



Council Meeting - Minutes

CITY COUNCIL CALENDAR

Chambers of the City Council Municipal Building

Thursday, June 12, 2014 – 7:05 p.m.

PRESENT: Council President Lopes, Councillors Alves, Bousquet, Carney, Gomes, Morad, Oliveira, and Winterson.

LATE: Councillor Coelho (7:14 p.m.) and Councillor Martins (7:25 p.m.).

ABSENT: Councillor Rebeiro

Council President Lopes called the meeting to order and presided.

Prayer Led By: Reverend Kevin Harrington of the St. Francis of Assisi Parish.

Ward One Councillor James Oliveira led the Assembly in the Pledge of Allegiance to the flag.

CITATIONS, Councillor Martins, honoring CHRISTOPHER M. ANDRADE, JASON M. PIRES and NATHAN R. MONTEIRO, in recognition of the celebration of their graduation from the Massachusetts State Police Academy on May 09, 2014, and in acknowledgment of their commitment to serve the Citizens of the Commonwealth.

Tabled.

Removed from the Table.

(#0786)

CITATION, Councillor Alves, honoring TEAM MICHAEL, in recognition of their commitment and efforts in successfully raising over \$20,000 in support of research through their Annual Walk for AIDS.

Adopted.

(#0787)

COMMUNICATION, Councillor Rebeiro, to the Members of the City Council, informing that she will be unable to attend the City Council Meeting on Thursday, June 12, 2014, due to a previously scheduled work commitment.

Received and Placed on File.

(#0788)

The following resolution honoring Greater New Bedford Regional Vocational Technical High School Boys Varsity Volleyball Team was presented by Councillors Bousquet and Gomes.

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

RESOLUTION HONORING GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL BOYS VARSITY VOLLEYBALL TEAM THE BEARS ON A WINNING YEAR

WHEREAS, Greater New Bedford Regional Vocational Technical High School Boys Varsity Volleyball Team, the Bears won their first South Alliance Championship League Title since 2006 and also earned the Number 3 seed in the MIAA Division 1 South Tournament, which was their highest seeding since 2006, as well; and

WHEREAS, On Wednesday, May 21, 2014, Greater New Bedford Regional Vocational Technical High School Boys Varsity Volleyball Team, the Bears cruised to a 3-0 sweep at home beating Monty Tech's Bulldogs and capturing the State Vocational Large School Championship title; and

WHEREAS, The Bears advanced to a Semifinal matchup at Number 2 Needham's Rockets with a 21-0 win on Thursday, May 29, 2014; and

WHEREAS, On Monday, May 26, 2014, Greater New Bedford Regional Vocational Technical High School Boys Varsity Volleyball Team, the Bears, scored a 3-2 win over Newton North's, the Tigers, in the Quarterfinals of the Division 1 South Sectionals; and

WHEREAS, The Greater New Bedford Regional Vocational Technical High School Boys Varsity Volleyball Team never lost a home game all year; and

WHEREAS, Among the many highlights of a winning year; Junior Cole McGarty scored over one thousand assists, breaking the all time assist record, which was set in 2004, by Sean Correia; Senior Andrew Glover was chosen as a Boston Globe All-Scholastic; Senior Jakeem Gonzalez was selected as the South Alliance Conference Player of the Year; and

WHEREAS, Led by Head Coach Richie Gomes, Assistant Junior Varsity Coach Tony DaSilveira, Jr., Team Members Dayquam Bridges, Diondre Charros, Eric Cormier, Tyler Demanche, Shawn Furtado, Jacob Girard, Andrew Glover, Jakeem Gonzalez, Matthew Lemieux, Tyler Magina, Roy Matos, Cole McGarty, Nicholas Portelance, Jordan Rose-Wheatley, Isaac Santiago and Guillermo Solivan have proven themselves to be a highly competitive High School sports team with a winning record:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby honors the **GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL BOYS VARSITY VOLLEYBALL TEAM THE BEARS ON A WINNING YEAR**, commends them for their hard work and dedication and extends best wishes for continued success.

Adopted.

