



# **Council Meeting - Minutes**

## **CITY COUNCIL CALENDAR**

Chambers of the City Council Municipal Building  
**Thursday, April 11, 2013 - 7:12 p.m.**

View Agenda

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PRESENT: Council President Duarte, Councillors Alves, Bousquet, Coelho, Gomes, Gonsalves, Lawrence, Lopes, Martins, Oliveira and Saunders.

LATE: No One.

ABSENT: No One.

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Council President Duarte called the meeting to order and presided.

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Reverend Leona Fisher, Pastor in the Name of Jesus Church, led the Assembly in Prayer.

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James D. Oliveira, Councillor Ward One, led the Assembly in the Pledge of Allegiance to the Flag.

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The following resolution honoring Greater New Bedford Regional Vocational Technical High School "Lady Bears" was presented by Councillor Saunders.

CITY OF NEW BEDFORD

IN CITY COUNCIL

APRIL 11, 2013

### **RESOLUTION HONORING THE 2013 GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL "LADY BEARS" VARSITY BASKETBALL TEAM ON ANOTHER WINNING YEAR**

**WHEREAS**, The Greater New Bedford Regional Vocational Technical High School "Lady Bears" Varsity Basketball Team are a competitive and disciplined group of young athletes; and

**WHEREAS**, The Greater New Bedford Regional Vocational Technical High School "Lady Bears" won the Division 4 South Sectional Final by a score of 62-55 over the 14<sup>th</sup> seeded Millis High School Mohawks in the Championship game at Taunton High School on Saturday, March 09, 2013; this was the "Lady Bears" *SECOND* straight Division 4 South Sectional Final win; and

**WHEREAS**, Throughout the long season, the "Lady Bears" scored wins over the Cohasset High School Skippers, Old Colony Regional Vocational Technical High School Cougars, the top-seeded and previously undefeated Blue Hills Regional Vocational Technical High School Warriors and the Millis High School Mohawks on their way to winning their second straight Division 4 South Sectional Final; and

**WHEREAS**, On Monday, December 10, 2012, the "Lady Bears" beat Diman Regional Vocational Technical High School with a score of 58-26 for an opening night road victory; and

**WHEREAS**, The "Lady Bears" ended the Blue Hills Regional Vocational Technical High School Warriors perfect season by out scoring them 57-42 at Bridgewater-Raynham High School on Tuesday, March 05, 2013; and

**WHEREAS**, On Monday, March 11, 2013, at the TD Garden in Boston, Massachusetts, the “Lady Bears” went up against the North Sectional winners, the Fenway High School Panthers (14-7), in a rematch of 2012, in the Division 4 Eastern Massachusetts Championship Game; and

**WHEREAS**, Coaching the Greater New Bedford Regional Vocational Technical High School “Lady Bears” Varsity Basketball Team are: Head Coach David Harrison, Assistant Coach Mike Prior, and Assistant Coach Serge Moniz; and

**WHEREAS**, The Members of the Greater New Bedford Regional Vocational Technical High School “Lady Bears” Varsity Basketball Team are: Rileigh Avila, Mandy Carneiro, Nakira Examond, Tayisha Examond, Brittney Marshall, Meghan Medeiros, Sydney Mota, Irisneida Rivera, Jennifer Pires, Mikalya Roderick and Kristen Sabino; and

**WHEREAS**, The “Lady Bears” have much to be proud of this season, playing competitively and aggressively throughout the season, with an excellent lineup that works well together and their playing continues to set them apart from other Varsity teams, finishing with a 12-4 league record, 21-6 overall record, before losing on Monday, March 11, 2013, with a score of 56-47 to the Fenway Panthers in the Division 4 Eastern Championship Game:

**NOW, THEREFORE, BE IT RESOLVED**, That the New Bedford City Council hereby honors and congratulates the **GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL “LADY BEARS” VARSITY BASKETBALL TEAM** for another winning year on the basketball courts, commends them for their hard work and dedication, and extends best wishes for continued success in all future athletic and academic endeavors.

Adopted. ( #0542)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$75,000.00 from WASTEWATER, CAPITAL OUTLAY, to WASTEWATER, SUPPLIES & MATERIALS.

Received and Placed on File. ( #0543)

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CITY OF NEW BEDFORD  
IN CITY COUNCIL  
APRIL 11, 2013

ORDERED: that the sum of SEVENTY-FIVE THOUSAND DOLLARS (\$75,000.00) now standing to the credit of the account from WASTEWATER CAPITAL OUTLAY be and the same is hereby transferred and appropriated to as follows:

WASTEWATER, SUPPLIES AND MATERIALS..... \$75,000.00

To be certified and approved by the Department Head.

Adopted.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013. ( #0544)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$20,000.00 from POLICE, SALARIES & WAGES, to POLICE, SUPPLIES & MATERIALS.

Received and Placed on File. ( #0545)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

APRIL 11, 2013

ORDERED: that the sum of TWENTY THOUSAND DOLLARS (\$20,000.00) now standing to the credit of the account from POLICE, SALARIES AND WAGES be and the same is hereby transferred and appropriated to as follows:

POLICE, SUPPLIES AND MATERIALS.....\$20,000.00

To be certified and approved by the Department Head.

Adopted.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013. (#0546)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$8,000.00 from COMMUNITY SERVICES, SALARIES & WAGES, to COMMUNITY SERVICES, OTHER CHARGES.

Received and Placed on File. (#0547)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

APRIL 11, 2013

ORDERED: that the sum of EIGHT THOUSAND DOLLARS (8,000.00) now standing to the credit of the account from COMMUNITY SERVICES, SALARIES AND WAGES be and the same is hereby transferred and appropriated to as follows:

COMMUNITY SERVICES, OTHER CHARGES.....\$8,000.00

To be certified and approved by the Department Head.

Adopted.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013. (#0548)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$3,500.00 from COMMISSION FOR CITIZENS WITH DISABILITIES, SALARIES & WAGES, to COMMISSION FOR CITIZENS WITH DISABILITIES, CAPITAL OUTLAY.

