

REGULAR MEETING
Chambers of the City Council
Thursday, April 11, 2019

CITY COUNCIL
Municipal Building
7:03 p.m.

PRESENT: Council President Morad, Councillors Abreu, Carney, Coelho, Dunn, Giesta, Gomes, Lima, Lopes, Markey and Rebeiro.

LATE: No One

ABSENT: No One

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

Moment of Silence

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

COMMUNICATION, Mayor Mitchell, to City Council, submitting DRAFT language for special legislation that would effectuate the agreement between the City, the Alma del Mar Charter School, and the Department of Elementary & Secondary Education to establish a 450-student neighborhood-based charter school at the site of the former Kempton Elementary School.

Referred to the Committee on Appointments and Briefing – FAILED – Yeas 5, Nays 6. (Councillors Dunn, Giesta, Lopes, Morad and Rebeiro OPPOSED.)

CHARTER RULED by Councillor Dunn. (#0640)

REVISED DRAFT Possible Legislative Language – between the City of New Bedford and the Alma del Mar Charter School, dated April 3, 2019.

Referred to the Committee on Appointments and Briefing – FAILED – Yeas 5, Nays 6. (Councillors Dunn, Giesta, Lopes, Morad and Rebeiro OPPOSED.)

CHARTER RULED by Councillor Dunn. (#0641)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$75,000 from FREE CASH, to FACILITIES AND FLEET MANAGEMENT, OTHER FINANCING USES.

Received and Placed on File. (#0642)

CITY OF NEW BEDFORD
IN CITY COUNCIL
APRIL 11, 2019

AN ORDERED, that the sum of **SEVENTY-FIVE THOUSAND DOLLARS (\$75,000)** now standing to the credit of the account from **FREE CASH** be and the same is hereby transferred and appropriated to as follows:

FACILITIES AND FLEET DEPARTMENT OTHER FINANCING USES.....\$75,000

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 1. (Council President Morad OPPOSED.)

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019. (#0643)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a WAIVER OF RESIDENCY for ROBERT TETREAULT, Waterfront Supervisor, in the Parks, Recreation and Beaches Department who resides in Mattapoisett.

Six-Month Waiver of Residency Granted – Yeas 11, Nays 0.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019. (#0644)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JOSHUA AMARAL, New Bedford, to the GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL DISTRICT COMMITTEE; this term will expire May 1, 2023.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0. (#0645)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of BRUCE DUARTE, New Bedford, MA to the VETERANS ADVISORY BOARD; this term will expire December 2021.

Rule 38 Waived and Reappointment Confirmed – Yeas 11, Nays 0. (#0646)

REPORT, Committee on City Property recommending that the City Council ADOPT the ORDER attached hereto for the acquisition of the land purchase price for Tifereth Israel Congregation, as described in said order.

Recommendation Followed. (#0647)

CITY OF NEW BEDFORD
IN CITY COUNCIL
FEBRUARY 28, 2019

ORDERED, that at the request of the New Bedford Airport Commission, the City of New Bedford purchase from Tifereth Israel Congregation Lot A (consisting of approximately 65,768 square feet) for \$21,000.00 and Lot B (consisting of approximately 51,950 square feet) for \$14,000.00; the deeds for Lots A & B to be drafted by the Solicitor's office and that said Lots A & B be placed under the control of the New Bedford Airport Commission. (said lots are depicted on the plan appended hereto and incorporated by reference (Referred to the Committee on City Property February 28, 2019.)

Adopted Yeas 10, Nays 0.

Motion made by Councillor Carney to RECONSIDER the matter and Refer to the Committee on City Property – All Ayes – February 28, 2019.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019. (#0336)

REPORT, Committee on City Property, recommending that the City Council ADOPT the ORDER attached hereto for the transfer of the land to the Tifereth Israel Congregation, as described in said order.

