



# **Council Meeting** - Minutes

## **CITY COUNCIL CALENDAR**

Chambers of the City Council Municipal Building

*Thursday, February 27, 2014 – 7:05 p.m.*

View Agenda

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PRESENT: Council President Joseph P. Lopes, Councillors Alves, Bousquet, Carney, Coelho, Gomes, Martins, Morad, Oliveira, Rebeiro, and Winterson.

LATE: No One.

ABSENT: No One.

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Council President Lopes called the meeting to order and presided.

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Reverend Kevin Harrington, from St. Francis of Assisi Church led the Assembly in Prayer.

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Steve Martins, Councillor Ward Two led the Assembly in the Pledge of Allegiance to the Flag.

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Moment of Silence for Janice H. Costa former Assistant City Council Clerk.

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COMMUNICATION, First Assistant City Solicitor, Jane Medeiros Friedman, to City Council, submitting AN ORDER for the Acceptance of ARANEA CIRCLE, 50 feet wide, from Joy Road southerly 200.00 feet to its terminus.

Received and Placed on File:

(#0217)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

FEBRUARY 27, 2014

ORDER, Resolved, that the common necessity and convenience of the inhabitants of the City of New Bedford require that **ARANEA CIRCLE**, 50 feet wide, from Joy Road southerly 200 feet to terminus be laid out and accepted.

The area taken for this layout of **ARANEA CIRCLE**, 50 feet wide, from Joy Road southerly 200 feet to terminus is bounded and described as follows:

Beginning at the granite bound marking the point of intersection of the southerly line of Joy Road and the easterly line of Aranea Circle; thence,

By a curve turning to the left along the easterly line of Aranea Circle with an arc length of 31.42', with a radius of 20.00' to a point in a granite bound; thence,

S 14°36'35" W a distance of 76.38' to a point in a granite bound; thence,

By a curve turning to the left with an arc length of 17.45', with a radius of 20.00' to a point in a granite bound; thence,

By a curve turning to the right with an arc length of 244.34', with a radius of 50.00' to a point in a granite bound; thence,

By a curve turning to the left with an arc length of 17.45', with a radius of 20.00' to a point in a granite bound; thence,

N 14°36'35" E a distance of 76.38' to a point in a granite bound; thence,

By a curve turning to the left with an arc length of 31.42', with a radius of 20.00' to a point in a granite bound; thence,

S 75°23'25" E a distance of 90.00', said line also being the southerly line of Joy Road, to the point of beginning.

The above-described road contains an area of approximately 13,163 square feet and is more particularly shown on a plan entitled: "PLAN AND PROFILE OF THE LAYOUT OF ARANEA CIRCLE (50 FEET WIDE) FROM JOY ROAD SOUTHERLY 200 FEET TO TERMINUS," dated December 19, 2013, at a scale of 1"=40' Horizontal and 1"=4' Vertical, prepared by Sean Lach, P.L.S. and approved by David Fredette, City Engineer.

Said road being the same right-of-way for Aranea Circle as shown on the subdivision plan of Zuckerman Farms.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of property are allowed sixty (60) days from and after the recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures.

The damages sustained by the owners of property a foresaid is hereby estimated and awarded as compensation in full to them as follows: To all persons: No damages.

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the award of damages does not relieve the owners of land taken from liability for taxes now uncollected for the fiscal year 2014 or any prior year.

WHEREAS, due notice has been given of the intention of the City to take said parcel of land for highway purposes, it is therefore

ORDERED, that the parcels of land heretofore described be and hereby are taken, interest being an easement in said land for highway purposes, under the provisions of General Laws Chapter 79, and accepted under the provisions of General Laws Chapter 82 as a public street or way of the City of New Bedford, said street to be known as **ARANEA CIRCLE**, and the grade there for is established according to a plan heretofore referred to in this order, on file in the office of the City Clerk.

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

Adopted- Yeas 11, Nays 0.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval February 28, 2014.

Approved March 3, 2014.

