



Council Meeting - Agenda

CITY COUNCIL CALENDAR

Chambers of the City Council Municipal Building

Thursday, December 19, 2013 - 7:00 p.m.

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OPENING OF SESSION BY: CITY COUNCIL PRESIDENT BRUCE DUARTE, JR.

PRAYER LED BY: REVEREND MANUEL CHAVIER, JR.

PLEDGE OF ALLEGIANCE

CITATIONS

1. CITATION, Councillor Gomes, honoring JOHN MEDEIROS, Founder 1965 – Whaling City Soccer Officials Association, in recognition of his Fifty Years of Contributions as a Soccer Player, Coach, Referee and Administrator to the Great Game of Soccer in the Greater New Bedford Area.
2. CITATION, Councillor Gomes, honoring OLIVIA C. MARQUES, in recognition of her commitment and dedication to children during the Christmas Season by collecting dozens of new toys for the Bridge Home Shelter – New Bedford.
3. CITATION, Councillor Gomes, honoring JOSEPH TASSONI, M.D. and MARIA (SWALLOW) TASSONI, R.N. in recognition of their kind and thoughtful gifts to the Southcoast Centers for Cancer Care Patient & Care Givers Assistance Fund.

RESOLUTIONS

4. RESOLUTION, Councillors Bousquet, Alves, Oliveira, Gomes, Martins, Coelho, Gonsalves, Saunders, Lopes and Lawrence, honoring COUNCILLOR WARD FOUR BRUCE DUARTE, JR., 2013 City Council President.
5. RESOLUTION, Councillors Lopes, Council President Duarte, Councillors Oliveira, Saunders, Martins, Gomes, Bousquet, Alves, Gonsalves and Coelho, honoring COUNCILLOR AT LARGE DENIS LAWRENCE, JR., on the occasion of his retirement after sixteen years as a member of the New Bedford City Council.
6. RESOLUTION, Councillor Lopes, Council President Duarte, Councillors Oliveira, Saunders, Martins, Gomes, Bousquet, Alves, Coelho and Lawrence, honoring longtime WARD FIVE COUNCILLOR JANE L. GONSALVES, on the occasion of her retirement from the New Bedford City Council.
7. RESOLUTION, Councillors Lawrence, Gonsalves, Council President Duarte, Councillors Oliveira, Lopes, Martins, Gomes, Bousquet, Alves and Coelho, honoring JOHN THOMAS SAUNDERS COUNCILLOR AT LARGE after Thirty Years of Distinguished Service to the Citizens of New Bedford, Massachusetts.

HEARINGS

8. HEARING on APPLICATION of PHILIP PALEOLOGOS, TRUSTEE, 368 Whitlow Street, requesting a license to keep, store and/or sell products of CRUDE PETROLEUM or any of its products at **943 Shawmut Avenue**, being Plot 95, Lot 233; Application is for 40,000 gallons of gasoline and diesel fuels underground. (Note: Fire Department approval dated December 01, 2013.)

9. HEARING on APPLICATION of STEVEN CAMARA, 1044 Forbes Street, requesting a license to keep and store Natural Gas or any of its products at **1069 Shawmut Avenue**, being Plot 121, Lots 60 & 96; Application is for 13,675.52 cubic feet or 102.3 gallons. (Note: Fire Department approval dated December 09, 2013.)

MAYOR'S PAPERS

M1. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, authorizing the Mayor to execute an easement on behalf of the City to NSTAR Electric Company and Verizon New England, Inc., the proposed easement is located on City owned property at Homer's Wharf and shown as Permanent Easement U-1 on a plan attached, said easement is located on a portion of Lot 180, this easement is needed for the electrification of Steamship and Coal Pocket Wharf.

M1a. AN ORDER,

M2. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, authorizing the Mayor to execute an easement on behalf of the City to NSTAR Electric Company and Verizon New England, Inc., the proposed easement is located on City owned property at Homer's Wharf and shown as Permanent Easement U-2 on attached plan, said easement is located on a portion of Lot 220, this easement is needed for the electrification of Steamship and Coal Pocket Wharf.

M2a. AN ORDER,

M3. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, *amending* the Order adopted by the City Council on June 27, 2013, and signed by the Mayor on June 28, 2013, which in accordance with M.G.L. Chapter 44, Section 53E ½, authorized the Revolving Fund under the control of the Department of Community Services, known as SENIOR TRAVEL AGENCY REVOLVING FUND, whose purpose is to support day trips for seniors, including reservations/tickets/meals, Recreation Leader's salary, clerical support and program supplies, whose revenues collected and amount limited at **\$120,000.00** is hereby authorized at **\$135,857.00** for **FISCAL YEAR 2014**.

