

REGULAR MEETING
Chambers of the City Council
Thursday, May 25, 2023

CITY COUNCIL
Municipal Building
7:02 p.m.

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

LATE: No one.

ABSENT: No one.

Council President Morad called the meeting to order and presided.

Prayer led by: Deaconess Donna M. Britto, In the Name of Jesus Church.

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

HEARING, NSTAR Electric Company d/b/a Eversource Energy for location of two (2) FO Poles and one (1) Anchor in JUNE STREET, to provide electric service to Lot 726 June Street.

Hearing Held.

Petition Placed on File. (#0902)

AN ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0903)

HEARING, NSTAR Electric Company d/b/a Eversource Energy for location of approximately 54' of Conduit and Cable and two (2) Handholes in PURCHASE STREET, to provide electric service to 475 Purchase Street.

Hearing Held.

Petition Placed on File. (#0904)

AN ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0905)

HEARING, NSTAR Electric Company d/b/a Eversource Energy for location of approximately 45' of Conduit and Cable and one (1) Manhole in RIVER ROAD, this work is necessary part of the 4k V conversion system improvement project.

Hearing Held.

Petition Placed on File. (#0906)

AN ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0907)

HEARING, NSTAR Electric Company d/b/a Eversource Energy for location of approximately 75' of Conduit and Cable in NASH ROAD, to provide electric service to 40 Edison Street.

Hearing Held.

Petition Placed on File. (#0908)

AN ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0909)

COMMUNICATION, Mayor Mitchell to City Council, submitting a copy of the *Final Fiscal Year 2023 Office of Housing and Community Development Action Plan*, which sets forth activities to be funded through the Community Development Block Grant (CDBG) Program, the Home Investment Partnership (HOME) Program, and the Emergency Solutions Grant (ESG) Program for the period July 01, 2023, through June 30, 2024.

Received and Placed on File. (#0910)

BOOKLET, Final Fiscal Year 2023 Office of Housing and Community Development Action Plan.

Received and Placed on File. (#0911)

CITY OF NEW BEDFORD
IN CITY COUNCIL
MAY 25, 2023

**RESOLUTION OF THE NEW BEDFORD CITY COUNCIL 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, 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 Act of 1990, as amended, and;

WHEREAS, The Housing and Community Development, McKinney-Vento and National Affordable Housing Acts, as amended, and the regulations promulgated thereunder, require a Resolution of the local Governing Body, authorizing the Mayor to apply for and execute the federal entitlement as a condition of eligibility for Federal financial assistance for the FY2023 Annual Action Plan, 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 Officer 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 enforcement of the Mayor's responsibilities as such a responsible Federal Official under the provisions of the National Environmental Policy Act of 1969.

Adopted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0912)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDINANCE, amending Chapter 3, Article I, Section 3-1, relative to the Governing Airport Commission Membership.

Referred to the Committee on Ordinances. (#0913)

AN ORDINANCE,

Referred to the Committee on Ordinances. (#0914)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$25,000.00 from AIRPORT, OTHER FINANCING USES, to AIRPORT CAPITAL OUTLAY.

Received and Placed on File.

(#0915)

CITY OF NEW BEDFORD
IN CITY COUNCIL
MAY 25, 2023

ORDERED, that the sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000) now standing to the credit of the account from AIRPORT OTHER FINANCING USES be and the same is hereby transferred and appropriated to as follows:

AIRPORT CAPITAL OUTLAY.....\$25,000

To be certified and approved by the Department Head.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

(#0916)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$150,000.00 from WATER SALARIES AND WAGES to WATER SUPPLIES AND MATERIALS.

Received and Placed on File.

(#0917)

CITY OF NEW BEDFORD
IN CITY COUNCIL
MAY 25, 2023

ORDERED, that the sum of ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000) now standing to the credit of the account from WATER SALARIES AND WAGES be and the same is hereby transferred and appropriated to as follows:

WATER SUPPLIES AND MATERIALS.....\$150,000

To be certified and approved by the Department Head.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

(#0918)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$150,000.00 from WASTEWATER SALARIES AND WAGES to WASTEWATER SUPPLIES AND MATERIALS.

Received and Placed on File.