Received and Placed on File. (#0549)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

APRIL 11, 2013

ORDERED: that the sum of THREE THOUSAND, FIVE HUNDRED DOLLARS (\$3,500.00) now standing to the credit of the account from COMMISSION FOR CITIZENS WITH DISABILITIES, SALARIES AND WAGES be and the same is hereby transferred and appropriated to as follows:

COMMISSION FOR CITIZENS WITH DISABILITIES,  
CAPITAL OUTLAY ..... \$3,500.00

To be certified and approved by the Department Head.

Adopted.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013. ( #0550)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT for UMASS/DARTMOUTH, 706 Rodney French Boulevard, New Bedford, MA, Account Number 032086A, in the amount of \$1,381.95.

Abatement GRANTED – Yeas 11, Nays 0.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013. ( #0551)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT for LEONARDO BOTELHO, 490 Nash Road, New Bedford, MA, Account Number 031838A, in the amount of \$211.65.

Abatement GRANTED – Yeas 11, Nays 0.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013. ( #0552)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT for ARTUR MOURAO, 366 Church Street, New Bedford, MA, Account Number 026475A, in the amount of \$145.25.

Abatement GRANTED – Yeas 11, Nays 0.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013. ( #0553)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, awarding to ConEd Solutions the attached Power Purchase Agreement for the purpose of installing a photovoltaic system on the ground of the New Bedford High School.

Received and Placed on File.

(#0554)

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CITY OF NEW BEDFORD  
 IN CITY COUNCIL  
 APRIL 11, 2013

ORDERED, that the City of New Bedford hereby awards to CES NBHS Solar, LLC the attached Power Purchase Agreement to install a photovoltaic system at New Bedford High School in accordance with the attached diagram(s).

This Agreement is before the City Council for award as required by M.G.L. c. 25A, Sec. 11I (g) which states:

(g) The state agency, local governmental body or building authority shall provide public notice of the meeting at which it proposes to award the energy management services contract, of the name of the parties to the proposed contract and of the purpose of the contract. The public notice shall be made at least 10 days before the meeting. The agency, body or authority shall promptly publish in the central register notice of the award and shall notify the commissioner of the award and provide to him a copy of the energy management services contract.

Adopted – Yeas 11, Nays 0.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013.

(#0555)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting for Confirmation the promotion of STEVEN BEAULIEU, to the position of DISTRICT FIRE CHIEF, effective April 14, 2013.

Rule 38 Waived and Appointment Approved – Yeas 11, Nays 0.

Rule 40 Waived – Yeas 11, Nays 0.

(#0556)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting locations to be designated as polling precincts for the upcoming Special Election for U.S. Senator for Massachusetts being held on Tuesday, April 30, 2013, the polls will open at 7:00 a.m. and close at 8:00 p.m.

Received and Placed on File.

(#0557)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of RITA RIBEIRO, New Bedford, MA 02745, to the GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL DISTRICT COMMITTEE; this term will expire May 01, 2017.

Rule 38 Waived and Appointment Approved – Yeas 11, Nays 0.

(#0558)

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IT WAS VOTED, on a motion made and duly seconded, Yeas 11, Nays 0, to waive Rule 42 in order of business to take up the following items at this time.

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WRITTEN MOTION, Council President Duarte, requesting, on behalf of the Zeiterion Theatre, that the following street(s) be CLOSED: SPRING STREET, from Purchase Street to Acushnet Avenue, FROM: 6:00 A.M. ON SATURDAY, APRIL 20, 2013, THROUGH 2:00 A.M. ON SUNDAY, April 21, 2013, for the purpose of unloading equipment for the performance of "Fiddler on the Roof"; *and further, requesting that barrels be supplied for said closing.*

Rule 42 Waived – Yeas 11, Nays 0.

Permission Granted as Amended.

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

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013. ( #0559)

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WRITTEN MOTION, Councillor Gonsalves, requesting, that the Committee on Finance meet in Executive Session with the City Solicitor to get a claims briefing of all open claims, in particular those claims of high dollar exposure. (To be Referred to the Committee on Finance.)

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Committee on Finance.

Rule 40 Waived – Yeas 10, Nays 1. (Councillor Lopes OPPOSED.) ( #0560)

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REPORT, Committee on Appointments & Briefings recommending to the City Council to Grant Permission for the Demolition of the COMFORT STATION LOCATED AT 170 COVE STREET, MAP 20, PARCEL 139.

Rule 42 Waived – Yeas 11, Nays 0.

Recommendation Followed. ( #0561)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: COMFORT STATION LOCATED AT 170 COVE STREET, MAP 20, PARCEL 139, advising that "the structure is not located in a National Register Historic District or a Local Historic District, but is eligible to be listed in the National Register of Historic Places and the structure is significant in that other than the Buttonwood Park Comfort Station, it is the only existing Comfort Station built for that specific purpose and is closely associated with the social and cultural history of the City;" and therefore, "the NBHC has determined that the Comfort Station at 170 Cove Street is a historically significant structure and preferably preserved."

Referred to the Committee on Appointments and Briefings – December 20, 2012.

Rule 42 Waived – Yeas 11, Nays 0.

Reject the Historical Commissions findings and Grant the Demolition FAILED – Yeas 1, Nays 10. (Councillor Lopes IN FAVOR.)

Accept the Historical Commissions findings and Delay Demolition for 6 months – Yeas 10, Nays 1. (Councillor Lopes OPPOSED.)

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

Presented to the Mayor for approval April 12, 2013.

RETURNED UNSIGNED April 29, 2013.

(#2182)

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REPORT, Committee on Appointments & Briefings recommending to the City Council to Grant Permission for the Demolition of 4499 ACUSHNET AVENUE, MAP 137, PARCEL 171, SASSAQUIN ADMINISTRATION BUILDING.

Rule 42 Waived – Yeas 11, Nays 0.

Recommendation Followed.

(#0562)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 4499 ACUSHNET AVENUE, MAP 137, PARCEL 171, SASSAQUIN ADMINISTRATION BUILDING - advising that “built in 1924, the structure is a Neo-Classical two and one half-story red brick building with a side gable and several ells in the rear, originally the building had a two-story columned portico balustrades, no longer extant; designed by the well known local architectural firm of C. Hammond and Sons, the building retains its classical pilasters and triangular pediment with a Palladian style window; the subject structure is found to be historically significant; while in fair condition, it is not feasible to modify the structure to meet the current Building Code, including making the building ADA accessible;” and therefore, the NBHC has determined that 4499 Acushnet Avenue – Sassaquin Administration Building is historically significant structure and no preferably preserved.”

