



# **Council Meeting** – Minutes

## **CITY COUNCIL CALENDAR**

Chambers of the City Council Municipal Building

*Thursday, October 13, 2016 – 7:01 p.m.*

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

LATE: No One

ABSENT: No One

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Council President Morad called the meeting to order and presided.

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

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COMMUNICATION, Mayor Mitchell, to City Council, submitting A VETO of the Private Livery License for Robert M. Barnes, d/b/a R&M Enterprise, Inc.

Veto Received and Ordered Spread on the Records (#1795)

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COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Robert M. Barnes, 204 Cedar Street, New Bedford, MA 02740, d/b/a R & M ENTERPRISE, INC., 67 Clifford Street, New Bedford, MA 02745**, hereby submits a copy of the Application requesting a **NEW PRIVATE LIVRY 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. (Referred to the Committee on Appointments and Briefings 05/26/2016; Livery License Granted 09/22/2016; VETOED by Mayor Mitchell 10/06/2016.)

Referred to the Committee on appointments and Briefings – May 26, 2016.

Livery License Granted – Yeas 7, Nays 4. (Councillor Martins, Council President Morad, Councillors Oliveira and Rebeiro OPPOSED.) – September 22, 2016.

Presented to the Mayor for approval September 26, 2016.

Vetoed October 06, 2016.

VETO Received and Ordered Spread on the Records. (#0881)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the confirmation of DAVID A. ROSE & NATHAN L. PIMENTAL as New Bedford Police Officers.

Received and Placed on File. (#1796)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER in the amount of \$65,000,000.00 to pay for costs of construction of water distribution and treatment systems improvements including, Quittacas Water Treatment Plant upgrades, High Hill Reservoir upgrades, a lead service abatement program, a water meter replacement and advanced metering infrastructure (AMI) upgrade program and general system improvements.

Referred to the Committee on Finance. (#1797)

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LOAN ORDER,

Referred to the Committee on Finance. (#1798)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER in the amount of \$25,000,000.00 to pay costs of projects outlined in the City's long term CSO Control and Integrated Capital Improvements Plan including supplemental integrated capital planning, wastewater collection system improvements, pumping station improvements, a wastewater collection system investigation program and MS4 permit compliance and reporting and general system improvements.

Referred to the Committee on Finance. (#1799)

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LOAN ORDER,

Referred to the Committee on Finance. (#1800)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER authorizing the City to enter into an eight (8) year lease with Pierce Manufacturing, Inc. for the purchase of two (2) Pierce Arrow XT Pumpers for the City's Fire Department.

Received and Placed on File. (#1801)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

OCTOBER 13, 2016

ORDERED, that the City of New Bedford is hereby authorized to enter into an eight (8) year lease with Pierce Manufacturing, Inc., for the purchase of two (2) Pierce Arrow XT Pumpers. Submitted for City Council approval in accordance with M.G.L c.30B, Section 12 (b) for contracts in excess of three years' duration.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval October 17, 2016.

Approved October 18, 2016. (#1802)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER authorizing the City to enter into a five (5) year lease with All American Investment Group, LLC for the purchase of five (5) trucks, a bucket truck, a backhoe, a Bobcat, two chippers and two sander inserts for existing vehicles for the departments of Facilities and Fleet Management and Public Infrastructure.

Received and Placed on File. (#1803)

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CITY OF NEW BEDFORD  
IN CITY COUNCIL  
OCTOBER 13, 2016

ORDERED, that the City of New Bedford is hereby authorized to enter into an five (5) year lease with All American Investment Group, LLC, for the purchase of five (5) trucks, a bucket truck, a backhoe, a Bobcat, ~~two chippers/~~ one chipper and two sander inserts for existing vehicles. Submitted for City Council approval in accordance with M.G.L. c.30B, Section 12 (b) for contracts in excess of three years' duration.

Amended to strike the words two chippers and insert ONE chipper – All Ayes.

Adopted as Amended – Yeas 11, Nays 0.

Presented to the Mayor for approval October 17, 2016.

Approved October 18, 2016. (#1804)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$2,000,000.00 from WATER STABILIZATION FUND to WATER, CAPITAL OUTLAY.