Recommendation Followed. (#0648)

CITY OF NEW BEDFORD
IN CITY COUNCIL
FEBRUARY 28, 2019

ORDERED, that the request of the New Bedford Airport Commission the City Council authorize the sale of "Lot C" consisting of approximately 28,183 square feet to the Tifereth Israel Congregation for consideration of \$35,000.00 and that the Solicitor's office prepare said deed. (a copy of a plan depicting Lot C is appended hereto and incorporated by reference)

Adopted – Yeas 10, Nays 0.

Motion made by Councillor Carney to RECONSIDER the matter and Refer to the Committee on City Property – All Ayes – February 28, 2019.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019. (#0338)

REPORT, Committee on City Property, recommending that the City Council APPROVE the acquisition of the described land pursuant to the terms of the Committee's chosen proposal and attached hereto; and not to exceed a cost of \$350,000 and authorize the City Solicitor and the Administration to take the necessary action and execute the necessary documents to perform the land acquisition for the proposed Public Safety Facility at Ruth and Salisbury Streets and Brock Avenue.

Recommendation Followed and referred to the Administration and City Solicitor – Yeas 11, Nays 0.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019. (#0649)

REPORT, Committee on Appointments & Briefings, recommending to the City Council ADOPTION of the ORDER, authorizing the Statement of Interest (SOI) Form to the Massachusetts School Building Authority for the following elementary school: James B. Congdon Elementary School, located at 50 Hemlock Street, New Bedford.

Recommendation Followed. (#0650)

CITY OF NEW BEDFORD
IN CITY COUNCIL
MARCH 28, 2019

RESOLVED, having convened in an open meeting on March 28, 2019, prior to the closing date, the City Council of New Bedford in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 20, 2019 for the James B. Congdon Elementary School located at 50 Hemlock St., New Bedford, which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future for Priority 7: (Replacement, renovation or modernization of school facility systems such as roofs, windows, boilers, heating and ventilation, to increase energy conservation and decrease energy related costs in a school facility.) This SOS is specifically for replacement of an obsolete building; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the City to filing an application for funding with the Massachusetts School Building Authority.

Referred to the Committee on Appointments and Briefings – Yeas 11, Nays 0. – March 28, 2019.

Adopted and Rule 40 Waived – FAILED – Yeas 6, Nays 5. (Councillors carney, Giesta, Markey, Morad and Rebeiro OPPOSED.) (#0539)

REPORT, Committee on Appointments & Briefings, recommending to the City Council ADOPTION of the ORDER, authorizing the Statement of Interest (SOI) Form to the Massachusetts School Building Authority for the following elementary school: John B. DeValles Elementary School, located at 120 Katherine Street, New Bedford.

Recommendation Followed. (#0651)

CITY OF NEW BEDFORD
IN CITY COUNCIL
MARCH 28, 2019

ORDER, RESOLVED, having convened in an open meeting on March 28, 2019, prior to the closing date, the city council of New Bedford in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 20, 2019 for the John B. DeValles Elementary School located at 120 Katherine St., New Bedford, which describes and explains the following deficiencies and the priority category(s) which an application may be submitted to the Massachusetts School Building Authority in the future for priority 7: (Replacement, renovation or modernization of school facility systems such as roofs, windows, boilers, heating and ventilation, to increase energy conservation and decrease energy related costs in a school facility.) This SOI is specifically for replacement of an absolute building; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building uthority, or commits the city to filing and application for funding with the Massachusetts School Building Authority. (Referred to the Committee on Appointments and Briefings – March 28, 2019.)

Referred to the Committee on Appointments and Briefings – Yeas 11, Nays 0 – March 28, 2019.

Adopted and Rule 40 Waived – FAILED – Yeas 6, Nays 5. (Councillors Carney, Giesta, Markey, Morad and Rebeiro OPPOSED.) (#0541)

REPORT, Committee on Appointments & Briefings, recommending to the City Council that the School Committee invite a member of the City Council (as designated by the Council President) to all future discussions regarding building construction or repairs so that we are working jointly to determine future projects that will be considered for funding.

Recommendation Followed and Referred to the School Committee. (#0652)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of SHAYNE M. TRIMBELL, New Bedford, MA 02740, as an Alternate Member to the PLANNING BOARD; Mr. Trimbell will be replacing George N. Smith, whose term has expired; this term will expire September 2021.

