting, on behalf of the Cape Verdean Recognition Day Parade Committee, that the City waive all cleanup costs associated with the Recognition weekend, including the streets and parks being utilized for the Recognition weekend; and further, that the Committee on Appointments and Briefings meet with all organizations sponsoring events in the City to discuss this waiver fee that has been implemented and how this current fee may possibly cause upcoming events to be cancelled in the City.

Recommendation Followed. (#0944)

WRITTEN MOTION, Councillor Gomes, and Councillor Carney, requesting, on behalf of the Cape Verdean Recognition Day Parade Committee, that the City waive all cleanup costs associated with the Recognition weekend, including the streets and parks being utilized for the Recognition weekend; and further, that the Committee on Appointments and Briefings meet with all organizations sponsoring events in the City to discuss this waiver fee that has been implemented and how this current fee may possibly cause upcoming events to be cancelled in the City. (Referred to the Committee on Appointments and Briefings 06/23/2016.)

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Mayor and the Committee on Appointments and Briefings.

Presented to the Mayor for approval June 27, 2016.

RETURNED UNSIGNED July 15, 2016.

NO FURTHER ACTION.

(#1237)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take “NO FURTHER ACTION” on the WRITTEN MOTION, Councillor Lopes, requesting, that the City establish a permitting application for the private delivery of Port-A-Johns onto City parks and recreational property.

Recommendation Followed,

(#0945)

WRITTEN MOTION, Councillor Lopes, requesting, that the City establish a permitting application for the private delivery of Port-A-Johns onto City parks and recreational property. (Referred to the Board of Parks Commissioners, Mary Rapoza, Director of Parks, Recreation and Beaches and the Committee on Appointments and Briefings 07/21/2016.)

Requesting, to the Board of Park Commissioners, Mary Rapoza, Director of Parks, Recreation and Beaches and the Committee on Appointments and Briefings.

Presented to the Mayor for approval June 25, 2016.

RETURNED UNSIGNED - August 29, 2016.

NO FURTHER ACTION.

(#1279)

CITY OF NEW BEDFORD
IN CITY COUNCIL
APRIL 12, 2017

LOAN ORDER/ BOND ORDER, TO AUTHORIZE THE BORROWING OF FUNDS PAY COSTS OF ENVIRONMENTAL CLEANUP AND REMEDIATION PROJECTS FOR THE PARKER STREET WASTE SITE, INCLUDING ASSESSMENT, PLANNING, DESIGN, PERMITTING, SETTLEMENT OR REMEDIATION PROJECTS COSTS AT THE NEW BEDFORD HIGH SCHOOL STREET LOTS, KEITH MIDDLE SCHOOL WETLAND, NEMASKET STREETS LOTS, CERTAIN ACQUIRED RESIDENTIAL PROPERTIES AND PRIVATE PROPERTIES AND THE COST OF THE EPA SETTLEMENT.

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

ORDERED, that \$6,499,000.00 is appropriated to pay costs of environmental cleanup and remediation projects for the Parker Street Waste site, including but not limited to environmental assessment, planning, design, permitting, or remediation project costs, and all other costs incidental or related thereto at the New Bedford High School mechanical room, Keith Middle School wetland, Nemasket Streets lots, certain acquired residential properties and private properties and for the cost of the Environmental Protection Agency settlement (“The Project”); that to meet this appropriation the Treasurer with the approval of the mayor and the Committee on Finance is authorized to borrow \$6,499,000 under Chapter 44 of the General Laws or any other enabling authority; that the amount authorized to be borrowed for this project by this order shall be reduced to the extent of the proceeds of any related environmental litigation received prior to the issuance of bonds or notes under this order; that the 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; provided, however, that the Chief Financial Officer shall approve the amount and timing of the borrowing for each of the three phases of the project.

FURTHER ORDERED: That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the “Commonwealth”) to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized by this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

Referred to the Committee on Finance – April 12, 2017.