(#0218)

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COMMUNICATION, First Assistant City Solicitor, Jane Medeiros Friedman, to City Council, submitting AN ORDER for the Acceptance of JOY ROAD, 50 feet wide, from Station 7+25 (146.80 feet east of Charlotte Street) 780.81 westerly to Station 15+05.82 by east line of Nellie Road.

Received and Placed on File.

(#0219)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

FEBRUARY 27, 2014

ORDER, Resolved, that the common necessity and convenience of the inhabitants of the City of New Bedford require that **JOY ROAD**, 50 feet wide, from station 7+25 (164 feet east of Charlotte Street) 780.81 feet westerly to station 15+05.82 by east line of Nellie Road be laid out and accepted.

The area taken for this layout of **JOY ROAD**, 50 feet wide, from station 7+25 (164 feet east of Charlotte Street) 780.81 feet westerly to station 15+05.82 by east line of Nellie Road is bounded and described as follows:

Beginning at the granite bound marking the point of intersection of the easterly line of Nellie Road and the southerly line of Joy Road; thence,

N  $81^{\circ}28'30''$  W a distance of 20.00' along the northerly line of Nellie Road to a point in the easterly line of the presently accepted terminus of Joy Road; thence,

N  $08^{\circ}31'30''$  E a distance of 50.00' along the easterly line of the presently accepted terminus of Joy Road to a point in the northerly line of Joy Road; thence,

S  $81^{\circ}28'30''$  E a distance of 221.33' to a point in a granite bound; thence,

By a curve turning to the right with an arc length of 21.24', with a radius of 200.00' to a point in a granite bound; thence,

S  $75^{\circ}23'25''$  E a distance of 318.73' to a point in a granite bound; thence,

By a curve turning to the left with an arc length of 105.44', with a radius of 200.00' to a point in a granite bound; thence,

By a curve turning to the left with an arc length of 17.45', with a radius of 20.00' to a point in a granite bound; thence,

By a curve turning to the right with an arc length of 244.34', with a radius of 50.00' to a point in a granite bound; thence,

By a curve turning to the left with an arc length of 17.45', with a radius of 20.00' to a point in a granite bound; thence,

By a curve turning to the right with an arc length of 35.20', with a radius of 250.00' to a point in a granite bound; thence,

By a curve turning to the right, said line also being the northerly line of Charlotte Street, with an arc length of 85.72', with a radius of 250.00' to a point in a granite bound; thence,

By a curve turning to the right with an arc length of 10.88', with a radius of 250.00' to a point in a granite bound; thence,

N 75°23'25" W a distance of 221.51' to a point in a granite bound; thence,

N 75°23'25" W a distance of 90.00', said line also being the northerly line of Aranea Circle, to a point in a granite bound; thence,

N 75°23'25" W a distance of 7.23' to a point in a granite bound; thence,

By a curve turning to the left with an arc length of 15.93', with a radius of 150.00' to a point in a granite bound; thence,

N 81°28'30" W a distance of 201.33' to the point of beginning.

Said road being the same right-of-way for Joy Road as shown on the subdivision plan of Zuckerman Farms.

The above-described road contains an area of approximately 42,036 square feet and is more particularly shown on a plan entitled: "PLAN AND PROFILE OF THE LAYOUT OF JOY ROAD 50 FEET WIDE FROM JOY ROAD 50 FEET WIDE, FROM STATION 7+25 (164.80 FEET EAST OF CHARLOTTE STREET) 780.81 FEET WESTERLY TO STATION 15+05.82 BY EAST LINE OF NELLIE ROAD at a scale of 1"=40' Horizontal and 1"=4'," dated December 19, 2013, prepared by Sean Leach , P.L.S. and approved by David J. Fredette, Acting City Engineer.

No trees on the land taken and no structures affixed thereto are included in the taking, and the owners of property are allowed sixty (60) days from and after the recording of this instrument in the Registry of Deeds by the City in which to remove and take away from the land any trees or structures.

The damages sustained by the owners of property aforesaid is hereby estimated and awarded as compensation in full to them as follows: To all persons: No damages.

