

Thursday, September 08, 2022

7:00 p.m.

PRESENT: Council President Abreu, Councillors Baptiste, Burgo, Carney, Dunn, Giesta, Lima, Markey, Morad and Pereira.

LATE: Councillor Gomes 7:05 p.m.

ABSENT: No One.

Council President Abreu called the meeting to order and presided.

Prayer led by Reverend Chris Peschel of Our Lady of Mount Carmel Church.

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

COMMUNICATION, Mayor Mitchell to City Council, submitting an ORDINANCE, Amending Chapter 19, Section 19-7, Establishment of Unit C Classification and Salary Plan; Procedures for Advancement.

Referred to the Committee on Ordinances. (#1455)

AN ORDINANCE,

Referred to the Committee on Ordinances. (#1456)

RELATED MOTION, Councillor Morad, requesting, that the Director of Personnel provide to the Committee on Ordinances Chairperson, a copy of the consultant’s final report which provides the research, detail and recommendations utilized in consideration of the changes to Section 19-7 of the Code of Ordinances; said information shall be provided to the Committee on Ordinances Chairperson 10 business days prior to the Committee on Ordinances meeting where the item is being addressed. (To be Referred to the Director of Personnel and the Committee on Ordinances.)

Referred to the Director of Personnel and the Committee on Ordinances. (#1457)

RELATED MOTION, Councillor Morad, requesting, that the Director of Personnel provide to the Committee on Ordinances Chairperson the Unit C Salary Schedule – Part Time Rate and the related Non-Residents Part Time Rate reflecting the 10% reduction, said information shall be provided to the Committee on Ordinances Chairperson 10 business days prior to the Committee on Ordinances meeting where the item is being addressed. (To be Referred to the Director of Personnel and the Committee on Ordinances.)

Referred to the Director of Personnel and the Committee on Ordinances. (#1458)

RELATED MOTION, Councillor Morad, requesting, that the Director of Personnel provide to the Committee on Ordinances Chairperson, a detailed matrix which reflects the current Unit C job position – titles and grade as compared to the new recommended Unit C job position – title and grade, said information shall be provided to the Committee on Ordinances Chairperson 10 business days prior to the Committee on Ordinances meeting where the item is being addressed. (To be Referred to the Director of Personnel and the Committee on Ordinances.)

Referred to the Director of Personnel and the Committee on Ordinances. (#1459)

COMMUNICATION, Mayor Mitchell to City Council, submitting an ORDINANCE, Amending Chapter 2, Article IX, by changing the Human Relations Commission’s name to the Human Rights Commission, and an ORDINANCE, Amending Chapter 10, Article I, Section 10-43 – In General, by striking the phrase “Human Relations Commission” to “Human Rights Commission.”

Referred to the Committee on Ordinances. (#1460)

AN ORDINANCE,

Referred to the Committee on Ordinances. (#1461)

AN ORDINANCE,

Referred to the Committee on Ordinances.

(#1461a)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER, which Revises a Loan Order Adopted on June 09, 2022, and signed on June 15, 2022, which appropriated \$119,000,000, for the purpose of financing the cost of projects outlined in the City's Long Term CSO Control and Integrated Capital Improvements Plan.

Adopted – Yeas 11, Nays 0.