Passed, to a Second Reading May 23, 2017.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval June 12, 2017.

Approved June 06, 2017.

(#0494)

WRITTEN MOTION, Councillors Abreu, Martins, Council President Lopes and Councillor Dunn, requesting that the City Council go on record in support of the Service Employees International Union (SEIU) Local 888 opposition to the Massachusetts Department of Transportation (MassDOT) privatization of staffing proposal of the New Bedford/Fairhaven Bridge, the New Bedford/Fairhaven Bridge conducts on average 5,000 bridge openings per year for roughly 90,000 vessels, and it is imperative that such operations continue to remain staffed by our locally-sourced and community-invested workforce. (To be Referred to MassDOT Secretary & CEO Stephanie Pollack, MassDOT District 5 Commissioner Mary-Joe Perry, Governor Charlie Baker, and our State and Federal Delegation.)

Adopted.

(#0946)

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. (To be Referred to the Administration and the Committee on Appointments and Briefings.)

Adopted – Yeas 11, Nays 0.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED – June 26, 2017.

(#0947)

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. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Administration and the Committee on Appointments and Briefings.

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED – June 26, 2017.

(#0948)

WRITTEN MOTION, Councillors Morad and Gomes, requesting, that a representative of the Administration appear before the Committee on Appointments and Briefings to discuss the rationale 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. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Administration and the Committee on Appointments and Briefings.

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED – June 26, 2017.

(#0949)

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 contract and the financial effect said contract will have on the future operation of the Military Museum. (To be Referred to the Administration and the Committee on Finance.)

Referred to the Administration and the Committee on Finance – Yeas 10, Nays 0. (Councillor Oliviera not present for vote.)

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED – June 26, 2017.

(#0950)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a RESOLUTION authorizing the Mayor to apply for federal financial assistance from the United State of America and submitting the Final Fiscal Year 2017 Department of Planning, Housing and Community Development Action Plan.

Received and Placed on File.

Councillor Winterson voted on the prevailing side made a motion to RECONSIDER.

RECONSIDERATION Adopted – Yeas 8, Nays 2. (Councillors Carney and Morad OPPOSED.)

Received and Placed on File. (#0870)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 08, 2017

AUTHORIZING THE MAYOR TO APPLY FOR FEDERAL FINANCIAL ASSISTANCE FROM THE UNITED STATES OF AMERICA

WHEREAS, The City of New Bedford desires to continue its participation in Community Development Block Grant (CDBG) activities under the Housing and Community Development Act of 1974, as amended, the Emergency Solutions Grant (ESG) activities under the Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (HEARTH Act), as amended, and Home Investment Partnership (HOME) activities under Title II of the Cranston Gonzalez National Affordable Housing of 1990, as amended, and;

WHEREAS, the Housing and Community Development, McKinney-Vento and National Affordable Housing Acts, as amended, and the regulations promulgated there under, require a Resolution of the local Governing Body authorizing the Mayor to apply for and execute the federal entitlement grant as a condition of eligibility for Federal financial assistance; and

WHEREAS, the Mayor of the City of New Bedford must be authorized to submit information to the United States Department of Housing and Urban Development for Federal Financial assistance under said acts;

NOW THEREFORE, BE IT RESOLVED, by the New Bedford City Council as follows

SECTION 1. The Mayor of the City of New Bedford is authorized to do all things necessary, and to execute any and all documents required for the timely application for Federal financial assistance under these Acts, as amended, and to provide any and all necessary documents which are required for the acceptance and use of CDBG, ESG and HOME funds.

SECTION 2. The Mayor of the City of New Bedford as Chief Executive Officer, is authorized and designated as an official representative for the City of New Bedford to act in all matters arising in connection with the application for funds, and in providing the United States of America or any of its subdivisions with any additional information as may be required.