Rule 42 Waived – Yeas 10, Nays 0. (Councillor Saunders not present for vote.)

Council REJECTS the Commissions Recommendation and Refers the Matter to the Committee on Appointments and Briefings – February 14, 2013.

Rule 42 Waived – Yeas 11, Nays 0.

Accept the Historical Commissions findings and Grant the Demolition.

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

Presented to the Mayor for approval April 12, 2013.

RETURNED UNSIGNED April 29, 2013.

(#0331)

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REPORT, Committee on Appointments & Briefings recommending to the City Council to Grant Permission for the Demolition of 4499 ACUSHNET AVENUE, MAP 137, PARCEL 171, SASSAQUIN ASSEMBLY HALL.

Rule 42 Waived – Yeas 11, Nays 0.

Recommendation Followed.

(#0563)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 4499 ACUSHNET AVENUE, MAP 137, PARCEL 171, SASSAQUIN ASSEMBLY HALL - advising that “built in 1914, the structure is one and one half-story wood framed building built in the Craftsman style, it has a cross gable roof with a prominent entry porch on the gable end and the Palladian style window above; typical of the Craftsman style, the building has projecting eaves with rafter tails and paired windows; the interior has an open floor plan with a raised stage at the rear of the building and wood floors, plaster walls and exposed cross-braced beams with a wood tongue and groove pitched ceiling; the subject structure is found to be historically significant; the building is in good

condition, having been maintained by the owner; City Departments and City Preservation Organizations will be working cooperatively with the property owner to develop ideas and strategies for the reuse of the building;” and therefore, the NBHC has determined that 4499 Acushnet Avenue – Sassaquin Assembly Hall is historically significant structure and is preferably preserved.”

Rule 42 Waived – Yeas 10, Nays 0. (Councillor Saunders not present for vote.)

Council ACCEPTS the Commissions Recommendation and Refers the Matter to the Committee on Appointments and Briefings – February 14, 2013.

Rule 42 Waived – Yeas 11, Nays 0.

Accept the Historical Commissions findings and Delay Demolition for 6 months.

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

Presented to the Mayor for approval April 12, 2013.

RETURNED UNSIGNED April 29, 2013. (#0332)

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REPORT, Committee on Appointments & Briefings recommending to the City Council to Grant Permission for the Demolition of 929-937 BROCK AVENUE, MAP 15, PARCEL 176.

Rule 42 Waived – Yeas 11, Nays 0.

Recommendation Followed. (#0564)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 929-937 BROCK AVENUE, MAP 15, PARCEL 176, advising that “built circa 1908, the property consists of two highly stylized tenement buildings, with prominent architecture anchoring an important corner location; constructed during the height of textile manufacturing, the building represents the architectural development of mill tenements and the small businesses which were established to accommodate the large population of mill workers; the structure is in poor condition due to extensive deferred maintenance, however, due to the lack of a development plan or proposed re-use of the property, the NBHC determined the property to be preferably preserved;” and therefore, “the NBHC has determined that 929-937 Brock Avenue is a historically significant structure and preferably preserved.”

Referred to the Committee on Appointments and Briefings – January 24, 2013.

Rule 42 Waived – Yeas 11, Nays 0.

Reject the Historical Commissions findings and Grant the Demolition FAILED – Yeas 5, Nays 6. (Councillors Alves, Bousquet, Lawrence, Lopes and Oliveira IN FAVOR.)

Accept the Historical Commissions findings and Delay the Demolition for 6 months – Yeas 8, Nays 3. (Councillors Alves, Lopes and Oliveira OPPOSED.)

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

Presented to the Mayor for approval April 12, 2013.

RETURNED UNSIGNED April 29, 2013. (#0158)

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REPORT, Committee on Appointments & Briefings recommending to the City Council to Grant Permission for the Demolition of 523-525 PURCHASE STREET, MAP 41, PARCEL 40.

Rule 42 Waived – Yeas 11, Nays 0.

Recommendation Followed. (#0565)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 523-525 PURCHASE STREET, MAP 41, PARCEL 40, advising that “a pre-1830 one and one-half story gable end Greek Revival with a rear ell, retaining splayed lintels from the preceding Federal period as well as, its original six over six double-hung windows, its full height stone foundation is non typical or extant in New Bedford; in the nineteenth century, maritime manufacturing become centralized along the waterfront and the areas around the edges of the village become important residential locations for the working middle class, in 1838 this property was owned by Zacheus Cushman a sailmaker employed on Rodman Street in the heart of the maritime district; this property is located in the County Street National Register District;” and therefore, “the NBHC has determined that 523-525 Purchase Street is a historically significant structure and preferably preserved.”

Referred to the Committee on Appointments and Briefings – January 24, 2013.

Rule 42 Waived – Yeas 11, Nays 0.

Accept the Historical Commissions findings and Delay the Demolition for 12 months.

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

Presented to the Mayor for approval April 12, 2013.

RETURNED UNSIGNED April 29, 2013. (#0153)

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REPORT, Committee on Appointments & Briefings recommending to the City Council to Grant Permission for the Demolition of 5 TALLMAN LANE, MAP 37, PARCEL 276.

Rule 42 Waived – Yeas 11, Nays 0.

Recommendation Followed. (#0566)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 5 TALLMAN LANE, MAP 37, PARCEL 276, advising that “a circa 1882 three-story tenement style building that retains much of its Victorian style characteristics, such as its cross-gable, full height bay with patterned shingles and corner brackets; located in a dense part of the City, just south of Downtown; during the mid to late 19<sup>th</sup> Century, the village center expanded north and southward to accommodate a growing population and the demand of manufacturing employment; the structure is in poor condition due to extensive deferred maintenance, however, due to the lack of a development plan or proposed re-use of the property, the NBHC determined the property to be preferably preserved;” and therefore, “the NBHC has determined that 5 Tallman Lane is a historically significant structure and preferably preserved.”