(#1462)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

SEPTEMBER 08, 2022

ORDERED, that \$119,000,000.00 is appropriated for the purpose of financing the cost of projects outlined in the City's Long Term CSO Control and Integrated Capital Improvements Plan including but not limited to Wastewater Treatment Plan Improvements consisting of Supervisory Control and Data Acquisition (SCADA) and alkalinity improvements, Wastewater Collection System Investigations including field investigations and design recommendations to abate infiltration and inflow, Wastewater Collection System Improvements including infiltration and inflow remediation and repairs to interceptors and collector sewers, Flood Control Structure Improvements including repairs to Turners Pond Dam and the New Bedford Hurricane Barrier, CSO Abatement activities including construction of Phase 3 – Coggeshall Street Sewer Separation Project and illicit connection identification and removal, Regulatory Compliance Planning to address CSO public notification and Capacity Management Operations and Maintenance requirements, and general publicly owned treatment works planning and improvements, including all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Mayor and the Committee on Finance is authorized to borrow \$119,000,000.00 and issue bonds or notes therefore under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor and the Committee on Finance determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C; that the Treasurer with the approval of the Mayor and the Committee on Finance is authorized to borrow all or a portion of such amount from the Massachusetts Clean Water Trust established pursuant to Chapter 29C of the General Laws; and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.

FURTHER ORDERED, that any premium received by the City upon the sale of any bonds or notes approved by this order, less the cost of preparing issuing and marketing them, and any accrued interest received upon the delivery of such bonds or notes, shall be applied to the payment of project costs approved by this order, thereby reducing the amount authorized to be borrowed to pay costs.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the Municipal Finance Oversight Board (the "Board") to qualify under Chapter 44A of the General Laws any or all of the \$119,000,000.00 bonds or notes authorized to pay costs of the projects outlined in the City's Long Term CSO Control and Integrated Capital Improvements Plan, pursuant to the order of the City Council passed on June 09, 2022, and approved by the Mayor on June 15, 2022, and to provide such information and execute such documents as the Board may require for these purposes.

Adopted – Yeas 11, Nays 0.

Rule 40 Waived – Yeas 10, Nays 1. (Councillor Morad OPPOSED.)

Presented to the Mayor for approval September 09, 2022.

Approved September 09, 2022.

(#1463)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting an ORDER OF TAKING and an APPRAISAL SUMMARY for the Church Street and Nash Road Intersection Improvements.

Received and Placed on File.

(#1464)

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CITY OF NEW BEDFORD  
IN CITY COUNCIL  
SEPTEMBER 08, 2022  
RECORDED LAND

WHEREAS, the common necessity and convenience of the inhabitants of the City of New Bedford require the taking of land hereinafter described for the purpose of altering and improving the intersection of Church Street and Nash Road, including but not limited to roadway and sidewalk reconstruction, traffic signals, signs, pavement markings, and for all other uses incidental to said municipal purposes; and

WHEREAS, the Department of Public Infrastructure of the City of New Bedford has requested that said land be taken for said purposes; and

WHEREAS, an appraisal of said land has been made on behalf of the taking authority in accordance with Massachusetts General Laws Chapter 79, Section 7A, and has been filed with said authority; and

WHEREAS, an appropriation has been made for the general purpose for which said land is needed;

NOW, THEREFORE, IT IS HEREBY ORDERED, that the City of New Bedford, acting by and through the City Council, and under applicable provisions of Massachusetts General Laws, Chapter 79, and under any and every other power to it granted or implied, hereby takes for itself, by eminent domain, temporary and permanent easements, located in New Bedford as hereinafter described, for the purpose of altering and improving the intersection of Church Street and Nash Road, including but not limited to roadway and sidewalk reconstruction, traffic signals, signs, pavement markings, and for all other uses incidental to said municipal purposes:

**Permanent Easement - NBML-140-PE:** A CERTAIN EASEMENT ON A PARCEL OF LAND SITUATED AT THE SOUTHWESTERLY INTERSECTION OF CHURCH STREET AND NASH ROAD IN THE CITY OF NEW BEDFORD, IN THE COUNTY OF BRISTOL AND THE COMMONWEALTH OF MASSACHUSETTS BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY SIDELINE OF NASH ROAD AND ON THE WESTERLY SIDELINE OF CHURCH STREET; THENCE

S 17°12'26" E A DISTANCE OF NINE AND THIRTY FIVE HUNDREDTHS FEET (9.35') TO A POINT, BY THE WESTERLY SIDELINE OF CHURCH STREET; THENCE

WESTERLY AND CURVING TO THE LEFT ALONG THE ARC OF A CURVE HAVING A RADIUS OF ELEVEN AND NO HUNDREDTHS FEET (11.00'), A LENGTH OF FIFTEEN AND FIFTY HUNDREDTHS FEET (15.50') TO A POINT; THENCE

N 82°03'02" E A DISTANCE OF NINE AND THIRTY FIVE HUNDREDTHS FEET (9.35') TO THE POINT OF BEGINNING, BY THE SOUTHERLY SIDELINE OF NASH ROAD.