(#0919)

CITY OF NEW BEDFORD
IN CITY COUNCIL
MAY 25, 2023

ORDERED, that the sum of ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000) now standing to the credit of the account from WASTEWATER SALARIES AND WAGES be and the same is hereby transferred and appropriated to as follows:

WASTEWATER SUPPLIES AND MATERIALS.....\$150,000

To be certified and approved by the Department Head.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

(#0920)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, for the TRANSFER of \$3,000.00 from CLERK OF COMMITTEES SUPPLIES AND MATERIALS in the amount of \$1,000.00 and CLERK OF COMMITTEES CHARGES AND SERVICES in the amount of \$2,000.00 to CITY CLERK CHARGES AND SERVICES.

Received and Placed on File.

(#0921)

CITY OF NEW BEDFORD
IN CITY COUNCIL

MAY 25, 2023

ORDERED, that the sum of THREE THOUSAND DOLLARS (\$3,000) now standing to the credit of the account from CLERK OF COMMITTEES SUPPLIES AND MATERIALS (\$1,000) and CLERK OF COMMITTEES CHARGES AND SERVICES (\$2,000) be and the same is hereby transferred and appropriated to as follows:

CITY CLERK CHARGES AND SERVICES.....\$3,000

To be certified and approved by the Department Head.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

(#0922)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of CHRISTOPHER AMARAL, New Bedford, MA, as a Member of the COMMUNITY PRESERVATION COMMITTEE; this term will expire in April 2026.

Rule 38 Waived, Reappointment Confirmed and Rule 40 Waived – Yeas 11, Nays 0.

(#0923)

AN ORDINANCE, amending Chapter 10 Finance, Taxation; Property, by establishing two Revolving Funds for Emergency Medical Services (EMS).

Referred to the Committee on Ordinances – February 09, 2023.

Passed to a Second Reading – April 13, 2023.

Passed to be Ordained.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

(#0265)

REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, for the rezoning of Plot 17A-Lot 87 (ES Osborn Street); Plot 17A-Lot 86 (ES Osborn Street) and Plot 17A-85 (ES Osborn Street) from Residential B to MIXED USE BUSINESS.

Recommendation Followed.

(#0924)

AN ORDINANCE, rezoning Plot 17A-Lot 87 (ES Osborn Street); Plot 17A-Lot 86 (ES Osborn Street) and Plot 17A-85 (ES Osborn Street) from Residential B to MIXED USE BUSINESS.

Passed to a Second Reading.

(#0925)

REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, amending Paragraph (i) of Section 4133B of Chapter 9 of the Code of Ordinances, relative to “Marijuana Establishment Hours of Operation”.

Recommendation Followed.

(#0926)

AN ORDINANCE, amending Paragraph (i) of Section 4133B of Chapter 9 of the Code of Ordinances, relative to “Marijuana Establishment Hours of Operation”. (To be Referred to the Committee on Ordinances and the Planning Board.)

Referred to the Committee on Ordinances and the Planning Board – March 09, 2023.

Passed to a Second Reading.

(#0487)

REPORT, Committee on Appointments and Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of EDWARD C. ANTHERS-WASHBURN, New Bedford, MA, to the AIRPORT COMMISSION.

Recommendation Followed. (#0927)

COMMUNICATION, Mayor Mitchell to City Council, submitting the APPOINTMENT of EDWARD C. ANTHERS-WASHBURN, New Bedford, MA, to the AIRPORT COMMISSION.

Referred to the Committee on Appointments and Briefings – March 23, 2023.

Appointment Confirmed – Yeas 8, Nays 3. (Councillors Giesta, Gomes and Council President Morad OPPOSED.) (#0560)

REPORT, Committee on Appointments and Briefings, recommending to the City Council APPROVAL of the COMMUNICATION and APPLICATION of ANTHONY PAIS LOPES, JR., NEW Bedford, MA, as a CONSTABLE.

Recommendation Followed. (#0928)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of ANTHONY PAIS LOPES, JR., New Bedford, MA, as a CONSTABLE.

Referred to the Committee on Appointments and Briefings – April 13, 2023.