Referred to the Committee on Appointments and Briefings – January 24, 2013.

Rule 42 Waived – Yeas 11, Nays 0.

Rejects the Historical Commissions findings and Grant the Demolition.

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

Presented to the Mayor for approval April 12, 2013.

Approved April 16, 2013.

(#0154)

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REPORT, Committee on Appointments & Briefings recommending to the City Council to Grant Permission for the Demolition of 130 TALLMAN STREET, MAP 92, PARCEL 246.

Rule 42 Waived – Yeas 11, Nays 0.

Recommendation Followed.

(#0567)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 130 TALLMAN STREET, MAP 92, PARCEL 246, advising that “a circa 1910 three-story tenement style building with a hipped roof and cross-gable, full height bay; two thirds of the City’s housing stock consists of tenement buildings built to accommodate the large immigrant population employed by the burgeoning textile industry; located in the rear of this property is a wood framed car barn with a hayloft style window above two sets of wooden cross-braced double doors, few of this style exist in the City, the car barns has been identified as endangered historic resources within the City and at risk of loss;” and therefore, the NBHC has determined that 130 Tallman Street is historically significant and preferably preserved.”

Referred to the Committee on Appointments and Briefings – January 24, 2013.

Rule 42 Waived – Yeas 11, Nays 0.

Accept the Historical Commissions findings and Delay the Demolition for 12 months.

Councillor Gonsalves having voted with the prevailing side made a motion to RECONSIDER.

Reconsideration Adopted – Yeas 11, Nays 0.

Accept the Historical Commissions findings and amend the Delay for Demolition to 6 months – Yeas 11, Nays 0.

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

Presented to the Mayor for approval April 12, 2013.

RETURNED UNSIGNED April 29, 2013.

(#0155)

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REPORT, Committee on Appointments & Briefings recommending to the City Council to Grant Permission for the Demolition of 153 ACUSHNET AVENUE, MAP 37, PARCEL 6.

Rule 42 Waived – Yeas 11, Nays 0.

Recommendation Followed.

(#0568)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 153 ACUSHNET AVENUE, MAP 37, PARCEL 6, advising that “a circa 1882 two and one-half story Italianate style residence characterized by a two story, triple window bay, as well as, a two window bay above an off center entrance; located in a dense part of the City, just south of Downtown, these were the modest properties that housed whalers and workers employed at the nearby oil works, candle works, and Pairpoint Glass Company; the structure has vinyl

siding and replacement windows, however, due to the lack of a development plan or proposed re-use of the property, the NBHC determined the property to be preferably preserved;” and therefore, “the NBHC has determined that 153 Acushnet Avenue is a historically significant structure and preferably preserved.”

Referred to the Committee on Appointments and Briefings – January 24, 2013.

Rule 42 Waived – Yeas 11, Nays 0.

Accept the Historical Commissions findings and Delay the Demolition for 12 months.

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

Presented to the Mayor for approval April 12, 2013.

RETURNED UNSIGNED April 29, 2013. (#0156)

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REPORT, Committee on Appointments & Briefings recommending to the City Council to Grant Permission for the Demolition of 147 ACUSHNET AVENUE, MAP 37, PARCEL 12.

Rule 42 Waived – Yeas 11, Nays 0.

Recommendation Followed. (#0569)

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COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 147 ACUSHNET AVENUE, MAP 37, PARCEL 12, advising that “a circa 1876 two and one-half Italianate style building; located in a dense part of the City, just south of Downtown, these were the modest properties that housed whalers and workers employed at the nearby oil works, candle works, and Pairpoint Glass Company; the structure has vinyl siding and replacement windows, however, due to the lack of a development plan or proposed re-use of the property, the NBHC determined the property to be preferably preserved;” and therefore, “the NBHC has determined that 147 Acushnet Avenue is a historically significant structure and preferably preserved.”

Referred to the Committee on Appointments and Briefings – January 24, 2013.

Rule 42 Waived – Yeas 11, Nays 0.

Accept the Historical Commissions findings and Delay the Demolition for 12 months.

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

Presented to the Mayor for approval April 12, 2013.

RETURNED UNSIGNED April 29, 2013. (#0157)

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WRITTEN MOTION, Councillors Martins, Saunders, Gomes and Alves, requesting that the Planning Department provide this Council with a copy of the grant application for the Hurricane Barrier located in the south end, along with any other grant application information for said project; and further, that since the Council approved the funds to match the grant that the information should be provided to us to further explain to our Constituents who are hardworking taxpayers, the monies appropriated for this project.

Rule 42 Waived – Yeas 11, Nays 0.

Adopted and Rule 40 Waived – Yeas 9, Nays 2. (Councillors Bousquet and Lopes OPPOSED.)

Presented to the Mayor for approval April 12, 2013.

RETURNED UNSIGNED April 29, 2013.

(#0570)

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WRITTEN MOTION, Councillors Martins and Alves, requesting ONCE AGAIN, that the Administration consider the Elco Dress Facility as the site for a much needed soccer field in the City of New Bedford; and furthermore, that this Council has long been advocating for a soccer field and Written Motions are being RETURNED UNSIGNED by the Administration; and this Council would like a further explanation on why and what is the plan for additional soccer fields in the City as we have yet to hear any plans.

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Mayor with a response within 20 days of receipt of said Motion.

Presented to the Mayor for approval April 16, 2013.

RETURNED UNSIGNED April 29, 2013.

(#0571)

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The Council then returned to the regular order of business.

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WRITTEN MOTION, Councillors Alves and Martins, requesting, that the Special Committee on the Airport look into the concerns addressed by Representatives of the New Bedford Regional Airport businesses as to the recommendation that at least one member (or more) of the Airport Commission be a General Aviation Pilot to insure the concerns and issues of general aviation pilots are considered, as discussions of future airport plans are negotiated. (To be Referred to the Special Committee on the Airport.)

Referred to the Mayor with a response within 20 days of receipt of said Motion and Referred to the Special Committee on the Airport.

Presented to the Mayor for approval April 16, 2013.

RETURNED UNSIGNED April 29, 2013.