THE ABOVE DESCRIBED EASEMENT NBML-140-PE CONTAINS 18 SQUARE FEET MORE OR LESS AND IS SHOWN ON A PLAN ENTITLED "PARCELS NBML-140-PE, NBML-140-TE LAND ACQUISITION PLAN-CITY OF NEW BEDFORD BRISTOL COUNTY" PREPARED FOR THE MBTA, PREPARED BY VHB HNTB, DATED JUNE 22, 2021, AT A SCALE 1"=20'.

The temporary easements taken herein consist of the right to enter upon said lands at any time, during the effective period of the easements, for purpose of altering and improving the intersection of Church Street and Nash Road, including but not limited to roadway and sidewalk reconstruction, traffic signals, signs, pavement markings, including all other uses incidental to said municipal purpose. Said easements are temporary in nature and are to be in effect for five years from the date of this instrument, through September 8, 2027.

**Temporary Easement – NBML-140-TE:** A CERTAIN EASEMENT ON A PARCEL OF LAND SITUATED AT THE SOUTHWESTERLY INTERSECTION OF CHURCH STREET AND NASH ROAD IN THE CITY OF NEW BEDFORD, IN THE COUNTY OF BRISTOL AND THE COMMONWEALTH OF MASSACHUSETTS BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY SIDELINE OF CHURCH STREET, SAID POINT BEING A DISTANCE OF NINE AND THIRTY FIVE HUNDREDTHS FEET (9.35') SOUTH OF NASH ROAD; THENCE

S 17°12'26" E A DISTANCE OF NO AND SIXTY EIGHT HUNDREDTHS FEET (0.68') TO A POINT, BY THE WESTERLY SIDELINE OF CHURCH STREET; THENCE

WESTERLY A DISTANCE OF TWENTY TWO FEET MORE OR LESS (22±) TO A POINT, WESTERLY OF CHURCH ST; THENCE

NORTHERLY A DISTANCE OF FIVE FEET MORE OR LESS (5±) TO THE SOUTHERLY LINE OF NASH ROAD; THENCE

N 82°03'02" E A DISTANCE OF TEN AND THIRTY NINE HUNDREDTHS FEET (10.39') TO THE POINT, CURVING TO THE EASTERLY ALONG THE ARC OF A CURVE HAVING A RADIUS OF ELEVEN AND NO HUNDREDTHS FEET (11.00'), A LENGTH OF FIFTEEN AND FIFTY HUNDREDTHS FEET (15.50') TO A POINT OF BEGINNING.

THE ABOVE DESCRIBED EASEMENT NBML-140-TE CONTAINS 134 SQUARE FEET MORE OR LESS AND IS SHOWN ON A PLAN ENTITLED "PARCELS NBML-140-PE, NBML-140-TE LAND ACQUISITION PLAN-CITY OF NEW BEDFORD BRISTOL COUNTY" PREPARED FOR THE MBTA, PREPARED BY VHB HNTB, DATED JUNE 22, 2021, AT A SCALE 1"=20'.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of the property are allowed (30) days from and after recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures. Notwithstanding anything to the contrary contained herein, the owners of the property shall not be required to take away from the land any such trees or structures.