Appointment Approved. (#0671)

REPORT, Committee on Appointments and Briefing, recommending to the City Council APPROVAL of the APPLICATION of a NEW LIVERY LICENSE, on behalf of **Renee DePina, 61 Acushnet Avenue, New Bedford, MA 02740, d/b/a UNITED CARE TRANSPORT, INC., 189 Wood Street, New Bedford, MA 02745. (Term of License will expire June 30, 2023.)**

Recommendation Followed. (#0929)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Renee DePina, 61 Acushnet Avenue, New Bedford, MA 02740, d/b/a UNITED CARE TRANSPORT, INC., 189 Wood Street, New Bedford, MA 02745**, hereby submitting a copy of the Application requesting a **NEW PRIVATE LIVERY LICENSE** to carry passengers for hire over the streets of New Bedford. **(License will expire June 30, 2023.**

Referred to the Committee on Appointments and Briefings – April 13, 2023.

New Livery License Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0698)

REPORT, Committee on Appointments and Briefings, recommending to the City Council APPROVAL of the APPLICATION for the **RENEWAL of a PRIVATE LIVERY LICENSE**, on behalf of **Renee DePina, 61 Acushnet Avenue, New Bedford, MA 02740, d/b/a UNITED CARE TRANSPORT, INC., 189 Wood Street, New Bedford, MA 02745. (Term of License July 1, 2023 - June 30, 2024.)**

Recommendation Followed. (#0930)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Renee DePina, 61 Acushnet Avenue, New Bedford, MA 02740, d/b/a UNITED CARE TRANSPORT, INC., 189 Wood Street, New Bedford, MA 02745**, hereby submitting a copy of the Application requesting a **RENEWAL of a PRIVATE LIVERY LICENSE** to carry passengers for hire over the streets of New Bedford. **(Term of License July 1, 2023 - June 30, 2024.)**

Referred to the Committee on Appointments and Briefings – April 13, 2023.

Livery License Renewal Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0699)

REPORT, Special Committee on Affordable Housing and Homeless Affairs, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Burgo, requesting that the Special Committee on Affordable Housing & Homeless Affairs review the City’s Comprehensive Housing Plan titled “Building New Bedford: Strategies to Promote Attainable Housing for All in a Thriving New Bedford” and the COMPREHENSIVE HOUSING PLAN.

Recommendation Followed. (#0931)

WRITTEN MOTION, Councillor Burgo, requesting that the Special Committee on Affordable Housing & Homeless Affairs review the City’s Comprehensive Housing Plan titled “Building New Bedford: Strategies to Promote Attainable Housing for All in a Thriving New Bedford.”

Referred to the Special Committee on Affordable Housing & Homeless Affairs – April 13, 2023.

NO FURTHER ACTION. (#0689)

COMPREHENSIVE HOUSING PLAN,

Referred to the Special Committee on Affordable Housing & Homeless Affairs – April 13, 2023.

NO FURTHER ACTION. (#0690)

REPORT, Special Committee on Affordable Housing and Homeless Affairs, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Burgo, requesting that the Committee on Affordable Housing & Homeless Affairs discuss options for Special Protections for Transit Corridors: A multi-issue response to today’s gentrification and unintended consequences of transit improvements in the City New Bedford and the Southcoast Region.

Recommendation Followed. (#0932)

WRITTEN MOTION, Councillor Burgo, requesting that the Committee on Affordable Housing & Homeless Affairs discuss options for Special Protections for Transit Corridors: A multi-issue response to today’s gentrification and unintended consequences of transit improvements in the City New Bedford and the Southcoast Region.

Referred to the Special Committee on Affordable Housing & Homeless Affairs – March 09, 2023.

NO FURTHER ACTION. (#0482)

REPORT, Special Committee on Affordable Housing and Homeless Affairs, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillor Burgo, requesting that the staff from Steppingstones, Inc. come before the Special Committee on Affordable Housing and Homeless Affairs to discuss the work that they are doing with the homeless.

Recommendation Followed. (#0933)

WRITTEN MOTION, Councillor Burgo, requesting that the staff from Steppingstones, Inc. come before the Special Committee on Affordable Housing and Homeless Affairs to discuss the work that they are doing with the homeless.

Referred to the Special Committee on Affordable Housing & Homeless Affairs – August 18, 2022.