IT IS FURTHER EXPRESSED AND STIPULATED that the order of taking and the award of damages does not relieve the owners of land taken from liability for taxes now uncollected for the fiscal year 2014 or any prior year.

WHEREAS, due notice has been given of the intention of the City to take said parcel of land for highway purposes, it is therefore

ORDERED, that the parcels of land heretofore described be and hereby are taken, interest being an easement in said land for highway purposes, under the provisions of General Laws Chapter 79, and accepted under the provisions of General Laws Chapter 82 as a public street or way of the City of New Bedford, said street to be known as **JOY ROAD**, and the grade there for is established according to a plan heretofore referred to in this order, on file in the office of the City Clerk.

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

Adopted- Yeas 11, Nays 0.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval February 28, 2014.

Approved March 3, 2014. ( #0220)

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HEARING, on NSTAR ELECTRIC COMPANY, for location of two (2) 6” Conduits, four (4) 6”

Conduits and two (2) 6’x10’x6’ Manholes in BRALEY ROAD, North of Theodore Rice Boulevard.

Donna Rosa-Gonsalves, Right of Way Representative of NSTAR Electric was present and in favor and answered questions.

No One Opposed; Hearing closed.

Petition Placed on File. ( #0221)

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ORDER,

Adopted and ordered recorded in Book of Location Order Records

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. ( #0222)

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HEARING, on NSTAR ELECTRIC COMPANY, for location of four (4) 6” Conduits and six (6) 6’x10’x6’ Manholes in PHILLIPS ROAD, South of Braley Road.

Donna Rosa-Gonsalves, Right of Way Representative of NSTAR Electric was present and in favor and answered questions.

No One Opposed; Hearing closed.

Petition Placed on File. ( #0223)

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ORDER,

Adopted and ordered recorded in Book of Location Records.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0224)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$207,000.00 from FREE CASH, to ELECTIONS, CAPITAL OUTLAY.

Referred to the Committee on Finance. (#0225)

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ORDER,

Referred to the Committee on Finance.

(#0226)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for TRANSFER of \$84,000.00 from FREE CASH, to FIRE, OTHER FINANCING USES.

Received and Placed on File. (#0027)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

FEBRUARY 27, 2014

ORDERED, That the sum of **EIGHTY FOUR THOUSAND (\$84,000.00)** now standing to the credit of the account from **FREE CASH** be and the same is hereby transferred and appropriated to as follows:

**FIRE OTHER FINANCING USES.....\$84,000.00**

Adopted- Yeas 11, Nays 0.

Presented to the Mayor for approval March 3, 2014.

Approved March 3, 2014. (#0028)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$61,500.00 from FREE CASH, to MAYOR, SALARIES & WAGES.

Referred to the Committee on Finance. (#0029)

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ORDER,

Referred to the Committee on Finance.

(#0230)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$235,000.00 from FREE CASH, to GENERAL GOVERNMENT UNCLASSIFIED, CHARGES & SERVICES.

Referred to the Committee on Finance.

(#0231)

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ORDER,

Referred to the Committee on Finance.

(#0232)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$133,000.00 from FREE CASH, to GENERAL GOVERNMENT UNCLASSIFIED, OTHER FINANCING USES.

Referred to the Committee on Finance.

(#0233)

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ORDER,

Referred to the Committee on Finance.

(#0234)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$500,000.00 from FREE CASH, to STABILIZATION FUND.

Referred to the Committee on Finance.

(#0235)

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ORDER,

Referred to the Committee on Finance.

(#0236)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$25,000.00 from ZOO, SALARIES & WAGES to ZOO, CHARGES & SERVICES in the amount of \$15,000.00 and ZOO, SUPPLIES & MATERIALS in the amount of \$10,000.00.

Received and Placed on File.

(#0237)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

FEBRUARY 27, 2014

ORDERED, That the sum of **TWENTY-FIVE THOUSAND DOLLOARS (\$25,000.00)** now standing to the credit of the account from **ZOO SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

**ZOO CHARGES AND SERVICES.....\$15,000.00**

**ZOO SUPPLIES AND MATERIALS.....\$10,000.00**

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval March 3, 2014.