M3a. AN ORDER,

M4. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, *amending* the Order adopted by the City Council on June 27, 2013, and signed by the Mayor on June 28, 2013, which in accordance with M.G.L. Chapter 44, Section 53E ½, authorized the Revolving Fund under the control of the Purchasing Department known as the PURCHASING REVOLVING FUND, whose purpose is to provide office supplies, photocopy supplies, copier leases, etc., for City Departments, whose revenues and amount limited at **\$225,000.00** is hereby authorized at **\$262,000.00** for **FISCAL YEAR 2014**.

M4a. AN ORDER,

M5. COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT for MICHELLE ROCHA-ALVES, 9 Orchard Street, New Bedford, MA, Account Number 010836A, in the amount of \$369.35.

M6. COMMUNICATION, Mayor Mitchell, to City Council, submitting a RENEWAL of a ONE YEAR WAIVER OF RESIDENCY for ANDREA LAGUE, Fairhaven, MA 02719, as a PUBLIC HEALTH NURSE, Ms. Lague has worked for the New Bedford Health Department since January 2011; this waiver will expire December 2014.

M7. COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of IAN ABREU, 273 Aquidneck Street, New Bedford, MA 02744, to the HISTORICAL COMMISSION as an ALTERNATE MEMBER fulfilling the Land Owner or Tenant slot, Mr. Abreu will be replacing Elsie Souza, whose term has expired; this term will expire February 2016.

M8. COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of DIANA HENRY, New Bedford, MA 02740, to the LIBRARY BOARD OF TRUSTEES, replacing James L. Henry who is deceased; this term will expire April 2016.

M9. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of

WILLIAM PETER GUSHUE, New Bedford, MA 02740, to the AIRPORT COMMISSION, this term will expire December 2016.

M10. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of ESPERANZA ALEJANDRO-BERUBE, New Bedford, MA 02744, to the COUNCIL ON AGING; this term will expire December 2016.

M11. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of MARY SULLIVAN, New Bedford, MA 02745, to the COUNCIL ON AGING, this term will expire December 2016.

M12. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JOAN SWAIN, New Bedford, MA 02740, to the COUNCIL ON AGING, this term will expire December 2016.

M13. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of BRIAN ROTHSCHILD, New Bedford, MA 02740, to the HARBOR DEVELOPMENT COMMISSION; this term will expire December 2016.

M14. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of LEE BLAKE, New Bedford, MA 02740, to the LIBRARY BOARD OF TRUSTEES; this term will expire April 2016.

M15. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of PETER CRUZ, New Bedford, MA 02744, to the PLANNING BOARD; this term will expire August 2016.

M16. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JANINE DASILVA, New Bedford, MA 02740, to the PLANNING BOARD, this term will expire October 2016.

M17. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of RAYMOND L'HEUREUX, New Bedford, MA 02740, to the VETERANS ADVISORY BOARD; this term will expire December 2016.

M18. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of OLIVER MOREAU, New Bedford, MA 02745, to the VETERANS ADVISORY BOARD, this term will expire December 2016.

M19. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of STEPHEN ROGERS, New Bedford, MA 02740, to the VETERANS ADVISORY BOARD; this term will expire December 2016.

M20. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of NATHANIEL J. ALMEIDA, Acushnet, MA, as a SPECIAL POLICE OFFICER.

M20a. APPLICATION,

NEW BUSINESS

10. LOAN ORDER, Ordered, that \$12,594,000.00 is appropriated to pay the costs of Airport Improvements, and for the payment of all costs incidental and related thereto. (Passed to a Second Reading – November 14, 2013.)

11. LOAN ORDER, Ordered, that the City appropriate the amount of \$5,935,760.00 for the purpose of paying costs of capital improvements and renovation projects at New Bedford High School, located at 230 Hathaway Boulevard in New Bedford, consisting of technology and communications infrastructure upgrades, security and communications technology upgrades, univents, locker replacements, boiler retrofits, bus stop roof repairs, fire alarm panels and disability and code upgrades, including the payment of all costs incidental or related thereto (the "Project"), and for which the City may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of the School Committee. (Passed to a Second Reading – November 14, 2013.)