Received and Placed on File. (#1805)

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CITY OF NEW BEDFORD  
IN CITY COUNCIL  
OCTOBER 13, 2016

ORDERED, that the sum of **TWO MILLION DOLLARS** (\$2,000,000.00) now standing to the account from **WATER STABILIZATION FUND** be and the same is hereby transferred and appropriated to as follows:

**WATER CAPITAL OUTLAY**.....\$2,000,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval October 17, 2016.

Approved October 18, 2016. (#1806)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER amending the Order adopted by the City Council on June 23, 2016 and signed by the Mayor on June 30, 2016, which in accordance with Massachusetts General Law Chapter 44, Section 53E 1/2 , authorized the revolving fund under the control of the Recreation and Parks Department known as the **SUPPORTIVE RECREATION REVOLVING FUND** whose purpose is to cover program instructors and supplies for program, as well as program support including Program Monitors and administrative support, is hereby authorized at **\$64,000.00** for **FISCAL YEAR 2017**.

Received and Placed on File. (#1807)

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CITY OF NEW BEDFORD  
IN CITY COUNCIL

OCTOBER 13, 2016

ORDERED, amending the order adopted by the City Council on June 23, 2016, and signed by the Mayor on June 30, 2016, which, in accordance with Massachusetts General Law Chapter 44, Section 53E ½, authorized the revolving fund under the control of the Recreation and Parks Department know as the **SUPPORTIVE RECREATION REVOLVING FUND** whose purpose is to cover program instructors and supplies for programs **as well as program support including Program Monitors and administrative support**, is hereby authorized at **\$64,000.00** for **FISCAL YEAR 2017**.

Adopted.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (1808)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a renewal of a ONE YEAR WAIVER OF RESIDENCY for Education Curator MS. CAROLINE HAWTHORNE, Fairhaven, MA; Ms. Hawthorne has worked for the Buttonwood Park Zoo since June 2014.

ONE – YEAR Waiver of Residency Granted – Yeas 11, Nays 0.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (1809)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a WAIVER OF RESIDENCY for DANIELA MOUTINHO FERREIRA, Norton, MA; Ms. Ferreira has been selected for the post of Librarian-II/Branch Manager at the Casa da Saudade Library Branch.

ONE-YEAR Waiver of Residency Granted – Yeas 11, Nays 0.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (1810)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of ROBERT ALLEN LANGEVIN, New Bedford MA, as a CONSTABLE.

Received and Placed on File. (1811)

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APPLICATION, ROBERT ALLEN LANGEVIN, New Bedford, MA 02740, for APPOINTMENT as a CONSTABLE.

Application Approved. (1812)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of JEFFREY TEIXEIRA, New Bedford, MA as a SPECIAL POLICE OFFICER.

Received and Placed on File. (1813)

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APPLICATION, JEFFERY TEIXEIRA, New Bedford, MA 02740, for APPOINTMENT as a SPECIAL POLICE OFFICER.

Appointment made and approved. (#1814)

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AN ORDINANCE, rezoning Plot 103/Lot 13 (127 Hathaway Street) from MIXED-USE BUSINESS to RESIDENCE "C".

Passed to a Second Reading – September 8, 2016.

Passed, to be Ordained – Yeas 11, Nays 0.

Presented to the Mayor for approval October 17, 2016.

Vetoed by Mayor Mitchell October 25, 2016. (#1609)

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WRITTEN MOTION, Councillors Coelho, Abreu, Carney and Martins, due to the high increase in crime and the deterioration in the quality of life, requesting that Police Chief Cordeiro increase patrols and bring foot patrols to the area of North Front Street, from Coggeshall Street to Nash Road, to quell some of the issues the neighborhood is experiencing, due to the fact that many residents are afraid to call Police because of retaliation and also the language barrier. (To be Referred to the Committee on Public Safety and Neighborhoods and Police Chief Cordeiro.)

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

Presented to the Mayor for approval October 17, 2016.

RETURNED UNSIGNED November 13, 2016. (#1815)

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WRITTEN MOTION, Councillors Coelho, Abreu, Carney and Martins, requesting, that Committee on Public Safety and Neighborhoods, the Health Department and the Department of Inspectional Services look into the situation on North Front Street, there are sidewalk sales that last all day and block the entire sidewalk, tables and chairs put out, people congregating all day long, cooking on the sidewalk, there is an accumulation of garbage that people leave, they fix cars right on the sidewalk, which obstructs visibility; and further, some of this activity could possibly be used as drug fronts, there are quality of life issues that are not being addressed and the sidewalks must be cleared for pedestrians. (To be Referred to the Committee on Public Safety and Neighborhoods, the Health Department and the Department of Inspectional Services.)

Referred to the Committee on Public Safety and Neighborhoods, and the Health Department and the Department of Inspectional Services.