(#0572)

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COMMUNICATION, Councillor Alves, submitting copies of letters to Mayor Mitchell from Colonial Air, Sandpiper Air, Inc. and Nor East Aviation Services, Inc., regarding concerns of the New Bedford Regional Airport Commission. (To be Referred to the Special Committee on the Airport.)

Referred to the Special Committee on the Airport.

(#0573)

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WRITTEN MOTION, Councillor Lopes, 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 SATURDAY, JULY 27, 2013, FROM 8:00 A.M. THROUGH SUNDAY, JULY 28, 2013, MIDNIGHT, for the purpose of the Annual Our Lady of Mount Carmel Church Feast; ALSO, that the following streets be CLOSED ON SUNDAY, JULY 28, 2013, FROM 8:00 A.M. THROUGH 5:00 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 April 16, 2013.

Approved April 19, 2013. (#0574)

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WRITTEN MOTION, Councillor Lawrence, requesting, that the following street(s) be CLOSED: FULLER MEMORIAL PARKWAY, from Rockdale Avenue, westerly through Buttonwood Park, to Brownell Avenue, FROM: 8:00 A.M. THURSDAY, JULY 11, 2013, THROUGH: 12:00 P.M. (NOON) MONDAY, JULY 15, 2013, for the purpose of THE ANNUAL WHALING CITY FESTIVAL.

Permission Granted.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013. (#0575)

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WRITTEN MOTION, Councillor Alves, requesting that the following street(s) be CLOSED: WILLIS STREET, from Purchase Street to Pleasant Street on MONDAY, MAY 27, 2013, FROM 11:00 A.M. TO 3:00 P.M., for the purpose of A VETERAN'S RECEPTION AFTER THE MEMORIAL DAY PARADE.

Permission Granted.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013. (#0576)

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WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Portuguese-American War Veterans, that ALLEN STREET, from Brownell Avenue to John Street, be CLOSED on MONDAY, MAY 27, 2013, FROM 8:30 A.M. TO 9:30 A.M. for THE ANNUAL MEMORIAL DAY SERVICES.

Permission Granted.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013. (#0577)

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WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Greater New Bedford Veterans Council, that the following street(s) be CLOSED: HUNTER STREET, from Parker Street to Maxfield Street; PARKER STREET, from Hunter Street to County Street; COUNTY STREET, from Parker Street to Pope Street; and POPE STREET, from County Street to Purchase Street, on MONDAY, MAY 27, 2013, FROM 8:00 A.M. TO 2:00 P.M. for the purpose of THE ANNUAL MEMORIAL DAY CEREMONIES.

Permission Granted.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013. (#0578)

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WRITTEN MOTION, Councillor Alves, requesting, on behalf of the New Bedford Day of Portugal Committee, that the following street(s) be CLOSED: WILLIAM STREET, from Sixth Street to Pleasant Street, ON THURSDAY, JUNE 06, 2013, FROM 5:30 P.M. TO 7:00 P.M., for the purpose of The Annual Day of Portugal Opening Ceremonies.

Permission Granted.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013.

(#0579)

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WRITTEN MOTION, Councillors Alves and Martins, requesting, on behalf of the Day of Portugal Committee, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Beetle Street to Coffin Avenue; SAWYER STREET, from North Front Street to Ashley Boulevard; HOLLY STREET, from North Front Street to Ashley Boulevard; TALLMAN STREET, from North Front Street to Ashley Boulevard; NYE STREET, from North Front Street to Ashley Boulevard; BULLARD STREET, from North Front Street to Ashley Boulevard; DEANE STREET, from Ashley Boulevard to Acushnet Avenue, FROM 6:00 A.M., FRIDAY, JUNE 07, 2013, THROUGH 10:00 A.M., MONDAY, JUNE 10, 2013; and further, that the following streets or intersections be designated NO PARKING AND ENFORCED AS A TOW ZONE: ACUSHNET AVENUE, from Beetle Street to Coffin Avenue (both sides); THE NORTH SIDE OF SAWYER STREET, EASTERLY APPROXIMATELY 150 feet, ending at a line parallel to the eastern most property line of the Howard Street Parking Lot (both sides); HOLLY STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); TALLMAN STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); NYE STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); BULLARD STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); DEANE STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); for the purpose of THE 16<sup>TH</sup> ANNUAL DAY OF PORTUGAL CELEBRATION.

Permission Granted.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013.

(#0580)

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WRITTEN MOTION, Councillor Lopes, requesting, on behalf of the Cove Street Neighborhood Association that the following street(s) be CLOSED: RUTH STREET, from Salisbury Street to Ashley Street, ON SATURDAY, JUNE 15, 2013, FROM 7:00 A.M. TO 4:00 P.M., for their Annual Family Fun Day.

Permission Granted.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013.

(#0581)

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WRITTEN MOTION, Councillor Alves, requesting, that the Department of Inspectional Services, Health Department and the Mayor's Housing Task Force not limit their efforts in cleaning the City's Neighborhoods to just residential properties, that they make the same effort to ensure that Commercial facilities that violate the City health codes and display intentional disrespect to the neighborhood in which they are located be held to the same standard we are seeking to hold residential landlords and property owners, and that said departments immediately address the mess behind the former

Fiber Leather facility, on Belleville Road (between Brook Street and Edison Street) where the property owner has allowed trash to collect and where they are cutting brush on their property and placing it on the sidewalk blocking passage, presenting a danger to pedestrians and a disgrace to the neighborhood. (To be Referred to the Department of Inspectional Services, Health Department and Mayor's Housing Task Force.)

Adopted.

Presented to the Mayor for approval April 16, 2013.

RETURNED UNSIGNED April 29, 2013. (#0582)

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WRITTEN MOTION, Councillor Alves, requesting, that the Special Committee on Soccer Fields ask Department of Public Infrastructure Commissioner Ronald Labelle and City Solicitor John Markey, to look into who owns the recreational area (that once housed swing sets and now has an abandoned basketball court), at the northwest corner of Washburn Street and Belleville Avenue, to determine if there is a potential for the development of an additional Soccer Field (youth or adult size) to address the need for more fields in the City of New Bedford. (To be Referred to the Special Committee on Soccer Fields.)

Adopted.