Recommendation Followed.

(#0653)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of SHAYNE M. TRIMBELL, New Bedford, MA 02740, as an Alternate Member to the PLANNING BOARD; Mr. Trimbell will be replacing George N. Smith, whose term has expired; this term will expire September 2021. (Referred to the Committee on Appointments and Briefings – February 28, 2019.)

Referred to the Committee on Appointments and Briefings – February 28, 2019.

Appointment Confirmed – Yeas 11, Nays 0.

(#0323)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of CELESTE PALEOLOGOS, New Bedford, MA, 02746, to the ZONING BOARD OF APPEALS; this term will expire December 2020.

Recommendation Followed.

(#0654)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of CELESTE PALEOLOGOS, New Bedford, MA, 02746, to the ZONING BOARD OF APPEALS; this term will expire in December 2020.

Referred to the Committee on Appointments and Briefings – February 28, 2019.

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

(#0324)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL on behalf of JOSEPH A. NEVES, 574 Allen Street, New Bedford, MA 02740 d/b/a NEVES BUS COMPANY, INC., 574 Allen Street, New Bedford, MA 02740, of the Application requesting a NEW PRIVATE LIVERY LICENSE, to carry passengers for hire over the streets of New Bedford.

Recommendation Followed.

(#0655)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of JOSEPH A. NEVES, 574 Allen Street, New Bedford, MA 02740 d/b/a NEVES BUS COMPANY, INC., 574 Allen Street, New Bedford, MA 02740, hereby submits a copy of the Application requesting a **NEW PRIVATE LIVERY LICENSE**, to carry passengers for hire over the streets of New Bedford. (Referred to the Committee on Appointments and Briefings – February 28, 2019.)

Referred to the Committee of Appointments and Briefings – February 28, 2019.

New Private Livery License Granted.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019.

(#0339)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors Carney, Gomes, Dunn, Coelho and Rebeiro, requesting, that Congressman Keating, State Senator Montigny, Representative Cabral, a Representative from the Department of Housing and Urban Development (HUD) and the Department of Housing and Community Development, walk through the King Village Apartments to immediately address the deplorable conditions that residents are forced to live in since the new ownership has taken over; and further, that the Committee on Appointments and Briefings meet with King Village Ownership and HUD Officials to discuss the environmental concerns, security measures, maintenance and building construction.

Recommendation Followed.

(#0656)

WRITTEN MOTION, Councillors Carney, Gomes and Dunn, requesting, that Congressman Keating, State Senator Montigny, Representative Cabral, a Representative from the Department of Housing and Urban Development (HUD) and the Department of Housing and Community Development, walk through the King Village Apartments to immediately address the deplorable conditions that residents are forced to live in since the new ownership has taken over; and further, that the Committee on Appointments and Briefings meet with King Village Ownership and HUD

Officials to discuss the environmental concerns, security measures, maintenance and building construction. (Referred to the Committee on Appointments and Briefings – October 26, 2017.)

Rule 42 Waived – Yeas 10, Nays 0.

Adopted and Rule 40 Waived – Yeas 10, Nays 0 – October 26, 2017.

NO FURTHER ACTION.

(#1900)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors, Gomes, Carney and Rebeiro, requesting, that the Committee on Appointments and Briefings meet with John DaCosta, the property manager at King Village Apartments, and owner/owners of King Village Apartments, along with the residents of buildings east and west, the Health Department and the Department of Inspectional Services for a report on what has taken place since our last meeting with residents; and further, that the Council get an update on building improvements, security, outside building structure problems, mold and cleanliness of the building and other possible problems that may be harmful to the Senior population living at both locations; and further, that a representative from HUD, a representative from the Atty. General’s Office, the Dept. of Housing and Community Development, Senator Montigny, State Representative Antonio Cabral, along with Federal and State officials also be invited to said meeting.

Recommendation Followed.