SECTION 3. The Mayor of the City of New Bedford is authorized to assume the status of a responsible Federal Official under the National Environmental Policy Act of 1969, insofar as the provisions of that Act apply to Community Development Block Grants administered by the City of New Bedford, and receipt of Federal Financial assistance from the United States of America under the Housing and Community Development Act, as amended, and the City of New Bedford hereby accepts the jurisdiction of the Federal Courts for the purpose of enforcements of the Mayors responsibilities as such a responsible Federal Official of the provisions of the National Environmental Policy, Act of 1969

Motion was made to Adopt the Resolution FAILED – Yeas 5, Nays 5. (Councillors Abreu, Carney, Martins, Morad and Winterson OPPOSED; Councillor Rebeiro not present for vote.)

Councillor Winterson voted on the prevailing side made a motion to RECONSIDER.

RECONSIDERATION Adopted – Yeas 8, Nays 2. (Councillors Carney and Morad OPPOSED.)

Adopted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0871)

FINAL FISCAL YEAR 2017 DEPARTMENT OF PLANNING, HOUSING AND COMMUNITY DEVELOPMENT ACTION PLAN,

Received and Placed on File.

Councillor Winterson voted on the prevailing side made a motion to RECONSIDER.

RECONSIDERATION Adopted – Yeas 8, Nays 2. (Councillors Carney and Morad OPPOSED.)

Received and Placed on File – Yeas 7, Nays 4. (Councillors Carney, Martins, Morad and Rebeiro OPPOSED.)

(#0872)

WRITTEN MOTION, Councillor Gomes, requesting, that the Department of Public Infrastructure sweep and clean the streets and fill all potholes prior to the Cape Verdean Recognition Day Parade on SATURDAY, JULY 01, 2017, the Parade route is as follows: Proceed down UNION STREET, from ROCKDALE AVENUE to COUNTY STREET, left to SPRING STREET, right onto ACUSHNET AVENUE, right onto GRINNELL STREET, right onto PURCHASE STREET, ending at the reviewing stand located at the Cape Verdean-American Veterans Memorial Hall, 561 Purchase Street. (Copy of the Parade Permit enclosed.)

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED – June 26, 2017. (#0951)

WRITTEN MOTION, Councillors Abreu, Martins, Council President Lopes, Councillors Winterson and Coelho requesting that a Representative of the City Solicitor's Office come before the Special Committee on Licensing and Zoning for Cannabis to begin the collaborative dialogue and process of working on and establishing appropriate zoning parameters, the number of allowed licenses, the application process, and overall implementation of recreational cannabis dispensaries for the City of New Bedford which can come any time after April 1, 2018. (To be Referred to the Special Committee on Licensing and Zoning for Cannabis, Representative of the City Solicitor's Office and Legislative Counsel Gerwatowski.)

Adopted. (#0952)

WRITTEN MOTION, Councillors Abreu, Winterson and Council President Lopes, Councillors Oliveira and Carney, requesting, that the City Council send a letter of interest to ALDI, which is an international food market and grocery store chain, that currently has over 1,600 locations in 35 States throughout the United States and is currently engaged in aggressive national expansion efforts; and further, it should be noted that an ALDI location would be a welcome addition to the New Bedford community as it offers top-quality foods at affordable prices, in addition to compensating employees with industry-leading wages and benefits; furthermore, that the City Council would be interested in assisting the New Bedford Economic Development Council with the site selection process to help this investor find a suitable location which would provide a significant value to both the company and community. (To be Referred to the ALDI Corporate Office in Batavia, Illinois and the New Bedford Economic Development Council.)

Adopted. (#0953)

WRITTEN MOTION, Councillor Coelho, requesting, that the Police Department look into the possibility of increasing the installation and use of cameras throughout the City streets and neighborhoods, concentrating on the hot spots of high crime incidents. (To be Referred to the Police Chief, the Mayor and the Committee on Public Safety and Neighborhoods.)

Adopted.