Approved March 3, 2014. (#0238)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, authorizing the Mayor and the Chairman of the Airport Commission to execute a lease with the Hangar Seven Trust, the proposed lease is for the construction of a new T-Hangar at the Airport located east of the existing T-Hangar; the lease is for 20 years with options for an additional 30 years for a total of 50 years, this lease length is approved by the Federal Aviation Administration (FAA) and allows the tenant to recapture its costs of construction of the T-Hangar building.

Received and Placed on File. (#0239)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

FEBRUARY 27, 2014

ORDERED, that the Chairman of the Airport Commission and the Mayor are hereby authorized on behalf of the City to execute a Lease between the City of New Bedford and Hanger Seven Trust relative to a land lease for Lessee’s T-Hanger construction at the New Bedford Regional Airport. The leased property is 40,848.66 square feet. A copy of the Lease is attached hereto and made a part hereof.

Adopted.

Presented to the Mayor for approval March 3, 2014.

Approved March 3, 2014. (#0240)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ACT authorizing the City of New Bedford to grant additional Liquor Licenses.

Referred to the Committee on Appointments and Briefings. (#0241)

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ACT,

Referred to the Committee on Appointments and Briefings. (#0242)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDINANCE, amending Chapter 9, Section 4400, Flood Hazard Overlay District (FHOD).

Referred to the Committee on Ordinances and the Planning Board. (#0243)

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ORDINANCE,

Referred to the Committee on Ordinances and the Planning Board. (#0244)

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COMMUNICATION, Mayor Mitchell, to City Council, responding to a Written Motion that appeared on the February 13, 2014 City Council Agenda submitted by Council President Lopes and Councillor Gomes regarding the Federal Emergency Agency's revised Flood Insurance Rate Map.

Received and Placed on File. (#0245)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a letter regarding Fiscal Year 2014-2018 Capital Improvement Plan, including City's consideration of an energy management services contract.

Received and Placed on File.

Councillor Morad having voted on the prevailing side made a motion to Reconsider.

RECONSIDERATION ADOPTED – Yeas 11, Nays 0.

Referred to the Committee on Finance. (#0246)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of KEVIN PAULSON, Fairhaven, MA 02719, as a SPECIAL POLICE OFFICER.

Received and Placed on File. (#0247)

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APPLICATION, KEVIN PAULSON, New Bedford, MA 02740, for REAPPOINTMENT as a SPECIAL POLICE OFFICER.

Appointment made and confirmed.

(#0248)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of WILLIAM T. CAMBRA, Dartmouth, MA 02747, as a SPECIAL POLICE OFFICER.

Received and Placed on File.

(#0249)

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APPLICATION, WILLIAM T. CAMBRA, Dartmouth, Ma. 02747, for REAPPOINTMENT as a SPECIAL POLICE OFFICER.

Appointment made and confirmed.

(#0250)

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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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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER authorizing the Mayor to execute an Estoppel Certificate with regard to the lease of a certain parcel of land known and numbered as 216 Herman Melville Boulevard.

Rule 42 Waived – Yeas 11, Nays 0.

Received and Placed on File.

Councillor Alves having voted on the prevailing side made a motion to RECONSIDER.

RECONSIDERATION FAILED – Yeas 4, Nays 7. (Councillors Alves, Carney, Coelho, and Morad in favor.)

(#0251)

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CITY OF NEW BEDFORD

IN CITY COUNCIL

FEBRUARY 27, 2014

ORDERED, that the Mayor is hereby authorized on behalf of the City of New Bedford to execute an ESTOPPEL CERTIFICATE with regard to the lease of a certain parcel of land known and numbered as 216 Herman Melville Blvd. by and between the City of New Bedford, by and through the Harbor Development Commission, and Rene Servais. Said lease is dated June 9, 1982 and described in a Notice of Lease dated April 7, 1983 and recorded in the Bristol County (S.D.) Registry of Deeds at Book 1901, Page 22. A copy of said Estoppel Certificate is attached hereto and made a part thereof.