(#0657)

WRITTEN MOTION, Councillors Gomes, Carney and Rebeiro, requesting, that the Committee on Appointments and Briefings meet with John DaCosta, the property manager at King Village Apartments, and owner/owners of King Village Apartments, along with the residents of buildings east and west, the Health Department and the Department of Inspectional Services for a report on what has taken place since our last meeting with residents; and further, that the Council get an update on building improvements, security, outside building structure problems, mold and cleanliness of the building and other possible problems that may be harmful to the Senior population living at both locations; and further, that a representative from HUD, State Representative Antonio Cabral, along with Federal and State officials also be invited to said meeting. (Referred to the Committee on Appointments and Briefings – January 25, 2018.)

Referred to the Committee on Appointments and Briefings – January 25, 2018.

NO FURTHER ACTION.

(#0106)

REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on the WRITTEN MOTION, Councillors Gomes, Carney and Rebeiro, requesting, once more that the Committee on Appointments and Briefings meet with management of Kings Village, this request comes once again on behalf of the residents; and further, that once again the Board of Health and the Department of Inspectional Services inspect the housing complex for rodent complaints, bedbugs, mold and mildew and the maintenance procedures that have not been done in the buildings following up on inspections that were done early this year; and further, once more that letters be sent to our State Legislative Delegation, HUD and State Health inspectors about the conditions at the senior citizen complex.

Recommendation Followed.

(#0658)

WRITTEN MOTION, Councillors Gomes and Carney, requesting, once more that the Committee on Appointments and Briefings meet with management of Kings Village, this request comes once again on behalf of the residents; and further, that once again the Board of Health and the Department of Inspectional Services inspect the housing complex for rodent complaints, bedbugs, mold and mildew and the maintenance procedures that have not been done in the buildings following up on inspections that were done early this year; and further, once more that letters be sent to our State Legislative Delegation, HUD and State Health inspectors about the conditions at the senior citizen complex. (Referred to the Committee on Appointments and Briefings – August 16, 2018.)

TABLED – May 24, 2018.

Removed from the Table.

Referred to the Committee on Appointments and Briefings and that the Delegation from HUD be invited to said Committee meeting – August 16, 2018.

NO FURTHER ACTION.

(#0855)

CITY OF NEW BEDFORD
IN CITY COUNCIL
DECEMBER 13, 2018

A BOND ORDER TO AUTHORIZE THE BORROWING OF FUNDS TO PAY COSTS OF UPGRADING AND REPLACING THE CITY'S PUBLIC SAFETY RADIO COMMUNICATIONS SYSTEM.

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

ORDERED, that \$7,662,000.00 is appropriated to pay the costs of upgrading and replacing the City's public safety radio communications system, including but not limited to fiber infrastructure and radio tower installations, detail study and conceptual design, licensing and infrastructure implementation, (the "Project"); that to meet this appropriation the Treasurer with the approval of the Mayor and the Committee on Finance is authorized to borrow 7,662,000 under Chapter 44 of the General Laws or any other enabling; that the premium received by the city upon the sale of any bonds or notes hereunder, less any such premium applied to the payment of the costs of issuance of such bonds or notes may be applied to pay projects costs and the amount authorized to be borrowed hereunder shall be reduced by the amount of any such premium so applied; and that the Mayor is authorized to take any other action necessary to carry out this project; provided, however, that the Chief Financial Officer shall approve the amount and timing of the borrowing for each of the four phases of the project.

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

Referred to the Committee on Finance – December 13, 2018.

Passed to a Second Reading – March 14, 2019.

Adopted – Yeas 10, Nays 1. (Council President Morad OPPOSED.)

Presented to the Mayor for approval April 16, 2018.

Approved April 22, 2019. (#1950)

WRITTEN MOTION, Councillor Lopes, requesting that the CFO Sky, City Treasurer Fernandes and DPI Commissioner Ponte review the ongoing posting delays of the online water & sewer payments with the City's current lockbox provider. (To be Referred to the Committee on Finance.)

Referred to the Committee on Finance. (#0659)

WRITTEN MOTION, Councillors Lopes, Abreu and Giesta, requesting on behalf of Antoine J. Khalife and Michael J. Khalife, that 157-161 Coggeshall Street, Plot 93/Lot 169 and 171 Coggeshall Street, Plot 93/Lot 227, be rezoned from Mixed-Use Business to Industrial "B".