(#0583)

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WRITTEN MOTION, Councillor Alves, that in an effort to address the extensive need for additional Athletic Soccer fields in the City of New Bedford, requesting that the Mayor consider the building of a regulation size Soccer field on the "**City-owned land**" located on Howe Street which is bordered by Hicks and Logan Streets, the area is not in a dense residential neighborhood to offend residents and would allow for parking on all three streets surrounding the field. (To be Referred to Mayor, Committee on City Property and the Special Committee on Soccer Fields.)

Motion made for Referral to the Mayor, Committee on City Property and the Special Committee on Soccer Fields – FAILED – Yeas 5, Nays 6. (Councillors Alves, Coelho, Gomes, Martins and Saunders IN FAVOR.)

(#0584)

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RELATED MOTION, Councillor Alves, requesting, that the Mayor consider the City-owned land located on Howe Street, which is bordered by Hicks and Logan Streets, as a Dog Park; and further, requesting that the Mayor respond back to the City Council within 20 days of receipt of this motion.

Adopted.

Presented to the Mayor for approval April 16, 2013.

RETURNED UNSIGNED April 29, 2013. (#0585)

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WRITTEN MOTION, Councillors Gomes, Alves and Gonsalves, requesting, that the City Council along with Mayor Mitchell go on record in opposition to House Speaker DeLeo's decision to eliminate the monies that would facilitate Southcoast Rail to the Greater New Bedford Area, including Fall River and Taunton; and further, that a letter be sent to House Speaker DeLeo requesting a meeting with City Council members, the Mayor, our local Representatives and Senator Mark Montigny for the purposes of discussing what rail means to the Southcoast and how important it is that action be taken

now to bring rail to the Southcoast; and further, that a letter be sent to Congressman Keating, along with Senator Warren, requesting their assistance in obtaining any federal monies that may be available through transportation bills or amendment to any bill presently in Washington for the purpose of bringing Federal assistance and making Southcoast Rail a reality; and further, that letters be sent to the Cities and Towns affected by House Speaker DeLeo and the Legislators actions, requesting that a bond be created between all Cities and Towns to fight for Southcoast Rail to come to this area due to the fact that this may be the only chance for the Southcoast to see rail, which would stimulate its economy and revitalize the City of New Bedford and requesting that Governor Patrick veto any Transportation Bill that does not include the Southcoast Rail Project.

Rule 17 Waived – Yeas 11, Nays 0.

Adopted and Rule 40 Waived – Yeas 11, Nays 0. (#0586)

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WRITTEN MOTION, Councillor Lawrence and Gonsalves, requesting, that in light of the SouthCoast Rail project debacle currently taking place in our State Legislature, that the City Council’s Legislative Counsel David Gerwatowski, review and provide this body with his opinion as to whether or not the City Council through his representation as our Attorney, can take any legal action to ensure that funding be provided to support the rail service to New Bedford.

Referred to Legislative Counsel David Gerwatowski and the Committee on Appointments and Briefings.

(#0587)

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WRITTEN MOTION, Councillor Gomes, requesting, that a Representative from the Mayor’s Office, Temporary City Planner Jill Maclean and Preservation Planner Anne Louro, meet with the Committee on City Property to discuss exactly what the future plans are at this present time to address the Congdon House at Hazelwood Park that has for some time gone with no plan of action, which is only deteriorating more and more as years pass, there is a historical significance to this building that should be preserved for the City of New Bedford.

Referred to the Committee on Appointments and Briefings. (#0588)

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WRITTEN MOTION, Councillor Gonsalves, requesting, on behalf of the Buttonwood Park Zoo, that City Code Chapter 4, Section 4-5, Relative to Beekeeping, be amended to allow the Zoo to develop an exhibit on Beekeeping. (To be Referred to the Committee on Ordinances.)

Adopted. (#0589)

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WRITTEN MOTION, Councillors Gomes and Oliveira, on behalf of the Police Department and its men and women of the SRT Swat Team, requesting, that the City take immediate action and look for funding for the purchase of a tactical development vehicle for the City of New Bedford’s Swat Team, this vehicle is very important to the deployment and actions taken in situations that call for this type of unit, it is imperative that the City make this purchase as soon as possible due to the increasing amount of calls coming in that rely on this tactical unit and for the purpose of giving the needed equipment to the SRT Swat Team to deal with situations that arise throughout our City.

Referred to the Committee on Public Safety and Neighborhoods and the Mayor.

Presented to the Mayor for approval April 16, 2013.

RETURNED UNSIGNED April 29, 2013.

(#0590)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods meet with the Mayor and the Police Chief to view the Winnebago City Unit that was purchased some time ago, for the purpose of looking at the condition of said vehicle and to update the vehicle as far as its radio and camera status and anything else that is needed in order to make this vehicle up-to-date for the 21<sup>st</sup> Century, to be used not only by the City for surveillance and emergency situations but also our Police Department. (To be Referred to the Committee on Public Safety and Neighborhoods.)

Adopted.

(#0591)

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COMMUNICATION, Blair S. Bailey, Tax Title Attorney, to Councillor Martins, regarding Waiver of Fees for the Acushnet Avenue Business affected by Phase I of the Acushnet Avenue Project. (Copy all Councillors 04/05/2013.)

Received and Placed on File.

(#0592)

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COMMUNICATION, Buzzards Bay Coalition, to the Department of the Army, New England District, Corps of Engineers regarding Disposal of Dredged Material from the Superfund CAD Cells. (Copy all Councillors 04/03/2013.)

Received and Placed on File.

(#0593)

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COMMUNICATION, Lt. Michael J. Michno, Massachusetts State Police, North Dartmouth D-3, to City Clerk Arruda, responding to letter regarding the drag racing on Route 140, notifying that the State Police will be stepping up patrols in the area between the hours of concern. (Copy all Councillors 04/01/2013.)

Received and Placed on File.

(#0594)

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COMMUNICATION, MassDevelopment, to City Council regarding that the Massachusetts Development Finance Agency gave preliminary approval to issue a revenue bond on behalf of Lifestream, Inc. to refinance assorted mortgages attached to residential and commercial properties owned and used by Lifestream, Inc. to support their charitable mission and purpose located in Acushnet and New Bedford. (Copy all Councillors 04/02/2013.)