Rule 42 Waived – Yeas 11, Nays 0.

Adopted – Yeas 11, Nays 0. Councillor Alves having voted on the prevailing side made a motion to RECONSIDER. RECONSIDER FAILED –Yeas 4, Nays 7. (Councillors Alves, Carney, Coelho and Morad in favor.)

Presented to the Mayor for approval March 3, 2014.

Approved March 3, 2014. (#0252)

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WRITTEN MOTION, Councillor Carney, requesting, on behalf Joseph DeSousa, tenant and Maria P. DeMelo, landlord that a “NO PARKING EXCEPT HANDICAP VEHICLE” Sign be installed in front of 147 Bellville Road, Mr. Joseph DeSousa is handicapped and a tenant at 147 Bellville Road, the property owner Maria P. DeMelo has a driveway, but utilizes the driveway herself because she is also handicapped.

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Traffic Commission. (#0253)

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WRITTEN MOTION, Councillor Carney, requesting, on behalf Ms. Norma Ferro, tenant and Maria P. DeMelo, landlord, that a “NO PARKING EXCEPT HANDICAP VEHICLE” Sign be installed on Bellville Road, east of the driveway of the property located on 147 Bellville Road, Ms. Norma Ferro is handicapped and a tenant at 147 Bellville Road, the property owner, Maria P. DeMelo has a driveway, but utilizes the driveway herself because she is also handicapped.

Rule 42 Waived - Yeas 11, Nays 0.

Referred to the Traffic Commission. (#0254)

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WRITTEN MOTION, Councillors Carney and Rebeiro, requesting, on behalf of Ms. Luz L. Gonzalez, that the Traffic Commission in stall a “STOP SIGN”, on Purchase Street, at the intersection of Purchase and Russell Streets, this is a dangerous intersection and there has been an accident resulting in death at said intersection.

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Traffic Committee. (#0255)

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WRITTEN MOTION, Councillors Carney and Bousquet, requesting, on behalf of Head Master and Lead Pastor, Reverend John Helm of the Nazarene Christian Academy located at 763 Hathaway Road, that the Traffic Commission take every measure to install “20 MILE AN HOUR SCHOOL ZONE” Sign's on the east and west bound side of Hathaway Road at the appropriate footage to slow down traffic approaching the Nazarene Christian Academy School.

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Traffic Commission.

(#0256)

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RELATED MOTION, Councillor Gomes, requesting that the traffic Commission consider placing a flashing time limit on the School Zone sign for the Nazarene Christian Academy, 763 Hathaway Road: and further, requesting that signage be placed in an easterly and westerly direction on Hathaway Road, hundreds Of feet before the school to notify motorist that they are entering a school zone.

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Traffic Commission.

(#0257)

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WRITTEN MOTION, Councillor Carney, on behalf of Arnold Oliveira and Antonio Almeida, requesting that 175-177 Ash Street, Plot 45, Lot 85, be rezoned from Residence B to Mixed Use Business.

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Committee on Ordinances and the Planning Board.

(#0258)

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REPORT, Committee on Appointments and Briefings, recommending to the City Council APPROVAL of the APPLICATION, GC CF NEW ENGLAND, LLC, for a SPECIAL PERMIT for MOTOR VEHICLE LIGHT SERVICE at 943 Shawmut Avenue, New Bedford, MA 02740.

Recommendation Followed.

(#0259)

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APPLICATION, GC CF OF NEW ENGLAND, LLC, for a SPECIAL PERMIT for MOTOR VEHICLE LIGHT SERVICE at 943 Shawmut Avenue, New Bedford, MA 02740.

Special Permit Granted.

Presented to the Mayor for approval March 3, 2014

Approved March 10, 2014.

(#0260)

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WRITTEN MOTION, Council President Lopes, Councillors Martins, Bousquet, Winterson, Morad, Oliveira, Alves and Carney, requesting that the Special Committee on Memorials and Dedication look at establishing a POW/MIA Chair of Honor, which would be dedicated and placed at New Bedford City Hall in honor of all the brave men and women who proudly served and paid the greatest sacrifice for our country.