NO FURTHER ACTION. (#1392)

REPORT, Committee on City Property, recommending that the City Council take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors Pereira and Abreu, requesting, that Mary Rapoza, Director of Parks, Recreation and Beaches, come before the Committee on City Property to discuss the Hazelwood Park upgrades, and further; to discuss the possibility of adding pickleball courts to the upgrades.

Recommendation Followed. (#0934)

WRITTEN MOTION, Councillors Pereira and Abreu, requesting, that Mary Rapoza, Director of Parks, Recreation and Beaches, come before the Committee on City Property to discuss the Hazelwood Park upgrades, and further; to discuss the possibility of adding pickleball courts to the upgrades.

Referred to the Committee on City Property – February 09, 2023.

NO FURTHER ACTION. (#0279)

REPORT, Committee on City Property, recommending that the City Council take “**NO FURTHER ACTION**” on the WRITTEN MOTION, Councillor Pereira, requesting the DPI Commissioner Jamie Ponte appear before the Committee on City Property, to update the City Council on the Rodney French Boulevard road improvement project.

Recommendation Followed. (#0935)

WRITTEN MOTION, Councillor Pereira, requesting the DPI Commissioner Jamie Ponte appear before the Committee on City Property, to update the City Council on the Rodney French Boulevard road improvement project.

Adopted – February 23, 2023.

NO FURTHER ACTION. (#0359)

REPORT, Committee on City Property, recommending that the City Council take “**NO FURTHER ACTION**” on the WRITTEN MOTION, Councillor Gomes, requesting that the Committee on City Property meet with the new owners of the former Hallmark Nursing Home on Rockdale Avenue and the former Sassaquin Nursing Home on Acushnet Avenue for the purpose of discussing what their plans are at said locations.

Recommendation Followed. (#0936)

WRITTEN MOTION, Councillor Gomes, requesting that the Committee on City Property meet with the new owners of the former Hallmark Nursing Home on Rockdale Avenue and the former Sassaquin Nursing Home on Acushnet Avenue for the purpose of discussing what their plans are at said locations.

Referred to the Committee on City Property – August 18, 2022.

NO FURTHER ACTION. (#1391)

REPORT, Committee on Appointments and Briefings, recommending that the City Council take “**NO FURTHER ACTION**” on the COMMUNICATION, Mayor Mitchell to City Council, submitting the APPOINTMENT of JAMES R. GAGNON, New Bedford, MA, to the VETERANS ADVISORY BOARD.

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

COMMUNICATION, Mayor Mitchell to City Council, submitting the APPOINTMENT of JAMES R. GAGNON, New Bedford, MA, to the VETERANS ADVISORY BOARD.

Referred to the Committee on Appointments and Briefings – February 23, 2023.

Referred to the Committee on Appointments and Briefings. (#0329)

WRITTEN MOTION, Council President Morad, requesting that the City Council WAIVE RULE 27, in order to hold QUASI COMMITTEE OF THE WHOLE MEETINGS on MONDAY, JUNE 5, 2023 and TUESDAY, JUNE 6, 2023.

Adopted – Yeas 11, Nays 0. (#0938)

WRITTEN MOTION, Councillor Oliver, requesting, that the Committee on Ordinances meet to discuss drafting an Ordinance which would hinder the availability of gasoline for illegal purposes and to address the ongoing public safety issues surrounding the operation of all-terrain vehicles, mini-cycles, dirt bikes and other unauthorized motor vehicles on our City streets. (To be Referred to the Committee on Ordinances.)

Referred to the Committee on Ordinances. (#0939)

WRITTEN MOTION, Councillors Abreu and Oliver, requesting, that the Special Committee on Memorials and Dedications, the Department of Public Infrastructure and the Administration discuss the feasibility of erecting a dedication plaque honoring Philip C. Paleologos at the corner of Shawmut Avenue and Hathaway Road (or another suitable location) honoring his over five decades of philanthropy and community service to the City of New Bedford. (To be Referred to the Special Committee on Memorials and Dedications, the Department of Public Infrastructure and the Administration.)