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED – June 26, 2017. (#0954)

WRITTEN MOTION, Councillor Morad, requesting, that CFO Ari Sky provide the Committee on Finance the total financial obligation of the City of New Bedford for payment of utilities, to include "Gas, Electric, Water, Sewage etc." as detailed in the Zeiterion Theater contract, as well as any additional charges that were paid by the City of New Bedford, in addition to the \$210,000 Annual Contract Compensation, the request for this information should cover the period of FY 2014, 2015, 2016 and 2017 to date. (To be Referred to the Committee on Finance.)

Referred to the Committee on Finance. (#0955)

WRITTEN MOTION, Councillors Carney and Winterson, requesting, on behalf of the Buttonwood Neighborhood Association that their scheduled annual tree light be on the first Wednesday in December starting this year, 2017. (To be Referred to the Mayor's Office, DPI Commissioner Zeb Arruda and the Board of Park Commissioners.)

Adopted.

Presented to the Mayor for Approval June 12, 2017.

RETURNED UNSIGNED – June 26, 2017. (#0956)

WRITTEN MOTION, Councillors Carney and Winterson, requesting that the crosswalks at Brownell Avenue and Fuller Memorial Parkway and Rockdale Avenue and Court Street, which are the main entrances to Buttonwood Park, be colored in red; and further, that pedestrian crossing signs be installed, or orange poles be placed in the street. (To be Referred to the Traffic Commission and the Department of Public Infrastructure.)

Adopted.

Presented to the Mayor for Approval June 12, 2017.

RETURNED UNSIGNED – June 26, 2017. (#0957)

PETITION, **Kevin Sousa, 67 James H. Luther Drive, Taunton, MA 02780 d/b/a GAMES TO GOLD, 105 Nauset Street, New Bedford, MA 02746**, requesting that he be granted a Waiver of Residency in accordance with Section 15-18 of the City Code, to obtain a **LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES**.

Referred to the Committee on Appointments and Briefings. (#0958)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Edward Pacheco, 182 Hixville Road, Dartmouth, MA 02747 d/b/a PLACES TO GO, LLC, 1 Wamsutta 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 May 26, 2017.**)

Livery License Renewal Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0959)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Michael Souza d/b/a SOUZA TRANSPORTATION, 91 Clifford Street, New Bedford, MA 02745**, 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 May 26, 2017.**)

Livery License Renewal Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0960)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Henry Lee, 25 Sycamore Street, Apt 1, New Bedford, MA 02740 d/b/a LEE TRANSPORTATION, 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 March 10, 2017.**)

Livery License Renewal Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0961)

COMMUNICATION, Community Preservation Committee, to City Council, submitting the CPA annual budgets for Fiscal Years 2016, 2017 and 2018, to appropriate or reserve from the Community Preservation Fund annual revenue in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community preservation projects and other expenses in fiscal years 2016, 2017 and 2018 with each item to be considered a separate appropriation. (Copy all Councillors 06/02/2017.)

Referred to the Committee on Finance. (#0962)

COMMUNICATION, Councillor Morad, submitting a copy of an email from Mr. Lee Morse, President, MIKALIX Aviation Group, to Mayor Mitchell, regarding the safety concerns with narrowing of Runway 14/32. (To be Referred to the Special Committee on the Airport.)

Referred to the Special Committee on the Airport. (#0963)

COMMUNICATION, Councillor Morad, submitting a copy of an email from Mr. Greg Bongiorno, Captain – Safety Officer, C-FOQA Gatekeeper, CVS Health Flight Department, regarding the safety concerns with narrowing of Runway 14/32. (To be Referred to the Special Committee on the Airport.)

Referred to the Special Committee on the Airport. (#0964)

COMMUNICATION, Councillor Morad, submitting a copy of a letter from Mr. Scott Martin, Chief Operating Officer – Brahmin Leather Works, Inc. to Mayor Mitchell, regarding the safety concerns with narrowing of Runway 14/32. (To be Referred to the Special Committee on the Airport.)