IT IS FURTHERED ORDERED, in accordance with the provisions of said Chapter 79, that the following amounts are awarded as compensation for damages sustained by the owner or owners of the property and all other persons, including all mortgagees of record, having any and all interest in the property taken and entitled to any damages by reason of the taking hereby made:

EASEMENT OR <u>PARCEL #</u>	NEW BEDFORD ASSESSOR'S <u>PLAT &amp; LOT #</u>	NAME OF <u>SUPPOSED OWNER</u>	AWARD OF <u>DAMAGES</u>
NBML-140-PE & NBML-140-TE	102-163	NG 376 Nash LLC P.O. Box 777 #73069 San Francisco, CA 94120	\$500.00

Mortgagee:  
 Baycoast Bank  
 330 Swansea Mall Drive  
 Swansea, MA 02777

Utility Easement:  
 Commonwealth Electric Company  
 800 Boylston Street  
 Boston, MA 02199

Easement:  
 Ribeiro Real Estate, LLC  
 80 Olde Knoll Road  
 Marion, MA 02738

Lessee:  
 NextGrid Toyon LLC  
 c/o Madison Energy Holdings LLC  
 8100 Boone Blvd., Suite 310  
 Vienna, VA 22182

IT IS FURTHER ORDERED, that in addition to the above amount, there is also awarded as damages the following sum estimated to be equal to that portion of the taxes assessed upon the property herein taken for Fiscal Year 2023 in accordance with the provisions of Massachusetts General Laws, Chapter 79, Section 12, which amount, together with the damages awarded in the preceding paragraph, shall constitute full compensation for the taking herein ordered.

**TAXES FOR FISCAL YEAR 2022-2023**

EASEMENT OR <u>PARCEL #</u>	NEW BEDFORD ASSESSOR'S <u>PLAT &amp; LOT #</u>	NAME OF <u>SUPPOSED OWNER</u>	TAX <u>AWARD</u>
NBML-140-PE & NBML-140-TE	102-163	NG 376 Nash LLC P.O. Box 777 #73069 San Francisco, CA 94120	NONE

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the awarding damages herein contained do not relieve the owners of land taken from liability for taxes now uncollected for the Fiscal Year 2023 and any prior year, if the same remain unpaid as of the date of this order.

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

Adopted.

Presented to the Mayor for approval September 12, 2022.

Approved September 15, 2022.

(#1465)

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 APPRAISAL SUMMARY,

Received and Placed on File.

(#1466)  
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COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT REQUEST for SILAS NUTTER, 900 Peckham Road, New Bedford, MA 02745, Account No. 1029297, in the amount of \$5,673.24.

Referred to the Committee on Finance. (#1467)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT REQUEST for JOSEPH KAUFMAN, 31 Social Street, New Bedford, MA 02744, Account No. 1007053, in the amount of \$348.51.

Abatement Granted.

Presented to the Mayor for approval September 12, 2022.

Approved September 15, 2022. (#1468)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of MICHAEL JOHN MCLUSKEY, Acushnet, MA, 02743, as a CONSTABLE.

Received and Placed on File. (#1469)

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AN APPLICATION, MICHAEL JOHN MCLUSKEY, Acushnet, MA for reappointment as a CONSTABLE.

Confirmed. (#1470)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of GONCALO MEDEIROS COELHO, New Bedford, MA, 02744, as a CONSTABLE.

Referred to the Committee on Appointments and Briefings. (#1471)

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AN APPLICATION,

Referred to the Committee on Appointments and Briefings. (#1472)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 23, 2022

ORDERED, that the City appropriates ~~\$11,170,000.00~~ \$10,270,000.00 for the purpose of making critically needed repairs to City-owned buildings, including but not limited to, projects for the repair and renovation of public safety facilities, recreational facilities, general office space and roads and infrastructure and all costs incidental and related thereto. To meet this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said sum of money, pursuant to M.G.L. Chapter 44, Section 7 (1), 7 (7) or any other enabling authority.

FURTHER RESOLVED, that the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts ("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.

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

Referred to the Committee on Finance – June 23, 2022.