Referred to the Special Committee on Memorials and Dedications, the Department of Public Infrastructure and the Administration. (#0940)

WRITTEN MOTION, Councillor Gomes, requesting, on behalf of the residents of Ash Street, between Union Street and Arnold Street, that the Department of Public Infrastructure take immediate action to address the conditions of the roadway in said area, or provide an action plan as to when and how this portion of roadway will be addressed. (To be Referred to the Department of Public Infrastructure.)

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval May 30, 2023.

RETURNED UNSIGNED June 27, 2023. (#0941)

WRITTEN MOTION, Councillor Gomes, requesting that the owners of Engineered Industrials Group Inc., Jaime Goulart and Maria C. Goulart of 101 Seymour Street, be invited to a Committee on Public Safety and Neighborhoods meeting, to discuss their ongoing business practice in a residential neighborhood and the quality of life for the residents within the area, further requesting that the Inspectional Services Commissioner, the assigned Building Inspector for that area and the Police Chief be invited to said meeting; and furthermore that that the City Clerk provide the Committee with the business records for this property. (To be Referred to the Committee on Public Safety and Neighborhoods.)

Referred to the Committee on Public Safety and Neighborhoods – FAILED – Yeas 5, Nays 6. (Councillors Carney, Gomes, Lima, Markey and Council President Morad IN FAVOR.) (#0942)

COMMUNICATION/DEMOLITION, Anne Louro, Preservation Planner, to City Council, re: BUILDING DEMOLITION REVIEW: – 455 WEST CLINTON STREET, (MAP 44, LOT 479) a circa 1923, concrete block masonry and wood frame 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 garage structure at 455 West Clinton Street is neither a Historically Significant nor a Preferably Preserved Building.”**

Demolition Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0943)

COMMUNICATION/DEMOLITION, Anne Louro, Preservation Planner, to City Council, re: BUILDING DEMOLITION REVIEW: – 19 JEAN STREET, (MAP 92, LOT 45) a circa 1940, concrete block masonry warehouse 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 deferred maintenance; the structure is being demolished as part of the site’s adaptive reuse as a self-storage facility” **“in light of these findings, the Preservation Planner has determined that the concrete block warehouse structure at 19 Jean Street is neither a Historically Significant nor a Preferably Preserved Building.”**

Demolition Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0944)

PETITION/INDEMNITY AGREEMENT, MDBC REALTY, LLC, 46-50 Union Street, New Bedford, MA 02740, to encroach on the City sidewalk for an ADA compliant door, to swing open three feet at 46-50 Union Street. (Submitted by Councillor Baptiste.)

Approved.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0945)

CITY OF NEW BEDFORD
IN CITY COUNCIL
MAY 25, 2023

ORDERED, that permission be granted to **MDBC REALTY, LLC**, 46-50 Union Street, New Bedford, MA 02740, for permission to encroach on the City sidewalk for an ADA compliant door, to swing open three feet at 46-50 Union Street.

BE IT FURTHER ORDERED, That said permission is hereby granted subject to Petition/Indemnity Agreement of **MDBC REALTY, LLC**, to the City of New Bedford, approved by the City Council on May 25, 2023, a copy of which is attached hereto and made part thereof, and subject to the approval of the Department of Inspectional Services.

Adopted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0946)

COMMUNICATION, Councillors Carney, Lima and Council President Morad, submitting a copy of a letter sent to Rabbi Raphael Kanter and Cantor Nathaniel Schudrich of Tifereth Israel Synagogue, thanking them and the members of the Congregation for the invitation to participate in the Synagogue's celebration ceremony. (To be Received and Placed on File.)

Received and Placed on File. (#0947)

COMMUNICATION, Councillors Carney, Giesta, Gomes and Council President Morad, submitting a copy of a letter sent to Francisco Fonseca, President, New Bedford Sports Club, thanking the Club for their invitation to participate in the Club's 50th Anniversary celebration. (To be Received and Placed on File.)

Received and Placed on File. (#0948)

CITATION, Council President Morad, honoring DENIS & DEBORAH LAWRENCE, in recognition of the Celebration of their 35th Wedding Anniversary, with Wishes that the Good Lord will give you many more happy years together.

Adopted, to be presented at a later date. (#0949)

CITATION, Councillor Markey and Council President Morad, honoring DEBRA L. LEE, Director, Council on Aging, on the occasion of her retirement after 11 years of dedicated service to the City of New Bedford and with sincere wishes that the Good Lord bestow continued health and happiness in her retirement years.