(#0789)

HEARING on NSTAR Electric Company for location of one (1) 45"X45"X36" Handhole in WOOD STREET, East of Vernon Street.

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. (#0790)

ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0791)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER, appropriating \$5,900,000.00 for the purpose of paying costs of making energy efficiency improvements to City streetlights and traffic signals.

Referred to the Committee on Finance. (#0792)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED, that the City appropriates the amount of Five Million Nine Hundred Thousand Dollars (\$5,900,000) for the purpose of paying costs of making energy efficiency improvements to City streetlights and traffic signals, including the replacement and/or rehabilitation thereof, and for the payment of any other costs incidental and related thereto; that to meet this appropriation the Treasurer, with the approval of the Mayor, is authorized to borrow Five Million Nine Hundred Thousand Dollars (\$5,900,000) and to issue bonds or notes therefor under G.L. c.44 or any other enabling authority; that the Mayor is authorized to contract for and expend any federal or state aid or energy rebates or similar payments available for the project; and that the amount for the authorized borrowing hereunder shall be reduced by the amount of any such aid, rebates or similar payments received with respect to the project prior to the issuance of bonds or notes pursuant to this order.

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

FURTHER ORDERED: That in lieu of the issuance of bonds or notes of the City to finance the energy efficiency improvements described above, the Mayor is authorized to execute and deliver one or more

municipal lease purchase agreements to provide financing of the costs of making such energy efficiency improvement.

FURTHER ORDERED: That the Mayor is authorized to execute and deliver any and all documents and agreements that in his view are reasonably necessary to accomplish the purpose of the Order, including any energy services and/or energy savings guarantee agreements with respect to the project.

Passed to a Second Reading and Referred to the Committee on Finance, in its Second Reading Stage.

(#0793)

ENERGY MANAGEMENT SERVICES AGREEMENT, by and between the City of New Bedford and Siemens Industry, Inc.

Referred to the Committee on Finance.

(#0794)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER, appropriating \$250,000.00 for the creation of splash pad water play feature and appropriate site amenities including landscaping at Harrington Park, a 1.1 acre park located between Court Street, Tremont Street, Elm Street and Newton Street; said Loan Order is needed for the City to accept a grant in the amount of \$200,000.00 from the State Executive Office of Energy and Environmental Affairs and a match in the amount of \$50,000.00 from the Community Development Block Grant Program, said grant is structured as a reimbursable grant and grant conditions require that the City Council vote to appropriate and expend an amount equal to the grant amount and match requirements which total \$250,000.00.

Received and Placed on File.

(#0795)

LOAN ORDER,

Passed to a Second Reading.

(#0796)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, approving the Declaration of Conservation Restriction for River's End Park and authorizing the Mayor and City Council President to execute said document, placing conservation restrictions on approximately 1.1+/-acres of land owned by the City for wetlands protection associated with the construction of the New Bedford Marine Commerce Terminal.

Received and Placed on File.

(#0797)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED; that the City hereby approves the enclosed Declaration of Conservation Restriction to the United States Environmental Protection Agency and the Commonwealth of Massachusetts for approximately 1.1±acres of land owned by the City for wetlands protection purposes, located in the City of New Bedford. The Mayor and the City Council President are hereby authorized to execute said Declaration of Conservation Restriction on behalf of the City of New Bedford.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 24, 2014. (#0798)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT for P6 Management Group, Inc., 377 Cedar Street, New Bedford, MA, Account Number 003203A, in the amount of \$265.60.

Abatement Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0799)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT for Maria Andrade, 71 Whitman Street, New Bedford, MA, Account Number 017587A, in the amount of \$136.95.

Abatement Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0800)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER transferring the care, custody, management and control of Custom House Square property shown on Assessor's Maps Plat 53, Lots 139 and 141 from the Traffic Commission to the Department of Parks and Recreation for recreational purposes that reflect the recent change of use from parking lot to green space.