Referred to the Special Committee on the Airport. (#0965)

COMMUNICATION, Councillor Morad, submitting a copy of a letter from Mr. John Wood, Jr., Concord, MA, regarding the safety concerns with narrowing of Runway 14/32. (To be Referred to the Special Committee on the Airport.)

Referred to the Special Committee on the Airport. (#0966)

COMMUNICATION, Councillor Morad, submitting a copy of an email from Mr. Elin-Mari Heggland, Chief Pilot CSL 340 Corp Inc., to Mayor Mitchell, regarding the safety concerns with narrowing of Runway 14/32. (To be Referred to the Special Committee on the Airport.)

Referred to the Special Committee on the Airport. (#0967)

COMMUNICATION, Councillor Morad, submitting a copy of a letter from Mr. Thomas F. Martin, Jr., Chief Pilot, Sea & Air Inc., regarding the safety concerns with narrowing of Runway 14/32. (To be Referred to the Special Committee on the Airport.)

Referred to the Special Committee on the Airport. (#0968)

COMMUNICATION, Councillor Morad, submitting a copy of a letter from Dustin Enge, Chief Pilot, Kalahari Management Company, LLC, regarding the safety concerns with narrowing of Runway 14/32. (To be Referred to the Special Committee on the Airport.)

Referred to the Special Committee on the Airport. (#0969)

COMMUNICATION, Councillor Morad, submitting a copy of a letter from Eli Mejia, Pilot, Challenger 605 regarding the safety concerns with narrowing of Runway 14/32. (To be Referred to the Special Committee on the Airport.)

Referred to the Special Committee on the Airport. (#0970)

COMMUNICATION, Councillor Dunn, submitting a copy of a letter sent to the Joint Committee on Marijuana Policy regarding the management of the sale of recreational marijuana in local communities. (To be Referred to the Committee on Licensing and Zoning for Cannabis.)

Referred to the Committee on Licensing and Zoning for Cannabis – FAILED – Yeas 5, Nays 5.

(Councillors Abreu, Gomes, Martins, Rebeiro and Winterson OPPOSED; Councillor Oliveira not present for vote.)

Received and Placed on File. (#0971)

CITATION, Councillors Coelho, Morad and Oliveira, honoring VIBRA HOSPITAL OF SOUTHEASTERN MASSACHUSETTS at the celebration of the Annual Health Expo.

Adopted, to be presented at a later date. (#0972)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of the Whaling Museum, that the following street(s) be CLOSED: JOHNNY CAKE HILL, from William Street to Union Street, ON SATURDAY, JULY 29, 2017, FROM 9:00 A.M., TO SUNDAY, JULY 30, 2017, AT 1:00 A.M., for the purpose of a Whaling Museum Gala. Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0973)

WRITTEN MOTION, Councillor Rebeiro, requesting, that the following street(s) be CLOSED: ACUSHNET AVENUE, from William Street to Union Street; BARKER'S LANE, from Acushnet Avenue to North Second Street; NORTH SECOND STREET, from William Street and Union Street AND PURCHASE STREET, from Spring Street to Union Street, ON THURSDAY, JULY 13, 2017, FROM 12:00 P.M.(NOON) TO 11:00 P.M., for the purpose of AHA! Night.

Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017.

(#0974)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: BROOKLAWN STREET, from Ashley Boulevard to Acushnet Avenue; ACUSHNET AVENUE, from Wood Street to Earle Street; EARLE STREET, from Acushnet Avenue to Madeira Avenue; MADEIRA AVENUE, from Earle Street to Tinkham Street, ON SUNDAY, AUGUST 06, 2017, FROM 10:00 A.M. TO 4:00 P.M., for the purpose of THE FEAST OF THE BLESSED SACRAMENT ANNUAL PARADE.

Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017.