Adopted, to be presented at a later date. (#0950)

CITATION, Councillor Carney, Council President Morad and Councillor Pereira, honoring PAT SHEEHAN, in recognition of his historic visit to the City of New Bedford and for his unwavering commitment to the causes of those he represents as a member of the Sinn Fein.

Adopted, to be presented at a later date. (#0951)

The following resolution was presented by Councillor Gomes to Antone “Chubby” Tavares.

CITY OF NEW BEDFORD

IN CITY COUNCIL

MAY 25, 2023

**RESOLUTION HONORING ANTONE “CHUBBY” TAVARES,
ON THE OCCASION OF HIS RETIREMENT**

WHEREAS, Antone “Chubby” Tavares, the group’s founder and maker of the world renowned singing group known as Tavares, have been an inspiration to millions of fans from New Bedford, Massachusetts, to across this world; and

WHEREAS, Chubby Tavares and his brothers group were bonded by a rich family of love and brotherhood, a legacy of musical talent going back to their dad Feliciano “Flash” Tavares one of the greatest Cape Verdean musician that set the foundation for the group with his musical talent; and

WHEREAS, When Antone “Chubby” Tavares, started the group in 1959, with two friends Benny and George Duarte, drummer Paul Joya and rhythm guitar player John Fortes, they were called Chubby and the Realities; and

WHEREAS, Chubby kept adding his brothers to the group until they became known as Chubby and the Turnpikes, only years later to become what is known today in the United States, and around the world, Tavares; and

WHEREAS, Antone Chubby Tavares, who has thrilled the people of his hometown of New Bedford, the Commonwealth, the United States of America, and the World, for the past 64 years; has decided to retire, and in his own words, he stated “that it’s been an amazing ride and whatever time the good Lord has given to me, will be spent with my family”; and

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council, and the citizens of the City of New Bedford, thanks **ANTONE “CHUBBY” TAVARES** for the decades of music and dance wishing him good health and good fortune during his retirement years:

BE IT FURTHER RESOLVED, This Resolution is presented to **ANTONE “CHUBBY” TAVARES** on the 14th day of May 2023 with wishes for a long, happy and healthy retirement.

Adopted, to be presented at a later date. (#0952)

WRITTEN MOTION, Councillor Giesta, requesting, on behalf of the St. Michael Social Club, that the following street(s) be CLOSED: MADEIRA AVENUE, between Eugenia Street and Whitman Street, FROM 8:00 A.M. ON THURSDAY, JULY 13, 2023, TO 8:00 A.M., ON MONDAY, JULY 17, 2023, for the purpose of The Annual St. Michael Social Club Festival-Festa Do Chicharro.

Permission Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0953)

WRITTEN MOTION, Councillor Baptiste, requesting, that the following street(s) be CLOSED: PURCHASE STREET, from William Street to Spring Street; UNION STREET, from Pleasant Street to Johnny Cake Hill/Bethel Street; ACUSHNET AVENUE, from William Street to Spring Street AND SECOND STREET, from William Street to Spring Street, ON THURSDAY, JULY 20, 2023, FROM 7:00 A.M. THROUGH 9:00 P.M., for the purpose of **JOE JESUS FIFTIES NIGHT DOWNTOWN. PLEASE NOTE: ALTERNATE RAIN DATE SCHEDULED FOR THURSDAY, JULY 27, 2023; AND FURTHER, REQUESTING THAT DPI PROVIDE STREET CLOSURE BARRELS FOR EVENT.**

Permission Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0954)

WRITTEN MOTION, Councillor Pereira, requesting on behalf of Our Lady of Mount Carmel Church, that the following street(s) be CLOSED: KATHERINE STREET, between Crapo Street and Bonney Street, ON FRIDAY, JULY 28, 2023, FROM 10:00 A.M. THROUGH SUNDAY, JULY 30, 2023, MIDNIGHT, for the purpose of the Annual Our Lady of Mount Carmel Church Feast; ALSO, that the following streets be CLOSED ON SUNDAY, JULY 30, 2023, FROM 8:00 A.M. THROUGH 6:00 P.M., for the Our Lady of Mount Carmel Church Feast PROCESSION, and so that the streets may be decorated for said Procession, as follows: RIVET STREET, between Crapo Street and Bolton Street; BONNEY STREET, between Rivet Street and Thompson Street; THOMPSON STREET, between Bonney Street and Hemlock Street; HEMLOCK STREET, between Thompson Street and Swift Street; SWIFT STREET, between Hemlock Street and Bolton Street and BOLTON STREET, between Swift Street and Rivet Street for the purpose of Our Lady of Mount Carmel Church Feast Procession.