Presented to the Mayor for approval October 17, 2016.

RETURNED UNSIGNED November 13, 2016. (#1816)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW OF 122 RODNEY STREET, (MAP 14, LOT 130), a Circa 1908 concrete block garage structure – advising that “the structure is not located in a National Register Historic District; the structure is of no notable historic significance either recorded or found with the existing condition of the structure; the structure is in poor condition due to extensive deferred maintenance, “in light of these findings, the Preservation Planner has determined that the structure at 122 Rodney Street is neither a Historically Significant nor a Preferably Preserved structure.”

Demolition Granted.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1817)

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COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Claudia Tabares d/b/a DANIEL’S TRANSPORTATION, 772 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 on September 28, 2016.)**

Livery License Renewal Granted.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1818)

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COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Ali Masood Bokhari, 44 Liberty Street, New Bedford, MA 02740, and Sumaira Ali Bokhari, 44 Liberty Street, New Bedford, MA 02740 d/b/a MAGIC WHEELS TRANSPORTATION, 44 Liberty Street, New Bedford, MA 02740**, hereby submits 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 October 08, 2016.)**

Livery License Renewal Granted.

Presented to the Mayor for approval October 17, 2016.

Approval October 21, 2016. (#1819)

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COMMUNICATION, Councillor Winterson, submitting a copy of a letter to Mary Rapoza, Director, Parks, Recreation and Beaches, regarding the deteriorating stone wall at Buttonwood Park by Route 6. (To be Received and Placed on File.)

Received and Placed on File.

(#1820)

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COMMUNICATION, Councillor Winterson, submitting a copy of a letter to Scott Nickerson, Director, Hallmark Nursing Home, regarding the excessive noise made by the contractor unloading the dumpsters in back of the facility. (To be Received and Placed on File.)

Received and Placed on File. (#1821)

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CITATION, Councillor Carney and Council President Morad, honoring FOREVER PAWS ANIMAL SHELTER, in recognition of the celebration of their 20th anniversary and with thanks for their professional and compassionate care of the abandoned animals of Fall River and New Bedford.

Adopted, to be presented at a later date. (#1822)

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CITATION, Councillor Gomes, honoring Casa do Benfica No. 27 Inc, in recognition of the 25th Anniversary Celebration and their Contribution to the Community.

Adopted, to be presented at a later date. (#1823)

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WRITTEN MOTION, Councillor Oliveira, requesting, on behalf of The Greater New Bedford Veterans Council, that the following street(s) be CLOSED: ROCKDALE AVENUE, from Maple Street to Lake Street, FROM 9:00 A.M. TO 1:00 P.M., ON FRIDAY, NOVEMBER 11, 2016, for the purpose of The Setup for Veteran’s Day Parade. (AS NEEDED.)

Permission Granted.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016. (#1824)

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WRITTEN MOTION, Councillor Oliveira, requesting on behalf of Veterans Day, that the following street(s) be CLOSED: PLEASANT STREET, from Union Street to William Street AND WILLIAM STREET, from North Sixth Street to Pleasant Street, from 8:00 A.M. to 2:00 P.M., ON FRIDAY, NOVEMBER 11, 2016, for the purpose of the Annual Veterans Day Parade Ceremonies at the reviewing stand in front of the Downtown Main Public Library.

Permission Granted.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016. (#1825)

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WRITTEN MOTION, Councillor Rebeiro, requesting, that the following street(s) be CLOSED: CHANCERY STREET, between Kempton Street and Mill Street, FROM 10:00 A.M. TO 1:00 P.M., ON SATURDAY, OCTOBER 29, 2016, for the purpose of ADOPT – A - BLOCK.

Permission Granted.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016. (#1826)

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PETITION/INDEMNITY AGREEMENT, CARMINES NB INC., for Permission to Erect and Maintain 2 Projecting Signs to overhang City property by 36” and 20” at 72 North Water Street. Provisionally Granted, subject to approval of the Building Commissioner and subject to Ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1827)

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COMMUNICATION, Councillor Bousquet, submitting a copy of an email from Eddie Johnson and Memorandum from David Sullivan, LSP, TRC Environmental Corporation regarding Draft Partial Permanent Solution with conditions for New Bedford High School Campus.

Received and Placed on File. (#1828)

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COMMUNICATION, Office of Preparedness and Emergency Management submitting data from the Strategic National Stockpile Emergency Dispensing Site survey by communities in the Region 5 Health and Medical Coordinating Coalition.