(#0975)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: EARLE STREET, from Acushnet Avenue to Madeira Avenue, ON: THURSDAY, AUGUST 03, 2017, FROM: 5:00 P.M. TO 5:30 P.M., for the purpose of THE FEAST COMMITTEE TO MARCH FROM THE MADEIRA CLUB PARKING LOT TO THE IMMACULATE CONCEPTION CHURCH FOR BLESSING OF COMMITTEE MEMBERS PRIOR TO START OF FEAST.

Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017.

(#0976)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: EARLE STREET, from Madeira Avenue to Belleville Avenue for a distance of 300 feet, ON SUNDAY, AUGUST 06, 2017, FROM 10:00 A.M. TO 4:00 P.M., for the purpose of: PARKING OF LARGE TRAILER TRUCKS, WHICH WILL BE USED IN THE FEAST OF THE BLESSED SACRAMENT PARADE, AND WHICH ARE UNABLE TO MAKE THE TURN ONTO MADEIRA AVENUE. NOTE: REQUESTING THAT THE DPI PROVIDE STREET CLOSURE BARRELS. (NOTE: CLOSURE TO BE "USED AS NEEDED".)

Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017.

(#0977)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: EARLE STREET, from North Front Street to Belleville Avenue; MADEIRA AVENUE, from Davis Street to Tinkham Street; HATHAWAY STREET, from North Front Street to Funchal Place (Hope Street); FUNCHAL PLACE (Hope Street), from Hathaway Street to Nash Road and TINKHAM STREET, from Madeira Avenue to Funchal Place (Hope Street), ON THURSDAY, AUGUST 03, 2017, 8:00 A.M. THROUGH SUNDAY, AUGUST 06, 2017, MIDNIGHT, for the Purpose of: THE 103rd ANNUAL FEAST OF THE BLESSED SACRAMENT.

Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017.

(#0978)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: BELLEVILLE AVENUE (starting at Hathaway Street – near Sunshine Donuts) North to Wood Street; WOOD STREET, West from Belleville Avenue to Acushnet Avenue; ACUSHNET AVENUE, South to Brooklawn Street; BROOKLAWN STREET, West to Ashley Boulevard; ASHLEY BOULEVARD, South to Irvington Street; IRVINGTON STREET, East to Acushnet Avenue; ACUSHNET AVENUE, South to Earle Street; EARLE STREET, East to Madeira Avenue; MADEIRA AVENUE, North to Madeira Field, ON SATURDAY, AUGUST 05, 2017 – FROM 10:00 A.M. TO 1:00 P.M., NOTE: REQUESTING THAT THE DPI PROVIDE STREET CLOSURE BARRELS AND THAT THE DPI SWEEP THE STREETS NOTED ABOVE PRIOR TO THE ROAD RACE IN THE INTEREST OF THE RUNNERS’ SAFETY, for the Purpose of: FEAST OF THE BLESSED SACRAMENT ANNUAL ROAD RACE. NOTE: TO BE IMPLEMENTED WHERE, WHEN AND AS REQUIRED TO ENSURE THE PUBLIC’S SAFETY AND TO EXPEDITE THE EVENT.

Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0979)

WRITTEN MOTION, Councillor Rebeiro, requesting, that the following street(s) be CLOSED: PURCHASE STREET, from Union Street to School Street, SPRING STREET, from Pleasant Street to Acushnet Avenue; ACUSHNET AVENUE, from Union Street to Spring Street AND SECOND STREET, from Union Street to Elm Street, FROM 6:00 A.M. ON THURSDAY, JULY 06, 2017, THROUGH 11:00 P.M., MONDAY, JULY 10, 2017, AND PURCHASE STREET, from Union Street to William Street, FROM 6:00 A.M. ON FRIDAY, JULY 07, 2017, THROUGH 11:00 P.M., MONDAY, JULY 10, 2017 AND WILLIAM STREET, from Purchase Street to North Water Street; ACUSHNET AVENUE, from Union Street to Elm Street; SECOND STREET, from Union Street to Elm Street AND JOHNNY CAKE JILL, from William Street to Union Street, FROM 5:00 A.M. ON SATURDAY, JULY 08, 2017, THROUGH 11:00 P.M., SUNDAY, JULY 09, 2017, for the purpose of THE NEW BEDFORD FOLK FESTIVAL 2017. PLEASE NOTE: CLOSINGS ARE “AS NEEDED” AND INCLUDE AREAS FOR CRAFT BOOTHS.

Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0980)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of the Masonic Temple, that the following street(s) be CLOSED: COTTAGE STREET, from Mill Street to North Street, ON SATURDAY, JUNE 24, 2017, FROM 7:00 A.M. TO 7:00 P.M., for the purpose of an Annual Event.

Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0981)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Dagny Ashley, Director, Department of Marketing and Tourism, that the following street(s) be CLOSED: LOWER UNION STREET, from North Water Street to Front Street (With No Access from Route 18), ON TUESDAY, JULY 04, 2017, FROM 7:00 P.M. TO 10:00 P.M, for the purpose of an Independence Day Fireworks Display.

Permission Granted.

Presented to the Mayor for approval June 12, 2017.

Approved June 16, 2017. (#0982)

COMMUNICATION, Councillor Morad, submitting a copy of a letter from Mr. David S. Drake, Office Manager/Captain, ARC Real Estate Partners, LLC., to Mayor Mitchell, regarding the safety concerns with narrowing of Runway 14/32.

Referred to the Special Committee on the Airport.

(#0983)

MINUTES, Board of Assessors submitting, MINUTES of meetings held on May 11 and May 18, 2017.

Received and Placed on File.

(#0984)

APPLICATION, **Able Asphalt**, for permission to maintain a STREET OBSTRUCTION at **Beckett Street**, provisionally granted by the City Clerk on May 30, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#0985)

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APPLICATION, **RJ Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **27 Ashley Street**, provisionally granted by the City Clerk on May 31, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#0986)

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APPLICATION, **RJ Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **64 Foster Street**, provisionally granted by the City Clerk on May 31, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#0987)

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APPLICATION, **Reis Asphalt**, for permission to maintain a STREET OBSTRUCTION at **1027 Beverly Street**, provisionally granted by the City Clerk on June 01, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#0988)

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APPLICATION, **Farland Corp.**, for permission to maintain a STREET OBSTRUCTION at **625 County Street**, provisionally granted by the City Clerk on June 01, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#0989)

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APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **125 Parker Street**, provisionally granted by the City Clerk on June 07, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#0990)

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APPLICATION, **Able Asphalt, Inc.**, for permission to maintain a STREET OBSTRUCTION at **1465 Old Plainville Road**, provisionally granted by the City Clerk on June 07, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#0991)

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APPLICATION, **Able Asphalt, Inc.**, for permission to maintain a STREET OBSTRUCTION at **1485 Old Plainville Road**, provisionally granted by the City Clerk on June 07, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#0992)

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APPLICATION, **Morgado Company, Inc.**, for permission to maintain a STREET OBSTRUCTION at **38 – 40 Schofield Street**, provisionally granted by the City Clerk on June 07, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017. (#0993)

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APPLICATION, **Able Asphalt, Inc.**, to DISTURB THE SURFACE, of **Beckett Street**, provisionally granted by the City Clerk on May 30, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017. (#0994)

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APPLICATION, **RJ Canessa Excavating**, to DISTURB THE SURFACE, of **27 Ashley Street**, provisionally granted by the City Clerk on May 31, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017. (#0995)

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APPLICATION, **RJ Canessa Excavating**, to DISTURB THE SURFACE, of **64 Foster Street**, provisionally granted by the City Clerk on May 31, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017. (#0996)

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APPLICATION, **Reis Asphalt**, to DISTURB THE SURFACE, of **1027 Beverly Street**, provisionally granted by the City Clerk on June 01, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017. (#0997)