Referred to the Committee on Finance – Yeas 7, Nays 2. (Councillors Dunn and Pereira OPPOSED.)

Passed to a Second Reading, as Amended – Yeas 8, Nays 1 – August 18, 2022. (Councillor Morad OPPOSED and Councillor Carney not present for vote.)

Adopted – Yeas 9, Nays 2. (Councillors Morad and Carney OPPOSED.)

Presented to the Mayor for approval September 12, 2022.

Approved September 15, 2022. (#1136)

AN ORDINANCE, rezoning Map 31, Lots 142, 143, 197, 232 and 239 from Industrial B to MIXED-USE BUSINESS.

Referred to the Committee on Ordinances – November 23, 2021.

Passed to a Second Reading – August 18, 2022.

Passed to be Ordained – Yeas 11, Nays 0.

Councillor Giesta, having voted with the prevailing side, made a Motion to RECONSIDER.

RECONSIDERATION ADOPTED – Yeas 11, Nays 0.

Passed to be Ordained – Yeas 10, Nays 1. (Councillor Giesta OPPOSED.)

Presented to the Mayor for approval September 12, 2022.

Approved September 15, 2022. (#1779)

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WRITTEN MOTION, Councillors Morad, Lima, Burgo, Baptiste, submitting, a copy of a Communication regarding Request for Response #22130143 - Vacant or Abandoned Property Rehabilitation, a City of New Bedford program funded under the American Rescue Plan Act; said communication requests the City Council's involvement in securing a twelve-month extension of the Administration's deadline for submission of proposals for funding under the Request for Response #22130143. (To be Referred to the Interim Chief Financial Officer and the Committee on Finance.)

Referred to the Interim Chief Financial Officer and the Committee on Finance. (#1473)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with local musician and cultural educator Ms. Candida Rose to discuss her proposal for expanding the Cape Verdean Recognition Month of July in the areas of culture, education, art and music, as well as ideas on promoting New Bedford's tourism attractions; and further, that a representative of the New Bedford Whaling National Historical Park and New Bedford Tourism & Marketing Director Ashley Payne, be invited to said meeting. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings – Yeas 11, Nays 0. (#1474)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Traffic Commission install signage at the corner of East Rodney French Boulevard and the northwest corner of Butler Street stating “No Parking Here to Corner” for the purpose of giving motorists on Butler Street a clear visual of approaching traffic heading south on East Rodney French Boulevard. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission. (#1475)

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COMMUNICATION/DEMOLITION, Anne Louro, Preservation Planner, to City Council, re: PARTIAL BUILDING DEMOLITION REVIEW – 26 GREEN & WOOD PIER (Map 42/Lot 268) AKA 10 CAPE STREET, partial demolition of circa 1935 commercial concrete block and metal sided structure; 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 portion of the structures seeking demolition are in poor condition due to extensive deferred maintenance; **in light of these findings, the Preservation Planner has determined that the structure at 26 Green and Wood Pier is neither a Historically Significant nor a Preferably Preserved Structure.**

Demolition Granted.

Presented to the Mayor for approval September 12, 2022.

Approved September 15, 2022. (#1476)

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COMMUNICATION, Councillor Morad submitting a copy of the letter sent to Secretary of Energy and Environmental Affairs Bethany Card and MEPA Director Tori Kim regarding the expansion project of Parallel Products of New England, LLC d/b/a/ South Coast Renewables LLC, located at 100 Duchaine Boulevard. (To be Received and Placed on File.)

Received and Placed on File. (#1477)

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COMMUNICATION, City Clerk/Clerk of the City Council Farias, submitting a copy of a work notification form from MassDOT, for the replacement of existing sidewalks and wheelchair ramps to improve ADA and pedestrian access/safety at Exit 7 ramps from Route 140 to Braley Road. (To be Received and Placed on File.)