Referred to the Committee on Ordinances and the Planning Board. (#0660)

COMMUNICATION, Councillor Giesta, submitting a copy of an email regarding Heidi Johnson's support of the rezoning of 157 – 161 Coggeshall Street, 169-171 Coggeshall Street and E.S. Mitchell street (Plot 93/Lot 275)

Referred to the Committee on Ordinances and the Planning Board. (#0661)

WRITTEN MOTION, Councillors Lopes, Abreu and Giesta, requesting on behalf of Heidi Johnson "Trustee"/ Mitchell Street Trust - 2013, that E.S. Mitchell Street, Plot 93/Lot 275 be rezoned from Mixed-Use Business to Industrial "B".

Referred to the Committee on Ordinances and the Planning Board. (#0662)

WRITTEN MOTION, Councillors Rebeiro, Dunn, Abreu, Lima and Lopes, requesting that the City look into allowing restaurants and bars to pay an annual fee for one parking space to accommodate valet parking. (To be Referred to the Committee on Ordinances.)

Referred to the committee on Ordinances. (#0663)

WRITTEN MOTION, Councillors Gomes and Lopes, requesting that the Committee on Ordinances amend Chapter 9, Section 4131B of the Code of Ordinances, Relative to Marijuana Establishment Zoning. (To be Referred to the Committee on Ordinances and the Planning Board.)

Referred to the Committee on Ordinances and the Planning Board. (#0664)

AN ORDINANCE, amending Chapter 9, Subsection (ii) of Section 4131B – Location Requirements and Restrictions – by striking the last paragraph of subsection and inserting – “The distance under this provisions shall be measured in a straight line from the nearest point of the property line in question to the primary entrance doorway into the structure where the Marijuana Establishment or Medical Marijuana Treatment Center will be located.” (To be Referred to the Committee on Ordinances and the Planning Board.)

Referred to the Committee on Ordinances and the Planning Board. (#0665)

AN ORDINANCE, amending Chapter 9, Section 4131, Paragraph (a) of Subsection (ii) – Location Requirements and Restrictions – by adding inserting after the words “Medical Marijuana Treatment Center”– “unless the Marijuana Establishment or Medical Marijuana Treatment Center is separated from said property in question by a roadway layout of 50 feet or more that contains at least 4 designated lanes of traffic.” (To be Referred to the Committee on Ordinances and the Planning Board.)

Referred to the Committee on Ordinances and the Planning Board. (#0666)

WRITTEN MOTION, Councillors Rebeiro and Morad, requesting that the Administration forward all appointees to the City Council for service on the City’s Condominium Review Board, that has been established per the City Charter and is currently inactive; said appointees should be forwarded for approval within the next 60 days. (Referred to the Administration.)

Referred to the Administration. (#0667)

WRITTEN MOTION, Councilor Gomes, requesting, that immediate action be taken by the Administration and the City’s Department that is responsible for closing the gates to Wings Court; said gates should be closed nightly from 9pm. until sunrise the following morning, this request comes after several complaints from residents living in this area of downtown where the quality of life is deteriorated by activities that go on after dark.

Referred to the Administration and the Planning Department.

Presented to the Mayor for approval April 16, 2019.

RETURNED UNSIGNED May 7, 2019. (#0668)

COMMUNICATION/DEMOLITION, Anne Louro, Preservation Planner, to City Council, re: BUILDING DEMOLITION REVIEW of 859 BELLEVILLE AVENUE, (MAP 119/LOT 46), a Circa 1902 Two storey, wood-framed residence, 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 has been extensively altered with the addition of applied siding along with replacement windows and doors; in accordance with New Bedford City Code, **Article XI, Section 2-157.3. (q) – Procedures for Review and Approval of Demolition Permits**, prior to the issuance of a demolition permit, all approvals necessary for the future use and development of the site, including without limitation, any necessary zoning variances or special permits, must be granted, and all appeals from the granting of such approvals must be concluded, “in light of these findings, the Preservation Planner has determined that the structure at 858 Belleville Avenue is neither Historically Significant nor a Preferably Preserved Structure.”