12. LOAN ORDER, Ordered, the City of New Bedford hereby appropriate and authorize the Treasurer to raise, transfer from available funds, borrow or otherwise, up to \$410,000.00 for the purpose of acquiring by gift, negotiated purchase, eminent domain or otherwise, a perpetual conservation restriction in accordance with M.G.L. c184, Sections 31-33 on the property known as "The Allen C. Haskell Property," located in New Bedford, Bristol County, Massachusetts, containing a total of 5.55 acres and identified as New Bedford Assessors Map 89, Lots 27,264,344,347,and 348 held in ownership by Mass Land Conservation Trust, to be managed and controlled as a public park in accordance with M.G.L. c.45, Section 3, for recreation purposes (Passed to Second Reading as Amended – November 14, 2013.)

13. LOAN ORDER, Ordered, that the City appropriate \$5,867,000.00 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, school buildings, recreational facilities and general office space, and all costs incidental and related thereto. (Passed to a Second Reading – November 26, 2013.)

14. REPORT, Committee on Public Safety & Neighborhoods, recommending to the City Council to request the Mayor to immediately forward for confirmation the application of Ms. Ernestina Perez to the Human Relations Commission.

15. REPORT, Committee on Public Safety & Neighborhoods, recommending to the City Council to ask SRTA Bus Company to provide a bus route along the waterfront in the fish house area which can provide for safer travel for not only the Mayan Community, but to all who work, live and travel that section of the City.

16. REPORT, Committee on Public Safety & Neighborhoods, the City Council recommending placing, in every City building, a placard/plaque indicating that every Resident and/or Visitor of the City of New Bedford has the right to safely live, work, visit, etc., in the City; and furthermore, that the City of New Bedford has zero tolerance of any type of hate crime whatsoever; and that every member of the City Council, the Mayor, the District Attorney and Police Chief sign these placards; and that this be referred to Legal Counsel for drafting of the language.

17. REPORT, Committee on Appointments & Briefings, recommend to the City Council APPROVAL of the APPOINTMENT of KEVIN THOMAS, New Bedford, MA 02740, to the HUMAN RELATIONS COMMISSION, replacing Reverend Richard Wilson whose term has expired; Mr. Thomas' term will expire December 2014.

18. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the APPOINTMENT of MARIA MOJICA-MOSQUEA, New Bedford, MA, to the HUMAN RELATIONS COMMISSION, replacing Joseph Cordeiro, whose term has expired; this term will expire April 2016.

19. REPORT, Committee on Appointments & Briefings, recommending to the City Council, Approval of the Application on behalf of **Ana Varela, 208 Ashley Boulevard, New Bedford, MA 02746 d/b/a CAPE VERDEAN ASSOCIATES DELIVERY, 1709A Acushnet Avenue, New Bedford, MA 02746**, for a **NEW** Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford.

19a. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Ana Varela, 208 Ashley Boulevard, New Bedford, MA 02746 d/b/a CAPE VERDEAN ASSOCIATES DELIVERY, 1709A Acushnet Avenue, New Bedford, MA 02746**, hereby submit a copy of the Application requesting a **NEW** Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford (Referred to Committee on Appointments and Briefings 11/14/2013.)

20. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the APPLICATION, Andrew Daher d/b/a Tony's Service Center & Sales, 832 Rockdale Avenue, New Bedford, MA 02740, for a SPECIAL PERMIT for MOTOR VEHICLE SALES/GENERAL REPAIRS/LIGHT SERVICE at 832 Rockdale Avenue, New Bedford, MA 02740.