Received and Placed on File.

(#0595)

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WRITTEN MOTION, Council President Duarte, requesting, on behalf of the New Bedford Masonic Temple Association, that the following street(s) be CLOSED: WILLIAM STREET, from County Street to Bethel Street, ON SUNDAY, APRIL 07, 2013, FROM 11:00 A.M. TO 1:00 P.M., for the purpose of honoring the Massachusetts 54<sup>th</sup> Regiment/Revolutionary War.

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT BRUCE DUARTE, JR., ON THURSDAY, MARCH 28, 2013, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, APRIL 11, 2013.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013.

(#0596)

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WRITTEN MOTION, Council President Duarte, requesting, on behalf of AHA! New Bedford, that the following street(s) be CLOSED: PURCHASE STREET, between Union Street and Spring Street, ON THURSDAY, APRIL 11, 2013, FROM 7:00 A.M. to 9:00 P.M., for the purpose of AHA! Night/ A Sustainable Southcoast. (*Resubmitted due to Time Change.*)

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT BRUCE DUARTE, JR., ON FRIDAY, APRIL 05, 2013, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, APRIL 11, 2013.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013.

(#0597)

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WRITTEN MOTION, Councillor Lopes, requesting, on behalf of Hayes Construction, Inc., that the following street(s) be CLOSED: HARBOR STREET, from Cove Street to Gifford Street, ON MONDAY, APRIL 08, 2013, THROUGH MONDAY, APRIL 29, 2013, for the purpose of Demolishing a Pedestrian Bridge.

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT BRUCE DUARTE, JR., ON WEDNESDAY, APRIL 03, 2013, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, APRIL 11, 2013.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013.

(#0598)

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WRITTEN MOTION, Councillor Martins, on behalf of the residents on Sylvia Street, thanking Traffic Commission, Executive Secretary, Scott Downing and members of the Traffic Commission for their continuous efforts to improve the quality of life in the neighborhood when approving changing Sylvia Street to a ONE-WAY STREET; and further, requesting, due to heavy traffic along Acushnet Avenue and the residents who have witnessed a handful of motorists each day driving the wrong way along Sylvia Street, that a "NO RIGHT TURN" Sign be placed facing south, on the southeast corner of the street, directly opposite the new existing "ONE WAY" Sign, for the safety of all who live in the neighborhood and motorists travelling along Sylvia Street.

Referred to the Traffic Commission.

(#0599)

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WRITTEN MOTION, Councillor Lopes, requesting, that the Traffic Commission consider adding "NO PARKING" Signs on the west side of Freeman Street. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission.

(#0600)

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WRITTEN MOTION, Councillor Gomes, requesting, on behalf of Mr. Antonio S. Amado, 71 Peckham Street, New Bedford, that a curb cut be done at said address due to the fact that the curb is not aligned with the driveway and has been this way for sometime, they would like to have a curb cut done on the westside of the driveway, so that it will be in line with the

driveway, damage has been done to the owner's car as she drives in and backs out of the driveway, the curb was like this when the owner purchased the property in 2002.

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval April 16, 2013.

RETURNED UNSIGNED April 29, 2013. (#0601)

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WRITTEN MOTION, Councillor Gomes, requesting, on behalf of Mrs. Judith L. Borges, 92 Rockland Street, New Bedford, that the City repair the sidewalk in front of said address, the sidewalk has been slowly sinking into the ground, which may cause a pedestrian accident in the neighborhood, this work has been requested before but has never been addressed for Mrs. Borges.

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval April 16, 2013.

RETURNED UNSIGNED April 29, 2013. (#0602)

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COMMUNICATION, Councillor Alves, to Sheriff Thomas Hodgson, requesting assistance for the placing of flags at gravesites for Memorial Day, on behalf of Mr. Dennis Mendes, Commander of the Cape Verdean Veterans Organization.

Received and Placed on File. (#0603)

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COMMUNICATION, Councillor Alves, to Sheriff Thomas Hodgson, requesting assistance for the placing of flags at gravesites for Memorial Day, on behalf of the Andrews-Dahill Post 1531 VFW.

Received and Placed on File. (#0604)

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COMMUNICATION, Councillor Alves, to Sheriff Thomas Hodgson, requesting assistance for the placing of flags at gravesites for Memorial Day, on behalf of Mr. Jack Pacheco, of the Portuguese-American War Veterans, Post One.

Received and Placed on File. (#0605)

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COMMUNICATION, Councillor Alves, to Sociadade Filamonica do Senhor da Pedra, inviting them on behalf of the Portuguese-American War Veterans to participate in the Memorial Day Ceremonies.

Received and Placed on File. (#0606)

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COMMUNICATION, Councillor Alves, to DPI Commissioner Ronald Labelle and DPF Acting Commissioner Kenneth Blanchard, requesting their assistance on behalf of the Memorial Day Dedication Committee, for the Memorial Day Ceremonies, as well as their assistance in cleaning the streets for the event.

Received and Placed on File. (#0607)

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COMMUNICATION, Councillor Alves, to Al Oliveira, New Bedford School Department, requesting the use of the public address system for the Portuguese-American War Veterans Memorial Day Ceremonies.

Received and Placed on File. (#0608)

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MINUTES, Board of Assessors, submitting MINUTES of a meeting held on March 21 and April 04, 2013.

Received and Placed and File. (#0609)

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MINUTES, Licensing Board, submitting MINUTES of a meeting held on January 22, 2013.

Received and Placed on File. (#0610)

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MINUTES, Conservation Commission, submitting MINUTES of a meeting held on December 04, 2012.

Received and Placed on File. (#0611)

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MINUTES, Health Department, submitting MINUTES of a meeting held on January 10, 2013.

Received and Placed and File. (#0612)

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MINUTES, Mayor's Board on Veterans Affairs, submitting MINUTES of a meeting held on January 30, 2013.

Received and Placed on File. (#0613)

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MINUTES, Historical Commission, submitting MINUTES of meetings held on December 03, 2012, January 07 and February 04, 2013.

Received and Placed on File. (#0614)

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APPLICATION, **Northeast Distributors, Inc.**, for permission to maintain a STREET OBSTRUCTION at **17 Franklin Street**, provisionally granted by the City Clerk on April 03, 2013, 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, 2013.