Received and Placed on File. (#1478)

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CITATIONS, Councillors Gomes and Morad, honoring JASON W. GANGI, STEPHEN M. GWOZDZ and ANDREW H. RYDER, on their promotions to Sergeant within the New Bedford Police Department.

Adopted, to be presented at a later date. (#1479)

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CITATIONS, Councillor Gomes, honoring, RUI MARTINS, NICOLE RODRIGUEZ-RIOS and JACK CORDEIRO, on being Appointed New Bedford Police Officers.

Adopted, to be presented at a later date. (#1480)

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WRITTEN MOTION, Councillor Baptiste, requesting that the following streets be CLOSED: ASH STREET, between Middle Street and Morgan Street and ASH STREET at Elm Street, on SATURDAY, AUGUST 20, 2022 from 11 am – 5pm for the purpose of a Youth Day Event at Magnet Park.

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT IAN ABREU ON AUGUST 18, 2022 AND TO BE RATIFIED BY THE CITY COUNCIL ON SEPTEMBER 8, 2022.

RECEIVED AND ACTION OF THE CITY COUNCIL PRESIDENT RATIFIED.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1481)

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WRITTEN MOTION, Councillor Giesta, requesting that the following streets be CLOSED: MADEIRA AVENUE, from Tinkham Street to Earle Street and HOPE STREET, from Tinkham Street to Eugenia Street on SUNDAY, AUGUST 21, 2022 from 7:00 a.m. to 6:00 p.m. for the Senhor da Pedra Procession.

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT IAN ABREU ON AUGUST 18, 2022 AND TO BE RATIFIED BY THE CITY COUNCIL ON SEPTEMBER 8, 2022.

RECEIVED AND ACTION OF THE CITY COUNCIL PRESIDENT RATIFIED.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1482)

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WRITTEN MOTION, Council President Abreu, requesting, on behalf of the Greater New Bedford Opioid Task Force, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Barkers Lane to William Street on WEDNESDAY, AUGUST 31, 2022 from 5:00 pm to 7:30 pm for the purpose of International Overdose Awareness Day.

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT IAN ABREU ON AUGUST 26, 2022 AND TO BE RATIFIED BY THE CITY COUNCIL ON SEPTEMBER 8, 2022.

RECEIVED AND ACTION OF THE CITY COUNCIL PRESIDENT RATIFIED.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1483)

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WRITTEN MOTION, Councillor Baptiste, requesting, on behalf of the Todman Family, that the following street(s) be CLOSED: HUNTER STREET, from Hillman Street to Maxfield Street, ON SATURDAY, SEPTEMBER 03, 2022, FROM 9:00 A.M. TO 8:00 P.M., for the purpose of a Neighborhood Block Party.

GRANTED PROVISIONALLY BY THE 2022 CITY COUNCIL PRESIDENT IAN ABREU, ON MONDAY, AUGUST 29, 2022, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, SEPTEMBER 08, 2022.

RECEIVED AND ACTION OF THE CITY COUNCIL PRESIDENT RATIFIED.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1484)



WRITTEN MOTION, Councillor Lima, requesting, on behalf of Mr. Allen Decker, that the following street(s) be CLOSED: ARNOLD PLACE, from Arnold Street to Orchard Street, ON SATURDAY, SEPTEMBER 24, 2022, FROM 2:00 P.M. TO 10:00 P.M., PLEASE NOTE: A Rain Date has been scheduled for SUNDAY, SEPTEMBER 25, 2022, for the purpose of a Block Party.