20a. APPLICATION

21. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the APPLICATION, IRMANDADE DO DIVINO ESPIRITO SANTO DAS NOVE ILHAS DOS ACORES, INC., for SPECIAL PERMIT for a CLUB OR LODGE – NON-PROFIT at 199 Bonney Street, New Bedford, MA 02740.
- 21a. APPLICATION,
22. REPORT, Committee on Appointments & Briefings, recommending to the City Council, to Grant Permission for the immediate DEMOLITION of the building located at 1131-1145 Acushnet Avenue, Map 92, Parcel 106.
- 22a. COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 1131-1145 ACUSHNET AVENUE, MAP 92, PARCEL 106, advising that “the structure is a two-story brick Art Deco-style commercial building constructed in 1940 to house a F.W. Woolworth Company store with a decorative terra cotta façade, the front façade is bent to follow the street alignment and the bend serves to divide the building into two nearly equal sections, stepped parapets are spaced along the roof line, one in the center of the wide Woolworth’s store front, which contains two recessed entries, and two others above the entries into the subsidiary store fronts, an Art Deco-style cast stone frieze decorates the roof line; as the only surviving national chain store located on Acushnet Avenue, the building is architecturally and historically significant in the context of the mid-20th Century commercial development of the North End business district and its abandoned and altered condition diminishes its individual significance; however it is an important contributing component of a potential Acushnet Avenue historic district” and therefore, “the NBHC has determined that 1131-1145 Acushnet Avenue is a historically significant structure and preferably preserved.”
23. REPORT, Committee on Appointments & Briefings, recommending to the City Council, ADOPTION of the TWO ORDERS, relative to the Airport, due to construction work at the Airport in which wetlands have been filled in and turtles have been displaced, it was necessary to obtain permitting from the Army Corps of Engineers, the permit requires the City to place a Conservation Easement on abutting property in Dartmouth and to place a Deed Restriction on two Wetlands Mitigation Sites at the Airport.
- 23a. AN ORDER (Deed Restriction),
- 23b. AN ORDER (Conservation Easement),
24. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the APPOINTMENT of REVEREND KEVIN J. HARRINGTON, New Bedford, MA, to the LIBRARY BOARD OF TRUSTEES, replacing the now deceased James L. Henry; this term will expire April 2013.
25. REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the Zoning Ordinance for Map 31 Lot 234, Located East of South Front Street Rear from Industrial “B” to Waterfront Industrial.
- 25a. AN ORDINANCE,
26. REPORT, Committee on Ordinances, recommending to the City Council Adoption of the ORDINANCE, amending Chapter 9, Section 1200 by updating the definition of Wireless Communication Service and updating Chapter 9, Section 4900 by revising and modernizing the requirements for future wireless communication facilities in the City by amending Sections 4946, 4951 and 4952.
- 26a. AN ORDINANCE, (To be Passed to a Second Reading.)
27. REPORT, Committee on Ordinances, recommending to the City Council that the City Council waive the Special Permit requirement for Day Care facilities that were in existence and operating on or before June 30, 2013, and that the Moratorium be extended for 120 days or until such time as the new Ordinance is in place.
28. REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the REVISED ACT, AS AMENDED, relating to the Harbormaster of the City of New Bedford, the proposed Act authorizes the Mayor with the approval of the City Council to appoint a Harbormaster, who shall be a resident and registered voter of the City, unless a Residency Waiver is **granted pursuant to local residency Ordinances**, said appointment shall be for a term of not more than five years.

28a. AN ACT, as amended

29. WRITTEN MOTION, Councillor Martins, requesting that the Director of Public Health, Dr. Brenda Weis, be invited to the next Committee on Appointments and Briefings meeting to discuss the new posted position in the Health Department, Code Enforcement Inspector; said posting states that the Inspector will also be doing some "outreach" and Landlords have spoken to this Councillor about outreaching which is important in the City; and further, requesting that the Health Department should create an awareness campaign to all living in the City about "Trash Violations" and develop a plan to also outreach to tenants who are not following the City's Ordinance.

30. WRITTEN MOTION, Councillor Martins, requesting that representatives from ABC Disposal Service, Inc. be invited to the Bullard Street & Brooklawn Neighborhood Association meetings in the upcoming year to discuss its new contract with area constituents and about the changes starting on July 1, 2014, to ensure that the north end Residents are aware of the positive changes happening.

31. WRITTEN MOTION, Councillors Lopes and Martins, requesting that the Director of Parks and Recreation, notify the Council, in writing, of the policy changes regarding the granting of Special Events Permits. (To be Referred to the Committee on Appointments and Briefings)

32. WRITTEN MOTION, Councillors Martins and Lopes, requesting that DPI Commissioner Ronald Labelle send this Council the proper procedures and contract information for Snow Removal so the Council can advocate on their constituents behalf.

33. WRITTEN MOTION, Councillor Lopes, requesting that DPI Commissioner Ronald Labelle supply this Councillor with the cost saving measures that have taken place with the consolidation of DPI and DPF.

34. WRITTEN MOTION, Councillor Lopes, that the New Bedford City Council go on record in support of United States Congressman William Keating request, that Craig Fugate, Administrator of the Federal Emergency Management Agency (FEMA) delay the implementation of the Commonwealth of Massachusetts new flood maps until they are amended to appropriately reflect the geographic region.