Approved April 16, 2013. (#0615)

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APPLICATION, **Michael Andrade Excavating**, for permission to maintain a STREET OBSTRUCTION at **101 Chestnut Street**, provisionally granted by the City Clerk on March 29, 2013, 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, 2013.

Approved April 16, 2013. (#0616)

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APPLICATION, **RJ Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **799-803 Tarkiln Hill Road**, provisionally granted by the City Clerk on April 01, 2013, 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, 2013.

Approved April 16, 2013. (#0617)

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APPLICATION, **Mirra Company Inc.**, for permission to maintain a STREET OBSTRUCTION at **77 MacArthur Boulevard**, provisionally granted by the City Clerk on April 04, 2013, 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, 2013.

Approved April 16, 2013. (#0618)

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APPLICATION, **Mirra Company Inc.**, for permission to maintain a STREET OBSTRUCTION at **4 Wright Street**, provisionally granted by the City Clerk on April 04, 2013, 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, 2013.

Approved April 16, 2013. (#0619)

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APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **83 Robeson Street**, provisionally granted by the City Clerk on April 05, 2013, 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, 2013.

Approved April 16, 2013. (#0620)

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APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **70 Forest Street**, provisionally granted by the City Clerk on April 05, 2013, 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, 2013.

Approved April 16, 2013. (#0621)

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APPLICATION, **Cardoso Contracting Inc.**, for permission to maintain a STREET OBSTRUCTION at **132 Rotch Street**, provisionally granted by the City Clerk on April 09, 2013, 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, 2013.

Approved April 16, 2013. (#0622)

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APPLICATION, **Mirra Company Inc.**, for permission to maintain a STREET OBSTRUCTION at **158 East Clinton Street**, provisionally granted by the City Clerk on April 10, 2013, 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, 2013.

Approved April 16, 2013. (#0623)

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APPLICATION, **Cardoso Contracting Inc.**, for permission to maintain a STREET OBSTRUCTION at **Hathaway Street/Belleville Avenue P100/L167**, provisionally granted by the City Clerk on April 10, 2013, 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, 2013.

Approved April 16, 2013. (#0624)

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APPLICATION, **W.C. Smith and Son Inc.**, for permission to maintain a STREET OBSTRUCTION at **474 Hillman Street**, provisionally granted by the City Clerk on April 11, 2013, 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, 2013.

Approved April 16, 2013. (#0625)

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APPLICATION, **Michael Andrade Excavating**, to DISTURB THE SURFACE, of **101 Chestnut Street**, provisionally granted by the City Clerk on March 29, 2013, 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, 2013.

Approved April 16, 2013. (#0626)

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APPLICATION, **RJ Canessa Excavating**, to DISTURB THE SURFACE, of **799-803 Tarkiln Hill Road**, provisionally granted by the City Clerk on April 01, 2013, 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, 2013.

Approved April 16, 2013. (#0627)

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APPLICATION, **Mirra Company Inc.**, to DISTURB THE SURFACE, of **77 MacArthur Boulevard**, provisionally granted by the City Clerk on April 04, 2013, 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, 2013.

Approved April 16, 2013. (#0628)

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APPLICATION, **Mirra Company Inc.**, to DISTURB THE SURFACE, of **4 Wright Street**, provisionally granted by the City Clerk on April 04, 2013, 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, 2013.

Approved April 16, 2013. (#0629)

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APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **83 Robeson Street**, provisionally granted by the City Clerk on April 05, 2013, 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, 2013.

Approved April 16, 2013. (#0630)

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APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **70 Forest Street**, provisionally granted by the City Clerk on April 05, 2013, 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, 2013.

Approved April 16, 2013. (#0631)

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APPLICATION, **Cardoso Contracting Inc.**, to DISTURB THE SURFACE, of **132 Rotch Street**, provisionally granted by the City Clerk on April 09, 2013, 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, 2013.

Approved April 16, 2013. (#0632)

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APPLICATION, **Mirra Company Inc.**, to DISTURB THE SURFACE, of **158 East Clinton Street**, provisionally granted by the City Clerk on April 10, 2013, 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, 2013.

Approved April 16, 2013. (#0633)

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APPLICATION, **Cardoso Contracting Inc.**, to DISTURB THE SURFACE, of **Hathaway Street/Belleville Avenue P100/L167**, provisionally granted by the City Clerk on April 10, 2013, 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, 2013.

Approved April 16, 2013. (#0634)

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APPLICATION, **W.C. Smith and Son Inc.**, to DISTURB THE SURFACE, of **474 Hillman Street**, provisionally granted by the City Clerk on April 11, 2013, 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, 2013.

Approved April 16, 2013. (#0635)

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APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on April 02, 2013, subject to ratification by the Mayor and City Council as follows:

164 North Front Street (#0636)

28 and 31 Linden Street (#0637)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2013.

Approved April 16, 2013.

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APPLICATION, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on April 02, 2013, subject to ratification by the Mayor and City Council as follows:

151 Field Street (#0638)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2013.

Approved April 19, 2013.

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APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on April 02, 2013, subject to ratification by the Mayor and City Council as follows:

1079-1081 County Street (#0639)

77 Arlington Street (#0640)

68 Alva Street (#0641)

74 Penniman Street (#0642)

Intersection of Acushnet Avenue and Bullard Street (#0643)

979 Homestead Street (#0644)

854 Acushnet Avenue (#0645)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2013.

Approved April 16, 2013.

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APPLICATIONS, **NSTAR Electric Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on April 02, 2013, subject to ratification by the Mayor and City Council as follows:

Hathaway Street, corner of Riverside Avenue (#0646)

Manomet Street, corner of Riverside Avenue (#0647)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2013.

Approved April 16, 2013.

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APPLICATION, **S and L Roloff Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on April 11, 2013, subject to ratification by the Mayor and City Council as follows:

86-88 Robeson Street (#0648)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval April 16, 2013.

Approved April 16, 2013.

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On a motion, the Council then adjourned at 9:31 p.m.

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ATTEST:

RITA D. ARRUDA, CITY CLERK/  
CLERK OF THE CITY COUNCIL