Received and Placed on File. (#0801)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED; that the care, custody, management, and control of two (2) parcels of land and the improvements thereon shown on City of New Bedford Assessor's Maps as Plat 53, Lots 139, and 141 be, and hereby are, transferred to the Department of Parks and Recreation for recreational purposes and specifically not for park purposes; intending to withhold said property from the operation of Article 97 of the Massachusetts

Constitution or having the property characterized as a park or park property so as to be subject to the operation of Article 97 of the Massachusetts Constitution under any circumstances without further Order of the New Bedford City Council.

Adopted – Yeas 7, Nays 3. (Councillors Lopes, Martins and Morad OPPOSED.)

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0802)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, amending the Order adopted by the City Council on June 27, 2013 and signed by the Mayor on June 28, 2013 which in accordance with M.G.L. Chapter 44, Section 53E ½, authorized the Revolving Fund under the control of the Purchasing Department known as the PURCHASING REVOLVING FUND, whose purpose is to provide office supplies, photocopy supplies, copier leases, etc., for City Departments, whose revenues and amount limited at \$262,000.00 is hereby authorized at \$287,000.00 for FISCAL YEAR 2014.

Referred to the Committee on Finance. (#0803)

ORDER,

Referred to the Committee on Finance. (#0804)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$410,000.00 from HEALTH INSURANCE, CHARGES & SERVICES, to GENERAL GOVERNMENT UNCLASSIFIED.

Received and Placed on File. (#0805)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDER, That the sum of **FOUR HUNDRED TEN THOUSAND DOLLARS (\$410,000.00)** now standing to the credit of the account from **HEALTH INSURANCE CHARGES AND SERVICES** be and the same is hereby transferred and appropriated to as follows:

GENERAL GOVERNMENT UNCLASSIFIED.....\$410,000.00

To be certified and approved by the Department Head.

This transfer utilizes saving incurred from actual claims in FY 2014 to offset increased insurance expenditures and outside consulting costs resulting from extended vacancies in the Auditor’s Office. The FY 2015 budget includes additional funding for municipal insurance.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014.

(#0806)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$2,000.00 from LABOR RELATIONS, SALARIES & WAGES, to GENERAL GOVERNMENT UNCLASSIFIED, CHARGES & SERVICES.

Received and Placed on File.

(#0807)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED; That the sum of **TWO THOUSAND DOLLARS (\$2,000.00)** now standing to the credit of the account from **LABOR RELATIONS SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

GENERAL GOVERNMENT UNCLASSIFIED CHARGES AND SERVICES...\$2,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014.

(#0808)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$70,000.00 from PUBLIC INFRASTRUCTURE, SALARIES & WAGES, to SNOW REMOVAL.

Received and Placed on File.

(#0809)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED; that the sum of **SEVENTY THOUSAND DOLLARS (\$70,000.00)** now standing to the credit of the account from **PUBLIC INFRASTRUCTURE SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

SNOW REMOVAL.....\$70,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014.

(#0810)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$113,305.00 from HEALTH INSURANCE, CHARGES & SERVICES, to SNOW REMOVAL.

Received and Placed on File. (#0811)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED; that the sum of **ONE HUNDRED THIRTEEN THOUSAND, THREE HUNDRED AND FIVE DOLLARS (\$113,305.00)** now standing to the credit of the account from **HEALTH INSURANCE CHARGES AND SERVICES** be and the same is hereby transferred and appropriated to as follows:

SNOW REMOVAL.....\$113,305.00

To be certified and approved by the Department Head.

This transfer utilizes saving incurred from actual claims to offset additional snow removal costs in FY 2014.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0812)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$30,000.00 from ELECTIONS, SALARIES & WAGES, to SNOW REMOVAL.

Received and Placed on File. (#0813)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED; That the sum of **THIRTY THOUSAND DOLLARS (\$30,000.00)** now standing to the credit of the account from **ELECTIONS SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

SNOW REMOVAL.....\$30,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0814)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$20,000.00 from HEALTH, SALARIES & WAGES, to SNOW REMOVAL.

Received and Placed on File. (#0815)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

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

SNOW REMOVAL.....\$20,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0816)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$250,000.00 from POLICE, SALARIES & WAGES, to FIRE, SALARIES & WAGES.