DEMOLITION GRANTED.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019. (#0669)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **EDWARD M. PACHECO, 188 Hixville Road, Dartmouth, MA 02747 d/b/a PLACES TO GO, LLC, 188 Wamsutta Street, Office #3, New Bedford, MA 02740**, hereby submits 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 01, 2019 – July 30, 2020.)**

Livery License Renewal Granted.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019. (#0670)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **SHAHID M. BOKHARI 78 Jouvette Street, New Bedford, MA 02744 d/b/a ARROW TRANSPORTATION, 78 Jouvette Street, New Bedford, MA 02744**, hereby submits a copy of the Application requesting a **NEW PRIVATE LIVERY LICENSE**, to carry passengers for hire over the streets of New Bedford. **(Term of License April 02, 2019 – June 30, 2019.)**

Referred to the Committee on Appointments and Briefings. (#0671)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **SHAHID M. BOKHARI 78 Jouvette Street, New Bedford, MA 02744 d/b/a ARROW TRANSPORTATION, 78 Jouvette Street, New Bedford, MA 02744**, hereby submits a copy of the Application requesting a **NEW PRIVATE LIVERY LICENSE**, to carry passengers for hire over the streets of New Bedford. **(Term of License July 01, 2019 – June 30, 2020.)**

Referred to the Committee on Appointments and Briefings. (#0672)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **ROBERT JOSEPH NEVES, 2 Briarwood Lane, Berkley, MA 02779-1030 d/b/a WHALING CITY TRANSIT, 92 Sanford Road, Westport, MA 02790-3614**, hereby submits a copy of the Application requesting a **RENEWAL of a PRIVATE LIVERY LICENSE**, to carry passengers for hire over the streets of New Bedford. **(Current License Expired October 26, 2018; Term of License April 02, 2019 – June 30, 2019.)**

Renewal of Livery License Granted.
Presented to the Mayor for approval April 16, 2019.
Approved April 22, 2019. (#0673)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **ROBERT JOSEPH NEVES, 2 Briarwood Lane, Berkley, MA 02779-1030 d/b/a WHALING CITY TRANSIT, 92 Sanford Road, Westport, MA 02790-3614**, hereby submits 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 01, 2019 – June 30, 2020.)**

Renewal of Livery License Granted.
Presented to the Mayor for approval April 16, 2019.
Approved April 22, 2019. (#0674)

WRITTEN MOTION, Councillor Lima, requesting, on behalf of Pace Inc., Child Care Works/Along with the Youth Alliance, that the following street(s) be CLOSED: ONEIDA STREET, from Lt. Walter P. Fuller Memorial Parkway to Lake Street (In Front of the Buttonwood Senior Center), ON FRIDAY, MAY 03, 2019, FROM 2:00 P.M. TO SATURDAY, MAY 04, 2019, AT 4:00 P.M., for the purpose of Celebrating the Youth in our Community.

Permission Granted.
Presented to the Mayor for approval April 16, 2019.
Approved April 22, 2019. (#0675)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of the Zeiterion Theatre, that the following street(s) be CLOSED: PURCHASE STREET, from School Street to Union Street AND SPRING STREET, from Pleasant Street to Acushnet Avenue, ON FRIDAY, MAY 03, 2019, FROM 8:00 A.M. TO SUNDAY, MAY 05, 2019, AT 8:00 P.M., for the purpose of VIVA PORTUGAL.

Permission Granted.
Presented to the Mayor for approval April 16, 2019.
Approved April 22, 2019. (#0676)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Mass in Motion New Bedford, that the following street(s) be CLOSED: BARKER'S LANE, from Acushnet Avenue, to North Second Street, EVERY THURSDAY, FROM MAY 02, 2019, TO OCTOBER 31, 2019, FROM 1:00 P.M. TO 7:00 P.M., for the purpose of vendor parking for the New Bedford Farmer's Market at Custom House Square. PLEASE NOTE: REQUESTING THAT WHEN AHA! NEW BEDFORD IS HELD, THAT THIS AREA REMAIN CLOSED ONE ADDITIONAL HOUR UNTIL 8:00 P.M., ALSO REQUESTING: THAT AREA ALLOW FOR AT LEAST TWO FOOD TRUCKS TO PARK AT SAID LOCATION.