Adopted.

(#0261)

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WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of George Almeida, that 232 Dartmouth Street, Plot 28/Lot 50 be REZONED, from Residence “B” to MIXED-USE BUSINESS.

Adopted. ( #0262)

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WRITTEN MOTION, Councillor Martins, requesting, that a letter be sent to our State Legislative Delegation, and House Speaker Robert DeLeo, asking them to support and approve a \$24.5 million appropriation for the summer jobs program for Fiscal Year 2015; and further, that the monies earmarked for the Greater New Bedford area have been instrumental in not only keeping our youth busy but in providing them with money and the opportunity to gain valuable experience in the workforce.

Rule 17 Waived and Adopted – Yeas 11, Nays 0. ( #0263)

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WRITTEN MOTION, Councillor Martins, requesting, that a letter be sent to our State Legislative Delegation asking that they speak with representatives from the Registry of Motor Vehicles office, regarding the complaints this Councillor has received from constituents who follow the wait time on the main RMV website, it has been reported that once they get to the RMV office, they discover that the wait time is wrong; and further, this Councillor checked the wait time on my mobile device and it was inaccurate, which is a disservice to our constituents who are going to the RMV office during their lunch break.

Adopted. ( #0264)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods meet with Department of Infrastructure Commissioner Ronald Labelle and a representative from the Administration, for the purposes of discussing protocol when it comes to icy road conditions and requests for sanding and salting of roads; and further, who makes the decision whether to put trucks out there after numerous requests from Police and emergency responders; and further, asking, that upon requests from Police or any other emergency agency, that we immediately put into service what is needed to keep our streets safe for vehicular traffic and more importantly, first responders.

Adopted. ( #0265)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Police Chief increase patrols in the area of Acushnet Avenue, North Front Street and Sawyer Street, north to Coffin Avenue, due to the amount of violent attacks, robberies, and prostitution in this area; and further, that the Police consider conducting an undercover sting in this area to address those who prey on the Mayan Community and those

living in this area for robberies and assaults; and further, asking once more, that the Mayor follow the recommendations of the Committee on Public Safety and Neighborhoods and increase the lighting in this area.

Adopted and Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval February 28, 2014.

RETURNED UNSIGNED MARCH 11, 2014. (#0266)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Traffic Commission, along with the Police Department/Traffic Division take a look at the traffic lights on Cottage Street at Kempton, North and Mill Streets, in a north and south direction, for the purposes synchronizing those lights in an effort to stop motorists from speeding up to each light to make it before it turns red; and further, to address the amount of accidents at the said intersections due to the lights rotation.

Referred to the Traffic Commission and the Police Department/ Traffic Division.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0267)

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COMMUNICATION, Blair S. Bailey, Tax Title Attorney, to City Council, re: Vacation of Judgment entered on December 09, 2009, advising that the following property is no longer a Tax Possession, 56 Nash Road, Plot 105/Lot 58, Area of 4,960 sq. ft. (Owners: Michael and Maria Bilodeau.)

Received and Placed on File. (#0268)

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COMMUNICATION, Kathleen A. Murphy, TRC Environmental, submitting copy of letter to Richard K. Sullivan, Jr., Secretary, Executive Office of Energy and Environmental Affairs (“EEA”), relative to Algonquin Gas Transmission, LLC, Algonquin Incremental Market (“AIM”) Project – Massachusetts Facilities and the Environmental Notification Form (“ENF”). (CD-Rom Disc containing ENF Filing for AIM Project – Massachusetts Facilities enclosed.)

Received and Placed on File. (#0269)

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WRITTEN MOTION, Councillor Martins, requesting, on behalf of Mike Silveira, 26 Belleville Road, that the Traffic Commission consider putting signage in the area of Conduit Street and Healy Street, due to the large trailer trucks trying to turn the corner and are unable to, which is a problem for the neighborhood and has become as a safety issue; and further, that the signage should warn trailer trucks before making turns into neighborhoods.