35. WRITTEN MOTION, Councillor Gomes, requesting, for the SECOND time this year, that Mayor Mitchell, DPI Commissioner Labelle, and Tourism and Marketing Director Ashley, look into purchasing more Christmas decorations for the Downtown area; and further, look into replacing some of the older decorations not only on Union Street and Pleasant Street, but in areas that have long been without any decoration, such as South Sixth Street, the upper part of Pleasant Street, which should include the entire Downtown area in an effort to bring a more festive look for the Christmas season.

36. WRITTEN MOTION, Councillor Gomes, requesting, once more that DPI Commissioner Ronald Labelle and the Forestry Division look at cutting back the additional trees and branches the are hanging over Phillips Road, the west side of Phillips Road from Industrial Park Road, south to Lauren Drive, due to the fact that many residents in the area have concerns about trees and branches that overhang, also due to the fact that they are old trees and many of them are leaning over the road.

37. WRITTEN MOTION, Councillor Gomes, requesting, once more on behalf of the Sassaquin Betterment Alliance, that a letter be sent to Congressman William Keating, reminding him that the City Council has requested that when he next visits the City of New Bedford that he find time to meet with the Sassaquin Betterment Alliance, and do a walking tour of the Sassaquin Pond area to discuss any help that may be available on the Federal level from Washington, D.C., to preserve Sassaquin Pond, a natural resource and body of water.

38. WRITTEN MOTION, Councillor Gomes, requesting, that a letter be sent to Ford Motor Company requesting a meeting with its executives to look at the possibility of Ford Motor Company reintroducing to their production line the Crown Victoria, mainly for the purposes of use by Police Departments across this country, this request comes in light of the discontinuance of the Crown Victoria which was utilized by most Police Departments across the Country giving the Officers a good size vehicle not only for equipment but mainly for body structure of all different sizes and a safety component; and further, that letters be sent of our concern to our State Legislative Delegation and our Federal Delegation, requesting that they look at this issue on a level of public safety for the Officers who provide service each and every day across this Country.

39. COMMUNICATION, New Bedford Contributory Retirement System, to City Council submitting AN ORDER, that the City accept the provisions of Chapter 176 of the Acts of 2011, Section 34, amending M.G.L. Chapter 32, Section 20 (6), which would increase the stipend for members of the Retirement Board from \$3,000.00 to \$4,500.00 per year that is paid from funds under the control of the Board and not from appropriations from the City.

39a. AN ORDER,

40. COMMUNICATION, Derek Santos, Acting Executive Director, New Bedford Economic Development Council, to Council President Duarte and Members of the City Council, resubmitting the TIF application and Resolution approved by the Tax Increment Financing Board for a five (5) year TIF Agreement for **DICKINSON DEVELOPMENT CORP-STEWARD-ST. ANNE'S AMBULATORY CARE CENTER**, Coggeshall Street, New Bedford, MA 02746 (Copies provided and distributed to all Councillors on 12/16/2013.)

40a. RESOLUTION, Approving Certified Expansion Project Application and Authorizing the Tax Increment Financing Agreement with **DICKINSON DEVELOPMENT CORP-STEWARD-ST. ANNE'S AMBULATORY CARE CENTER**.

41. COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW OF 58 GIFFORD STREET, MAP 21, PARCEL 29 – advising that “the structure is not located in a National Register Historic District or a local historic district and the structure is of no notable historic significance, either recorded or found with the existing condition of the structure, the structure is in a state of disrepair with missing and altered architectural details, the structure was built circa 1890 and is associated with the Hathaway Manufacturing Company and New Bedford’s historic textile industry, therefore, “the NBHC has determined that 58 Gifford Street is NOT a historically significant building or structure and not preferably preserved”.

42. COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW OF 164 COUNTY STREET, MAP 30, PARCEL 320 – advising that “the structure is not located in a National Register Historic District or a local historic district and the structure is of no notable historic significance, either recorded or found with the existing condition of the structure, the structure is vacant and in a state of disrepair and retains little original architectural fabric, the structure was built circa 1910 and was sold by the Potomska Mill Corporation as “excess” to a local entrepreneur, therefore, “the NBHC has determined that 164 County Street is NOT a historically significant building or structure and not preferably preserved”.

43. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Walter J. Callahan, 61 Crystal Springs Road, Mattapoisett, MA 02739, d/b/a TRANSIT SERVICES, INC., 987 Pleasant Street, New Bedford, MA 02740**, hereby submit a copy of the Application requesting RENEWAL of a Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford. (Current License expired December 15, 2012.)

44. COMMUNICATION, DANIEL MCCARTHY, RACE COORDINATOR - NEW BEDFORD HALF-MARATHON/FRIENDLY SONS OF SAINT PATRICK, to City Council/City Clerk, Requesting THE CLOSING/OBSTRUCTION OF: WILLIAM STREET, at Sixth Street, MIDDLE STREET, at Sixth Street, MARKET STREET, at Sixth Street, PLEASANT STREET, at Union Street, ELM STREET, at Acushnet Avenue and SOUTH SECOND STREET, from Union Street to School Street, FROM: 8:00 A. M. TO: 3:30 P. M. ON SUNDAY, MARCH 16, 2014, FOR THE PURPOSE OF: THE 2014 NEW BEDFORD HALF-MARATHON (COMMENCING AT 11:00 A.M.) ALSO REQUESTING:- that they be allowed to place cones on the centerline of HATHAWAY ROAD from Mt. Pleasant Street West to Rockdale Avenue, creating two-way traffic on the WESTBOUND LANE; - that the Police close ROCKDALE AVENUE, from Hathaway Road South to Potter Street, for approximately 30 MINUTES, or until the runners have passed; - that two-way traffic on ROCKDALE AVENUE, South from Grape Street to Cove Road, be stopped, and cones be placed in the middle of ROCKDALE AVENUE and COVE ROAD, to create a lane for runners on South Side; - that the WEST LANE of WEST RODNEY FRENCH BOULEVARD and the EAST LANE of EAST RODNEY FRENCH BOULEVARD, be blocked to traffic, except at intersections where autos must cross - horses or cones will be placed at WEST RODNEY FRENCH BOULEVARD and Portland, Hudson, Seymour, Bayview, Rodney French Boulevard and Brock Avenue and SOUTH-BOUND TRAFFIC at SEYMOUR STREET will be BLOCKED to prevent autos from entering the race course; - that WESTBOUND traffic on COVE ROAD be directed NORTH onto Orchard Street, then if they choose, be detoured WEST on SWIFT STREET, again detoured SOUTH onto BOLTON STREET, to eventually cross ROCKDALE AVENUE and continue SOUTH; - that COUNTY

STREET be closed to two-way traffic from COVE STREET, NORTH to Kempton Street; - that KEMPTON STREET be closed to all EASTERLY traffic, from County Street EAST to Pleasant Street, and cones be placed in the South corridor of the Octopus intersection, preventing traffic entrance to SIXTH STREET, and guiding runners to Pleasant Street; - that SIXTH STREET be closed to traffic at Kempton Street; and- that DETOUR SIGNS be installed directing EASTERLY traffic on KEMPTON STREET to detour traffic NORTH on COUNTY STREET, then EAST on HILLMAN STREET, then SOUTH on PURCHASE STREET, thus allowing EASTERLY TRAFFIC access to the New Bedford/Fairhaven Bridge. (Submitted by Councillor at Large John T. Saunders.)

45. COMMUNICATION, Councillor Lopes, submitting a Lease Agreement between Coggeshall-New Bedford, LLC, Landlord and Steward St. Anne's Hospital Corporation, Tenant. (To be Received and Placed on File.)

46. COMMUNICATION, Buzzards Bay Coalition, to David Lederer, Office of Site Remediation and Restoration, U.S. EPA Region 1, regarding the environmental monitoring program for air quality and the waterborne resuspension of PCBs related to the construction of the New Bedford Harbor Lower Harbor CAD Cell. (Copy all Councillors 12/11/2013.)

47. COMMUNICATION, LEC Environmental Consultants, Inc. to Massachusetts Executive Office of Energy and Environmental Affairs, submitting supplemental information for the Expanded Environmental Notification Form filed on behalf of Pillar, LLC for the proposed 3 Megawatt Solar Field Project at 1600 Braley Road, New Bedford, MA 02745. (To be Received and Placed on File.)

TABLED BUSINESS

06/13/2013 COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JOHN RADCLIFFE, New Bedford, MA 02740, to the CONSERVATION COMMISSION, this term will expire June 2016.