Permission Granted.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019.

(#0677)

WRITTEN MOTION, Councillor Rebeiro, requesting, that the following street(s) be CLOSED: PURCHASE STREET, from William Street to Union Street AND PURCHASE STREET, Union Street to Spring Street, ON THE FOLLOWING SATURDAYS: JUNE 15, JULY 20, AUGUST 17, SEPTEMBER 21, and OCTOBER 12, 2019, for the purpose of the SouthCoast Open Air Market.

Permission Granted.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019.

(#0678)

COMMUNICATION, Council President Morad, submitting an email from the Friends of Hazelwood Park, regarding their upcoming request for Community Preservation Act funding.

Referred to the Committee on Finance.

(#0679)

PETITION/INDEMNITY AGREEMENT, CHINA P.R. CHINESE FOOD & SPORTS BAR, for Permission to Erect and Maintain a 5ft. x 4ft. Illuminated, Projecting Sign at 1686 Acushnet Avenue, New Bedford, MA 02746. Provisionally Granted, subject to Approval of the Building Commissioner and subject to Ratification by Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019.

(#0680)

CONSTABLE BOND, WAYNE R. VANDAL, Dartmouth, MA 02747, in the amount of \$5,000.00 with the Massachusetts Bay Insurance Company.

Approved.

Presented to the Mayor for approval April 16, 2019.

Approved April 22, 2019.

(#0681)

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 March 20th & 28th, 2019, Bristol County PHEP Coalition/ Executive Board for a meeting held on March 19, 2019, Board of Health for meetings held on November 20, 2018, January 24, and February 26, 2019, Library Board for a meeting held on February 26, 2019, Licensing Board for a meeting held on November 19, 2018.

Received and Placed on File.

(#0682)

APPLICATION, **Bay Crane Northeast**, for permission to maintain a STREET OBSTRUCTION at **Hemlock Street (behind Stop n' Shop)**, provisionally granted by the City Clerk on April 05, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019.

(#0683)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **476 Parker Street**, provisionally granted by the City Clerk on April 01, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019.

(#0684)

APPLICATION, **MSR Utility Maintenance Corp.**, for permission to maintain a STREET OBSTRUCTION at **403 Valley Road**, provisionally granted by the City Clerk on April 03, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019. (#0685)

APPLICATION, **MSR Utility Maintenance Corp.**, for permission to maintain a STREET OBSTRUCTION at **310 Summer Street**, provisionally granted by the City Clerk on April 03, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019. (#0686)

APPLICATION, **MSR Utility Maintenance Corp.**, for permission to maintain a STREET OBSTRUCTION at **Pearl Street to County Street to State Street**, provisionally granted by the City Clerk on April 03, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019. (#0687)

APPLICATION, **MSR Utility Maintenance Corp.**, for permission to maintain a STREET OBSTRUCTION at **Hazard Court at County Street**, provisionally granted by the City Clerk on April 03, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019. (#0688)

APPLICATION, **Able Asphalt Inc.**, for permission to maintain a STREET OBSTRUCTION at **135 Maxfield Street**, provisionally granted by the City Clerk on April 09, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019. (#0689)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **262 Allen Street**, provisionally granted by the City Clerk on April 11, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019. (#0690)

APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION at **81 Rockdale Avenue**, provisionally granted by the City Clerk on April 11, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019. (#0691)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **476 Parker Street**, provisionally granted by the City Clerk on April 01, 2019, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2019.