Received and Placed on File. (#0817)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED, That the sum of **TWO HUNDRED AND FIFTY THOUSAND DOLLARS (\$250,000.00)** 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:

FIRE SALARIES AND WAGES\$250,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0818)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$80,000.00 from TREASURER, CHARGES & SERVICES, to EMERGENCY MEDICAL SERVICES,

SALARIES & WAGES, in the amount of \$50,000.00 and EMERGENCY MEDICAL SERVICES, CHARGES & SERVICES, in the amount of \$30,000.00.

Received and Placed on File. (#0819)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED; That the sum of **EIGHTY THOUSAND DOLLARS (\$80,000.00)** now standing to the credit of the account from **TREASURER CHARGES AND SERVICES** be and the same is hereby transferred and appropriated to as follows:

EMERGENCY MEDICAL SERVICES SALARIES AND WAGES.....\$50,000.00
EMERGENCY MEDICAL SERVICES CHARGES AND SERVICES..... \$30,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0820)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$35,000.00 from LIBRARY, SALARIES & WAGES, to MAYOR, SALARIES & WAGES.

Referred to the Committee on Finance - Yeas 9, Nays 1. (Councilor Oliveira OPPOSED.)

Motion made by Councillor Winterson to RECONSIDER.

RECONSIDERATION FAILED - Yeas 4, Nays 6. (Councillors Coelho, Lopes, Oliveira and Winterson IN FAVOR.)

Referred to the Committee on Finance. (#0821)

ORDER,

Referred to the Committee on Finance – Yeas 9, Nays 1. (Councillor Oliveira OPPOSED.)

Motion made by Councillor Winterson to RECONSIDER.

RECONSIDERATION FAILED – Yeas 4, Nays 6. (Councillors Coelho, Lopes, Oliveira and Winterson IN FAVOR.)

Referred to the Committee on Finance. (#0822)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$488.00 from HEALTH, SALARIES & WAGES, to LICENSING, CHARGES & SERVICES.

Received and Placed on File. (#0823)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED, That the sum of **FOUR HUNDRED AND EIGHTY EIGHT DOLLARS (\$488.00)** now standing to the credit of the account from **HEALTH SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

LICENSING CHARGES AND SERVICES\$488.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0824)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$70,000.00 from FACILITIES AND FLEET MANAGEMENT, SUPPLIES & MATERIALS, to FACILITIES AND FLEET MANAGEMENT, CHARGES & SERVICES.

Received and Placed on File. (#0825)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED; That the sum of **SEVENTY THOUSAND DOLLARS (\$70,000.00)** now standing to the credit of the account from **FACILITIES AND FLEET MANAGEMENT SUPPLIES AND MATERIALS** be and the same is hereby transferred and appropriated to as follows:

FACILITIES AND FLEET MANAGEMENT CHARGES AND SERVICES.....\$70,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0826)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$17,000.00 from FACILITIES AND FLEET MANAGEMENT, CAPITAL OUTLAY, to FACILITIES AND FLEET MANAGEMENT, CHARGES & SERVICES.

Received and Placed on File. (#0827)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED; That the sum of **SEVENTEEN THOUSAND DOLLARS (\$17,000.00)** now standing to the Credit of the account from **FACILITIES AND FLEET MANAGEMENT CAPITAL OUTLAYS** be and the same is hereby transferred and appropriated to as follows:

FACILITIES AND FLEET MANAGEMENT CHARGES AND SERVICES...\$17,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0828)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$10,000.00 from FACILITIES AND FLEET MANAGEMENT, SALARIES & WAGES, to FACILITIES AND FLEET MANAGEMENT, CHARGES & SERVICES.

Received and Placed on File. (#0829)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED; That the sum of **TEN THOUSAND DOLLARS (\$10,000.00)** now standing to the credit of the account from **FACILITIES AND FLEET MANAGEMENT SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

FACILITIES AND FLEET MANAGEMENT CHARGES AND SERVICES.....\$10,000.00

To be certified and approved by Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0830)

COMMUNICATION, Mayor Mitchell to City Council, submitting AN ORDER for the TRANSFER of \$19,000.00 from PLANNING AND COMMUNITY DEVELOPMENT, SALARIES & WAGES, to PLANNING AND COMMUNITY DEVELOPMENT, CHARGES AND SERVICES.