Received and Placed on File. (#1829)

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COMMUNICATION, Bristol County EP Coalition, submitting the PHEP Region 5 Local Public Health Work Plan and Deliverables BP5.

Received and Placed on File. (#1830)

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COMMUNICATION, Bristol County Emergency Preparedness Coalition, submitting Financial Report 7/1/2016 – 6/30/2017 BP5.

Received and Placed on File. (#1831)

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MINUTES, Board of Assessors, submitting MINUTES of a meeting held on September 08, 2016.

Received and Placed on File. (#1832)

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MINUTES, Board of Assessors, submitting MINUTES of a meeting held on September 23, 2016.

Received and Placed on File. (#1833)

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MINUTES, Airport Commission, submitting MINUTES of a meeting held on August 17, 2016.

Received and Placed on File. (#1834)

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MINUTES, Bristol County PHEP Executive Board, submitting MINUTES of a meeting held on September 20, 2016.

Received and Placed on File. (#1835)



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MINUTES, Commission for Citizens with Disabilities, submitting MINUTES of a meeting held on July 26, 2016.  
Received and Placed on File. (#1836)

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MINUTES, Council on Aging Advisory Board, submitting MINUTES of meetings held on June 9, July 14, and August 11, 2016.  
Received and Placed on File. (#1837)

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MINUTES, Conservation Commission, submitting MINUTES of meetings held on April 5 and 19, and May 3, 2016.  
Received and Placed on File. (#1838)

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MINUTES, Bristol County PHEP Coalition, submitting MINUTES of a meeting held on September 20, 2016.  
Received and Placed on File. (#1839)

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APPLICATION, **Dupre, Inc.**, for permission to maintain a STREET OBSTRUCTION at **39 North Sixth Street**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.  
Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016. (#1840)

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APPLICATION, **Couto Construction, Inc.**, for permission to maintain a STREET OBSTRUCTION at **415 Ashley Boulevard**, provisionally granted by the City Clerk on October 04, 2016, subject to ratification by the Mayor and City Council.  
Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016. (#1841)

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APPLICATION, **Sky Lights New England, Inc.** for permission to maintain a STREET OBSTRUCTION at **608 Pleasant Street**, provisionally granted by the City Clerk on October 06, 2016, subject to ratification by the Mayor and City Council.  
Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016. (#1842)

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APPLICATION, **Pods LLC.**, for permission to maintain a STREET OBSTRUCTION at **11 Moynan Street**, provisionally granted by the City Clerk on October 11, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1843)

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APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION at **157 Ash Street**, provisionally granted by the City Clerk on September 23, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1844)

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APPLICATION, **Cardoso Contracting**, for permission to maintain a STREET OBSTRUCTION at **14 South Sixth Street**, provisionally granted by the City Clerk on September 26, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1845)

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APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION at **82 Chestnut Street**, provisionally granted by the City Clerk on September 27, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1846)

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APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **205 Austin Street**, provisionally granted by the City Clerk on September 29, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1847)

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APPLICATION, **Able Asphalt**, for permission to maintain a STREET OBSTRUCTION at **17 Freedom Boulevard**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1848)

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APPLICATION, **Able Asphalt**, for permission to maintain a STREET OBSTRUCTION at **31 Bradford Street**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1849)

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APPLICATION, **Able Asphalt**, for permission to maintain a STREET OBSTRUCTION at **138 – 140 Sylvia Street**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1850)

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APPLICATION, **Able Asphalt**, for permission to maintain a STREET OBSTRUCTION at **99 Field Street**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1851)

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APPLICATION, **Able Asphalt**, for permission to maintain a STREET OBSTRUCTION at **134 Birch Street**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1852)

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APPLICATION, **Morgado Company, Inc**, for permission to maintain a STREET OBSTRUCTION at **16 Heritage Court**, provisionally granted by the City Clerk on October 04, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1853)

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APPLICATION, **R.J. Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **31 Bradford Street**, provisionally granted by the City Clerk on October 05, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1854)

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APPLICATION, **R.J. Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **30 Bradford Street**, provisionally granted by the City Clerk on October 07, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1855)

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APPLICATION, **Ace Asphalt Company**, for permission to maintain a STREET OBSTRUCTION at **15 R Washburn Street**, provisionally granted by the City Clerk on October 11, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1856)

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APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION at **1440 Purchase Street**, provisionally granted by the City Clerk on October 11, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1857)

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APPLICATION, **W.C. Smith & Son**, to DISTURB THE SURFACE, of **157 Ash Street**, provisionally granted by the City Clerk on September 23, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1858)