Permission Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0955)

WRITTEN MOTION, Councillor Lima, requesting, that the following street(s) be CLOSED: FULLER MEMORIAL PARKWAY, from Rockdale Avenue, westerly through Buttonwood Park, to Brownell Avenue; BUTTONWOOD STREET, from the Monument to Lake Street AND ONEIDA STREET, from Lt. Walter P. Fuller Memorial Parkway to Lake Street (In Front of the Buttonwood Senior Center), FROM: 7:00 A.M. WEDNESDAY, JULY 05, 2023, THROUGH: 3:00 P.M., MONDAY, JULY 10, 2023, for the purpose of THE WHALING CITY FESTIVAL.

Permission Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0956)

WRITTEN MOTION, Councillor Baptiste, requesting, on behalf of the Zeiterion Center for the Performing Arts, that the following street(s) be CLOSED: PURCHASE STREET, from School Street to Spring Street, ON SATURDAY, AUGUST 12, 2023 AT 12:00 A.M. (MIDNIGHT) 11:59 P.M. (NOON), for the purpose of a Party for the Zeiterion Center for the Performing Arts closing for renovations.

Permission Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0957)

WRITTEN MOTION, Councillor Baptiste, requesting, that the following street(s) be CLOSED: ACUSHNET AVENUE, from William Street to Union Street; WILLIAM STREET, from Second Street to Johnny Cake Hill AND PURCHASE STREET, from Spring Street to Union Street, ON THURSDAY, JULY 13, 2023 AT 3:00 P.M. TO 8:00 P.M., for the purpose of the Buy Black New Bedford Dream Makers Market at Custom House Square/July AHA! Kids Rule.

Permission Granted.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0958)

WRITTEN MOTION, Councillor Gomes, on behalf of the residents in the area of Brownell Avenue, Gaywood Street and Pinette Street, requesting, that the crosswalks and the centerlines be painted yellow at these intersections along with the Court Street entrance to Buttonwood Park, these crosswalks are heavily used by pedestrians walking in these areas.

Referred to the Department of Public Infrastructure and the Traffic Commission.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0959)

COMMUNICATION, Council President Morad, submitting a copy of a letter sent to Ms. Dulce Matos, President of the Day of Portugal Organization, thanking her and the members of the organization for their invitation to this year's opening day ceremony and flag raising.

Received and Placed on File. (#0960)

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 Park Board for meetings held on February 15, 2023 and March 15, 2023 and from the Zoning Board of Appeals for a meeting held on February 07, 2023.

Received and Placed on File. (#0961)

APPLICATION, **CertaPro Painters**, for permission to maintain a STREET OBSTRUCTION at **686 Belleville Avenue**, provisionally granted by the City Clerk on May 09, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0962)

APPLICATION, **POD'S Enterprises, LLC**, for permission to maintain a STREET OBSTRUCTION at **542 Kirby Street**, provisionally granted by the City Clerk on May 16, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0963)

APPLICATION, **Barletta Heavy Division**, for permission to maintain a STREET OBSTRUCTION at **East Side of Purchase Street, between Willis Street and Pearl Street**, provisionally granted by the City Clerk on May 16, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0964)

APPLICATION, **Collins Construction Co. Inc.**, for permission to maintain a STREET OBSTRUCTION at **160 County Street**, provisionally granted by the City Clerk on May 18, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0965)

APPLICATION, **R.W. Bryant Contracting, Inc.**, for permission to maintain a STREET OBSTRUCTION at **198 Herman Melville Boulevard**, provisionally granted by the City Clerk on May 09, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0966)

APPLICATIONS, **MSR Utility Maintenance Corp.**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on May 09, 2023, subject to ratification by the Mayor and City Council as follows:

Allen Street, at the intersections of Rockdale Avenue, John Street and Kirby Street

(#0967)

Pequot Street, from Acushnet Avenue to Betty Lane

(#0968)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

APPLICATION, **Ponte's Excavating Company**, for permission to maintain a STREET OBSTRUCTION at **16 Bass Street**, provisionally granted by the City Clerk on May 10, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0969)

APPLICATIONS, **MSR Utility Maintenance Corp.**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on May 12, 2023, subject to ratification by the Mayor and City Council as follows:

George Street, btw. Rodney French Boulevard and Brock Avenue (#0970)

Allen Street, btw. Homer Street and Oaklawn Drive (#0971)

Welcome Street, btw. Rodney French Boulevard and McGurk Street (#0972)

David Street, btw. West Rodney French Boulevard and Brock Avenue (#0973)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

APPLICATIONS, **Able Asphalt, Inc.**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on May 12, 2023, subject to ratification by the Mayor and City Council as follows:

305 North of Braley Road ws Acushnet Avenue, Plot136/Lot 276 (#0974)

1127 Beverly Street (#0975)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **867 Mt. Pleasant Street**, provisionally granted by the City Clerk on May 12, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0976)

APPLICATION, **Able Asphalt, Inc.**, for permission to maintain a STREET OBSTRUCTION at **1475 Morton Avenue**, provisionally granted by the City Clerk on May 12, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0977)

APPLICATION, **R.W. Bryant Contracting, Inc.**, to DISTURB THE SURFACE, of **198 Herman Melville Boulevard**, provisionally granted by the City Clerk on May 09, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0978)

APPLICATIONS, **MSR Utility Maintenance Corp.**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 09, 2023, subject to ratification by the Mayor and City Council as follows:

Allen Street, at the intersections of Rockdale Avenue, John Street and Kirby Street (#0979)

Pequot Street, from Acushnet Avenue to Betty Lane (#0980)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

APPLICATION, **Ponte's Excavating Company**, to DISTURB THE SURFACE, of **16 Bass Street**, provisionally granted by the City Clerk on May 10, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0981)

APPLICATIONS, **MSR Utility Maintenance Corp.**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 12, 2023, subject to ratification by the Mayor and City Council as follows:

George Street, btw. Rodney French Boulevard and Brock Avenue (#0982)

Allen Street, btw. Homer Street and Oaklawn Drive (#0983)

Welcome Street, btw. Rodney French Boulevard and McGurk Street (#0984)

David Street, btw. West Rodney French Boulevard and Brock Avenue (#0985)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

APPLICATIONS, **Able Asphalt, Inc.**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 12, 2023, subject to ratification by the Mayor and City Council as follows:

305 North of Braley Road ws Acushnet Avenue, Plot136/Lot 276 (#0986)

1127 Beverly Street (#0987)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **867 Mt. Pleasant Street**, provisionally granted by the City Clerk on May 12, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0988)

APPLICATION, **Able Asphalt, Inc.**, to DISTURB THE SURFACE, of **1475 Morton Avenue**, provisionally granted by the City Clerk on May 12, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#0989)

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 17, 2023, subject to ratification by the Mayor and City Council as follows:

863 Brock Avenue	(#0990)
445 Chancery Street	(#0991)
75 Belleville Road	(#0992)
53 Ashley Street	(#0993)
16 Ashley Street	(#0994)
403 Rockdale Avenue	(#0995)
94 Willow Street	(#0996)
49-51 Robert Street	(#0997)
799 South First Street	(#0998)
47 Garrison Road	(#0999)
125 Fair Street	(#1000)
50 Ellen Street	(#1001)
140 Cottage Street	(#1002)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

APPLICATION, **Eversource Gas**, to DISTURB THE SURFACE, of **1884 Phillips Road**, provisionally granted by the City Clerk on May 19, 2023, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023. (#1003)

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 22, 2023, subject to ratification by the Mayor and City Council as follows:

1020 Pleasant Street	(#1004)
82 Aquidneck Street	(#1005)
97 Luke Street	(#1006)
159 Newton Street	(#1007)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval May 30, 2023.

Approved June 06, 2023.

On a motion, the Council then adjourned at 7:42 p.m.

ATTEST:

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