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APPLICATION, **Farland Corp.**, to DISTURB THE SURFACE, of **625 County Street**, provisionally granted by the City Clerk on June 01, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017. (#0998)

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APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **125 Parker Street**, provisionally granted by the City Clerk on June 07, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017. (#0999)

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APPLICATION, **Able Asphalt**, to DISTURB THE SURFACE, of **1465 Old Plainville Road**, provisionally granted by the City Clerk on June 07, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017. (#1000)

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APPLICATION, **Able Asphalt**, to DISTURB THE SURFACE, of **1485 Old Plainville Road**, provisionally granted by the City Clerk on June 07, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017. (#1001)

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APPLICATION, **Morgado Company Inc.**, to DISTURB THE SURFACE, of **38 – 40 Schofield Street**, provisionally granted by the City Clerk on June 07, 2017, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#1002)

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APPLICATION, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 24, 2017, subject to ratification by the Mayor and City Council as follows:

Intersection of Herman Melville Boulevard/Hervey Tichon Avenue

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#1003)

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 25, 2017, subject to ratification by the Mayor and City Council as follows:

22 Crapo Street

(#1004)

Intersection of Pleasant Street/Spring Street & 484 – 494 Pleasant Street on Spring Street side

(#1005)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on June 01, 2017, subject to ratification by the Mayor and City Council as follows:

2416 Acushnet Avenue

(#1006)

182 Church Street

(#1007)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on June 07, 2017, subject to ratification by the Mayor and City Council as follows:

Sherman Street from County Street to Bonney Street

(#1008)

Intersection of Acushnet Avenue and Walnut Street

(#1009)

Bonney Street from Rockland Street to Allen Street

(#1010)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

APPLICATION, **NSTAR Electric Company d/b/a Eversource Energy**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on June 01, 2017, subject to ratification by the Mayor and City Council as follows:

Coggeshall Street, Opposite Howard Street

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 12, 20~~17~~.

Approved June 16, 2017.

(#1011)

IT WAS VOTED, on a motion made and duly seconded, Yeas 11, Nays 0, to waive Rule 42 in order to take up the late file items.

WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods 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 and a Representative of the Bristol County District Attorney's Office 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.

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Committee on Public Safety and Neighborhoods – Yeas 10, Nays 0. (Councillor Oliviera not present for vote.) (#1012)

RELATED MOTION, Councillor Coelho requesting that Police Chief Cordeiro institute foot payrolls during the next several months in those neighborhoods known for higher crime

Rule 42 Waived – Yeas 11, Nays 0.

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

Presented to the Mayor for approval June 12, 2017.

RETURNED UNSIGNED – June 26, 2017. (#1013)

WRITTEN MOTION, Councillor Rebeiro, requesting, that the Committee on Internal Affairs be updated on the City's construction projects, as to the status of hiring local women and minorities, included in this update should be a description of the recommended good faith outreach mechanism to be used for the hiring of New Bedford residents with a focus on minorities and women in the labor force; and further that similar data is requested for the contracting of local firms with a focus on minority and women owned businesses on City's construction projects, this update should address what are the goals of the City of New Bedford's Compliance Office; how many positions have been filled on the sites throughout the City; what are the efforts being taken to hire locally by the Compliance Office for the City; furthermore, a listing of all the City's current construction projects and a projection of all construction projects within the next fiscal year should be included. (To be Referred to Eric Cohen, Compliance Officer; Richard Calderon, Assistant Purchasing Agent; Angela Johnston, Economic Development Council, Buddy Andrade and Gus Santos.)

Referred to the Committee on Internal Affairs. (#1014)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of MANUEL DEBRITO, New Bedford, MA to the ELECTION COMMISSION, replacing Maria Tomasia whose term will expire upon Council approval of Mr. DeBrito's appointment; this term will expire April 2018.

Referred to the Committee on Appointments and Briefings. (#1015)

On a motion, the Council then adjourned at 9:58 p.m.

ATTEST:

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