Approved April 17, 2019. (#0692)

APPLICATION, **MSR Utility Maintenance**, to DISTURB THE SURFACE, of **403 Valley Road**, provisionally granted by the City Clerk on April 03, 2019, subject to ratification by the Mayor and City Council. Received and Action of the City Clerk Ratified. Presented to the Mayor for approval April 16, 2019. Approved April 17, 2019. (#0693)

APPLICATION, **MSR Utility Maintenance**, to DISTURB THE SURFACE, of **310 Summer Street**, provisionally granted by the City Clerk on April 03, 2019, subject to ratification by the Mayor and City Council. Received and Action of the City Clerk Ratified. Presented to the Mayor for approval April 16, 2019. Approved April 17, 2019. (#0694)

APPLICATION, **MSR Utility Maintenance**, to DISTURB THE SURFACE, of **Pearl Street to County Street to State Street**, provisionally granted by the City Clerk on April 03, 2019, subject to ratification by the Mayor and City Council. Received and Action of the City Clerk Ratified. Presented to the Mayor for approval April 16, 2019. Approved April 17, 2019. (#0695)

APPLICATION, **MSR Utility Maintenance**, to DISTURB THE SURFACE, of **Hazard Court at County Street**, provisionally granted by the City Clerk on April 03, 2019, subject to ratification by the Mayor and City Council. Received and Action of the City Clerk Ratified. Presented to the Mayor for approval April 16, 2019. Approved April 17, 2019. (#0696)

APPLICATION, **Able Asphalt, Inc.**, to DISTURB THE SURFACE, of **135 Maxfield Street**, provisionally granted by the City Clerk on April 09, 2019, subject to ratification by the Mayor and City Council. Received and Action of the City Clerk Ratified. Presented to the Mayor for approval April 16, 2019. Approved April 17, 2019. (#0697)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **262 Allen Street**, provisionally granted by the City Clerk on April 11, 2019, subject to ratification by the Mayor and City Council. Received and Action of the City Clerk Ratified. Presented to the Mayor for approval April 16, 2019. Approved April 17, 2019. (#0698)

APPLICATION, **W.C. Smith & Son** to DISTURB THE SURFACE, of **81 Rockdale Avenue**, provisionally granted by the City Clerk on April 11, 2019, subject to ratification by the Mayor and City Council. Received and Action of the City Clerk Ratified. Presented to the Mayor for approval April 16, 2019. Approved April 17, 2019. (#0699)

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on April 05, 2019, subject to ratification by the Mayor and City Council as follows:

- | | |
|----------------------|---------|
| 909 Ashley Boulevard | (#0700) |
| 554 Rockdale Avenue | (#0701) |
| 29 Salisbury Street | (#0702) |
| 1642 Acushnet Avenue | (#0703) |
| 16 Ellen Street | (#0704) |
| 35 Stowell Street | (#0705) |
| 1880 Acushnet Avenue | (#0706) |
| 36 Longview Road | (#0707) |
| 506 Ashley Boulevard | (#0708) |
| 980 Sharon Street | (#0709) |

966 Wildwood Street (#0710)
Gemini Drive/Morton Avenue (#0711)
Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval April 16, 2019.
Approved April 17, 2019.

APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on April 08, 2019, subject to ratification by the Mayor and City Council as follows:

20 Peckham Street (#0712)
13 Willow Street (#0713)
45 Central Street (#0714)
61 DeWolf Street (#0715)
529 John Street (#0716)
68 Ocean Street (#0717)
29 Madison Street (#0718)
28 Jenkins Street (#0719)
88 Campbell Street (#0720)
393 Cottage Street (#0721)
180 Walnut Street (#0722)
58 – 60 Plymouth Street (#0723)
277 Nash Road (#0724)
209 Dawson Street (#0725)
30 Milford Street (#0726)

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval April 16, 2019.
Approved April 17, 2019.

APPLICATIONS, **ABC Disposal Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on May 01, 2019, subject to ratification by the Mayor and City Council as follows:

76 Whitlow Street (#0727)
164 Maxfield Street (#0728)
503 Bolton Street (#0729)
179 Arnold Street (#0730)

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval April 16, 2019.
Approved April 17, 2019.

On a motion, the Council then adjourned at 7:47 p.m.

ATTEST:

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