Permission Granted.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1485)

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WRITTEN MOTION, Councillor Gomes, requesting, once more, that the Traffic Commission take the following action on behalf of the residents of Downey Street, that "20 MILE SPEED LIMIT" signage be installed at the beginning of the residential area of Downey Street, in a westerly direction and one in a easterly direction; and further, that a "NO PARKING HERE TO CORNER" sign (a full car space) be installed on Mt. Pleasant Street to the corner of Downey Street. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission. (#1486)

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COMMUNICATION, City Clerk/Clerk of the City Council, to the City Council, notifying that the Office of the City Clerk has received Meeting Minutes from the Board of Assessors for meetings held on June 2 and 30, July 7,14,22 and 28, August 4,11 and 18, 2022; Community Preservation Committee for a meeting held on June 28, 2022; NB Cultural Council for meetings held on August 19, September 23, 2021 and July 25, 2022 and Zoning Board of Appeals for meetings held on January 20 and February 17, 2022.

Received and Placed on File. (#1487)

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CONSTABLE BOND, ADRIANNA J. BAPTISTA, New Bedford, MA 02740, in the amount of \$5,000.00, with Western Surety Company.

Approved.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1488)

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APPLICATION, **LePage and Sons Roofing, LLC**, for permission to maintain a STREET OBSTRUCTION at **31 Union Street**, provisionally granted by the City Clerk on August 23, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1489)

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APPLICATION, **Sweeney Excavating, Inc.**, for permission to maintain a STREET OBSTRUCTION at **161 Coggeshall Street (Plot 93/Lot 275)**, provisionally granted by the City Clerk on August 18, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1490)

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APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **395-397 Farm Street**, provisionally granted by the City Clerk on August 18, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1491)

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APPLICATIONS, **W.C. Smith & Sons**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on August 22, 2022, subject to ratification by the Mayor and City Council as follows:

Mechanics Lane for 149 William Street (#1492)  
40 Edison Street (#1493)  
Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022.

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APPLICATIONS, **Morgado Company, Inc.**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on August 22, 2022, subject to ratification by the Mayor and City Council as follows:

1014 Dewey Street (#1494)  
227 Winston Street (#1495)  
Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022.

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APPLICATION, **Farland Corp., Inc.**, for permission to maintain a STREET OBSTRUCTION at **393 Cummington Street**, provisionally granted by the City Clerk on August 23, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022. (#1496)

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APPLICATION, **W.C. Smith & Sons**, for permission to maintain a STREET OBSTRUCTION at **485 County Street**, provisionally granted by the City Clerk on August 26, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022. (#1497)

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APPLICATIONS, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on August 29, 2022, subject to ratification by the Mayor and City Council as follows:

217 Grinnell Street (#1498)  
390 Rockdale Avenue (#1499)  
Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022.

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APPLICATION, **T Ford Company**, for permission to maintain a STREET OBSTRUCTION at **310 Hathaway Boulevard**, provisionally granted by the City Clerk on August 30, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022. (#1500)

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APPLICATION, **Roto-Rooter**, for permission to maintain a STREET OBSTRUCTION at **241 Allen Street**, provisionally granted by the City Clerk on August 30, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022. (#1501)

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APPLICATION, **Jives, LLC**, for permission to maintain a STREET OBSTRUCTION at **39 Stephen Street**, provisionally granted by the City Clerk on August 31, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1502)

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APPLICATION, **Elite Paving**, for permission to maintain a STREET OBSTRUCTION at **14 Shady Lane**, provisionally granted by the City Clerk on August 31, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1503)

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APPLICATION, **Sweeney Excavating Corp.**, to DISTURB THE SURFACE, of **161 Coggeshall Street (Plot 93/Lot 275)**, provisionally granted by the City Clerk on August 18, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1504)

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APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **395-397 Farm Street**, provisionally granted by the City Clerk on August 18, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1505)

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APPLICATIONS, **W.C. Smith & Sons**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 22, 2022, subject to ratification by the Mayor and City Council as follows:

Mechanics Lane for 149 William Street (#1506)

40 Edison Street (#1507)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022.

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APPLICATIONS, **Morgado Company, Inc.**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 22, 2022, subject to ratification by the Mayor and City Council as follows:

1014 Dewey Street (#1508)

227 Winston Street (#1509)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022.

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APPLICATION, **Farland Corp., Inc.**, to DISTURB THE SURFACE, of **393 Cummington Street**, provisionally granted by the City Clerk on August 23, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1510)

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APPLICATION, **W.C. Smith & Sons**, to DISTURB THE SURFACE, of **485 County Street**, provisionally granted by the City Clerk on August 26, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1511)

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APPLICATIONS, **JLC Construction**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 29, 2022, subject to ratification by the Mayor and City Council as follows:

217 Grinnell Street (#1512)

390 Rockdale Avenue (#1513)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022.

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APPLICATION, **T Ford Company**, to DISTURB THE SURFACE, of **310 Hathaway Boulevard**, provisionally granted by the City Clerk on August 30, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1514)

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APPLICATION, **Roto-Rooter**, to DISTURB THE SURFACE, of **241 Allen Street**, provisionally granted by the City Clerk on August 30, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1515)

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APPLICATION, **Jives, LLC**, to DISTURB THE SURFACE, of **39 Stephen Street**, provisionally granted by the City Clerk on August 31, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1516)

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APPLICATION, **Elite Paving**, to DISTURB THE SURFACE, of **14 Shady Lane**, provisionally granted by the City Clerk on August 31, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1517)

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 16, 2022, subject to ratification by the Mayor and City Council as follows:

- 11 Abbott Street (#1518)
- 22-24 Arlington Street (#1519)
- 203 Belleville Avenue (#1520)
- 45 Briarwood Drive (#1521)
- 314 Church Street (#1522)
- 387 Church Street (#1523)
- Church Street at Carlisle Street (#1524)
- Church Street at Central Avenue (#1525)
- Church Street at Shaw Street (#1526)
- Church Street at Wood Street (#1527)
- 26 & 26 ½ Cove Street (#1528)
- 28 Duncan Street (#1529)
- 141 Earle Street (#1530)
- 310 Hathaway Boulevard (#1531)
- 483 Hawes Street (#1532)
- 67-69 Lafayette Street (#1533)
- Liberty Street, between Durfee Street and Parker Street (#1534)
- 1049 Marion Street (#1535)
- 123 Milford Street (#1536)
- 67 Orleans Street (#1537)
- 273 Query Street (#1538)
- 333-335 Query Street (#1539)
- 49 Rochambeau Street (#1540)
- 680 Rockdale Avenue (#1541)
- 11 Roosevelt Street (#1542)
- 1 Seventh Street (#1543)
- 773 South First Street (#1544)
- 5 Thatcher Street (#1545)
- 17 Thatcher Street (#1546)
- 18 Valley Court (#1547)
- 58 Washburn Street (#1548)
- 383 Wood Street (#1549)
- 313-317 North Front Street (#1550)

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022.

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 17, 2022, subject to ratification by the Mayor and City Council as follows:

- 848 Belleville Avenue (#1551)
- 656 Church Street (#1552)

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022.

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APPLICATION, **Vaz Construction**, for permission to maintain a STREET OBSTRUCTION at **50 Chancery Street**, provisionally granted by the City Clerk on August 19, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.  
Presented to the Mayor for approval September 12, 2022.  
Approved September 14, 2022. (#1553)

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APPLICATION, **Liberty SPF**, for permission to maintain a STREET OBSTRUCTION at **81-83 Acushnet Avenue (Potomska Street Side)**, provisionally granted by the City Clerk on August 25, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1554)

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APPLICATION, **Superior Waste**, for permission to maintain a STREET OBSTRUCTION at **65 Forest Street**, provisionally granted by the City Clerk on August 29, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1555)

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APPLICATION, **Vaz Construction**, for permission to maintain a STREET OBSTRUCTION at **38 Borden Street**, provisionally granted by the City Clerk on September 01, 2022, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 12, 2022.

Approved September 14, 2022. (#1556)

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On a motion, the Council then adjourned at 7:31 p.m.

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ATTEST:

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