Referred to the Traffic Commission. (#0270)

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MINUTES, Council on Aging, submitting MINUTES of a meeting held on January 09, 2014.

Received and Placed on File. (#0271)

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MINUTES, Board of Assessors, submitting MINUTES of a meeting held on February 06, 2014.

Received and Placed on File. (#0272)

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MINUTES, Licensing Board, submitting MINUTES of a meeting held on January 27, 2014.

Received and Placed on File. (#0273)

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APPLICATION, **Frank Corp**, for permission to maintain a STREET OBSTRUCTION at **161 Sycamore Street**, provisionally granted by the City Clerk on February 18, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0274)

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APPLICATION, **Frank Corp**, for permission to maintain a STREET OBSTRUCTION at **929 Brock Avenue**, provisionally granted by the City Clerk on February 18, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0275)

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APPLICATION, **Frank Corp**, for permission to maintain a STREET OBSTRUCTION at **102 Ruth Street**, provisionally granted by the City Clerk on February 18, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0276)

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APPLICATION, **Martin GEO Environmental LLC**, for permission to maintain a STREET OBSTRUCTION at **Phillips Road and Braley Road**, provisionally granted by the City Clerk on February 21, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0277)

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APPLICATION, **W.C. Smith and Son, Inc.** for permission to maintain a STREET OBSTRUCTION at **322 Coffin Avenue**, provisionally granted by the City Clerk on February 24, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0278)

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APPLICATION, **W.C. Smith and Son, Inc.** for permission to maintain a STREET OBSTRUCTION at **503 Nash Road** , provisionally granted by the City Clerk on February 24, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0279)

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APPLICATION, **W.C. Smith and Son, Inc.** for permission to maintain a STREET OBSTRUCTION at **1153 Acushnet Avenue**, provisionally granted by the City Clerk on February 24, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0280)

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APPLICATION, **Frank Corp** , to DISTURB THE SURFACE, of **161 Sycamore Street** provisionally granted by the City Clerk on February 18, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0281)

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APPLICATION, **Frank Corp**, to DISTURB THE SURFACE, of **929 Brock Avenue** provisionally granted by the City Clerk on February 18, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0282)

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APPLICATION, **Frank Corp**, to DISTURB THE SURFACE, of **102 Ruth Street** provisionally granted by the City Clerk on February 18, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0283)

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APPLICATION, **Martin GEO Environmental LLC**, to DISTURB THE SURFACE, of **Phillips Road and Braley Road** provisionally granted by the City Clerk on February 21, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0284)

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APPLICATION, **W.C. Smith and Son, Inc**, to DISTURB THE SURFACE, **322 Coffin Avenue** of provisionally granted by the City Clerk on February 24, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0285)

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APPLICATION, **W.C. Smith and Son, Inc**, to DISTURB THE SURFACE, **503 Nash Road** of provisionally granted by the City Clerk on February 24, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0286)

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APPLICATION, **W.C. Smith and Son, Inc**, to DISTURB THE SURFACE, of **1153 Acushnet Avenue** provisionally granted by the City Clerk on February 24, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014. (#0287)

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APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on February 20, 2014, subject to ratification by the Mayor and City Council as follows:

32 Waldo Street (#0288)

78 Durfee Street (#0289)

209 Eugenia Street (#0290)

421 Chancery Street (#0291)

329 Brook Street (#0292)

49 Kearsage Street (#0293)

73 Phillips Avenue (#0294)

1069 Shawmut Avenue (#0295)

339 Sawyer Street (#0296)

193 Ash Street (#0297)

1720 Purchase Street (#0298)

1609 Acushnet Avenue (#0299)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014.

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APPLICATIONS, **ABC Disposal Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on April 11, 2012, subject to ratification by the Mayor and City Council as follows:

52 Norman Street (#0300)

51 Turner Street (#0301)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval March 3, 2014.

Approved March 10, 2014.

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On a motion, the Council then adjourned at 7:52pm.  
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ATTEST:

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