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APPLICATION, **Cardoso Contracting**, to DISTURB THE SURFACE, of **14 South Sixth Street**, provisionally granted by the City Clerk on September 26, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1859)

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APPLICATION, **W.C. Smith & Son**, to DISTURB THE SURFACE, of **82 Chestnut Street**, provisionally granted by the City Clerk on September 27, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1860)

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APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **205 Austin Street**, provisionally granted by the City Clerk on September 29, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1861)

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APPLICATION, **Able Asphalt**, to DISTURB THE SURFACE, of **17 Freedom Boulevard**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1862)

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APPLICATION, **Able Asphalt**, to DISTURB THE SURFACE, of **31 Bradford Street**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1863)

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APPLICATION, **Able Asphalt**, to DISTURB THE SURFACE, of **138 – 140 Sylvia Street**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1864)

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APPLICATION, **Able Asphalt**, to DISTURB THE SURFACE, of **99 Field Street**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1865)

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APPLICATION, **Able Asphalt**, to DISTURB THE SURFACE, of **134 Birch Street**, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1866)

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APPLICATION, **Morgado Company Inc.**, to DISTURB THE SURFACE, of **16 Heritage Court**, provisionally granted by the City Clerk on October 04, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1867)

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APPLICATION, **R.J. Canessa Excavating**, to DISTURB THE SURFACE, of **31 Bradford Street**, provisionally granted by the City Clerk on October 05, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1868)

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APPLICATION, **R.J. Canessa Excavating**, to DISTURB THE SURFACE, of **30 Bradford Street**, provisionally granted by the City Clerk on October 07, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1869)

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APPLICATION, **Ace Asphalt Co.**, to DISTURB THE SURFACE, of **15 R Washburn Street**, provisionally granted by the City Clerk on October 11, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1870)

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APPLICATION, **W.C. Smith & Son.**, to DISTURB THE SURFACE, of **1440 Purchase Street**, provisionally granted by the City Clerk on October 11, 2016, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1871)

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on September 27, 2016, subject to ratification by the Mayor and City Council as follows:

581 Church Street

(#1872)

33 Emery Street

(#1873)

507 – 513 Church Street

(#1874)

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016.

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on September 29, 2016, subject to ratification by the Mayor and City Council as follows:

106 & 126 Fern Street	(#1875)
41 Bonney Street	(#1876)
301 Arnold Street	(#1877)
28 Ashley Street	(#1878)
656 – 658 Cottage Street	(#1879)
Fruit Street/Juniper Street	(#1880)

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016.

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on October 12, 2016, subject to ratification by the Mayor and City Council as follows:

838 South Rodney French Boulevard	(#1881)
474 & 477 John Street	(#1882)
11 Upton Street	(#1883)
Intersection of Commonwealth avenue and Longwood Avenue	(#1884)
480 Coggeshall Street	(#1885)

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016.

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APPLICATION, **NSTAR Electric Company d/b/a Eversource Energy**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on October 12, 2016, subject to ratification by the Mayor and City Council as follows:

Emma Street, West of Brock Avenue

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval October 17, 2016.  
Approved October 21, 2016.

(#1886)

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APPLICATION, **S & L Roll-Off Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on September 29, 2016, subject to ratification by the Mayor and City Council as follows:

791 Purchase Street

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1887)

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APPLICATIONS, **ABC Disposal Services**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on September 29, 2016, subject to ratification by the Mayor and City Council as follows:

465 Kempton Street (#1888)

52 Weaver Street (#1889)

525 Ashley Boulevard (#1890)

125 Sylvia Street (#1891)

162 Plymouth Street (#1892)

15 Briarwood Drive (#1893)

715 Purchase Street (#1894)

224 Belleville Road (#1895)

231 Rochambeau Street (#1896)

67 West Hill Road (#1897)

314 Court Street (#1898)

340 Summer Street (#1899)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

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APPLICATION, **Frade's Disposal Inc.**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on September 30, 2016, subject to ratification by the Mayor and City Council as follows:

21 Ethel Street

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016. (#1900)

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APPLICATION, **S & L Roll-Off Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on October 04, 2016, subject to ratification by the Mayor and City Council as follows:



791 Purchase Street

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval October 17, 2016.

Approved October 21, 2016.

(#1901)

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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.

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

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Committee on Appointments and Briefings, our State Legislative Delegation and Mayor Mitchell.

(#1902)

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On a motion, the Council then adjourned at 7:51 p.m.

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ATTEST:

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