Received and Placed on File. (#0831)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED; That the sum of **NINETEEN THOUSAND DOLLARS (\$19,000.00)** now standing to the credit of the account from **PLANNING AND COMMUNITY DEVELOPMENT SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

PLANNING AND COMMUNITY DEVELOPMENT SALARIES AND WAGES..\$19,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0832)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$25,000.00 from AIRPORT, SALARIES & WAGES, to AIRPORT, CHARGES & SERVICES, in the amount of \$10,000.00; to AIRPORT, SUPPLIES & MATERIALS, in the amount \$10,000.00 and to AIRPORT, CAPITAL OUTLAY, in the amount of \$5,000.00.

Received and Placed on File. (#0833)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

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

AIRPORT CHARGES AND SERVICES.....	\$10,000
AIRPORT SUPPLIES AND MATERIALS.....	\$10,000
AIRPORT CAPITAL OUTLAYS.....	\$5,000

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0834)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$4,436.00 from TREASURER, CHARGES & SERVICES, to TREASURER, SALARIES & WAGES.

Received and Placed on File. (#0835)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED; That the sum of **FOUR THOUSAND, FOUR HUNDRED AND THIRTY SIX DOLLARS (\$4,436.00)** now standing to the credit of the account from **TREASURER CHARGES AND SERVICES** be and the same is hereby transferred and appropriated to as follows:

TREASURER SALARIES AND WAGES.....\$4,436.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0836)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$6,600.00 from RECREATION AND PARKS, SALARIES & WAGES, to RECREATION AND PARKS, SUPPLIES & MATERIALS.

Received and Placed on File. (#0837)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED, That the sum of **SIX THOUSAND, SIX HUNDRED DOLLARS (\$6,600.00)** now standing to the credit of the account from **RECREATION AND PARKS SALARIES AND WAGES** to be and the same is hereby transferred appropriated to as follows:

RECREATION AND PARK SUPPLIES AND MATERIALS.....\$6,600.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0838)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$2,250.00 from ASSESSORS, SALARIES & WAGES, to ASSESSORS, SUPPLIES & MATERIALS.

Received and Placed on File. (#0839)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED, That the sum of **TWO THOUSAND, TWO HUNDRED AND FIFTY DOLLARS (\$2,250.00)** now standing to the credit of the account from **ASSESSING SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

ASSESSING SUPPLIES AND MATERIALS.....\$2,250.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0840)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$5,000.00 from FIRE, SUPPLIES & MATERIALS, to FIRE, CHARGES & SERVICES.

Received and Placed on File. (#0841)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED, That the sum of **FIVE THOUSAND DOLLARS (\$5,000.00)** now standing to the credit of the account from **FIRE SUPPLIES AND MATERIALS** be and the same is hereby transferred and appropriated to as follows:

FIRE CHARGES AND SERVICES.....\$5,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0842)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$166.00 from FIRE, CHARGES & SERVICES, to FIRE, SUPPLIES & MATERIALS.

Received and Placed on File. (#0843)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED; That the sum of **ONE HUNDRED AND SIXTY DOLLARS (\$166.00)** now standing to the credit of the account from **FIRE CHARGES AND SERVICES** be and the same is hereby transferred and appropriated to a s follows:

FIRE AND WATER SUPPLIES.....\$166.00

This transfer is in addition to a previous transfer from the Fire Code Enforcement Reserve for Appropriation account to Fire Charges and Services.

Adopted - Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0844)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$500.00 from ELECTIONS, SALARIES & WAGES, to ELECTIONS, SUPPLIES & MATERIALS.

Received and Placed on File. (#0845)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED, That the sum of **FIVE HUNDRED DOLLARS (\$500.00)** now standing to the credit of the account from **ELECTIONS SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

ELECTIONS SUPPLIES AND MATERIALS.....\$500.00

To be certified and approved by the Department Head.

Adopted – Yeas 9, Nays 1. (Councilor Alves OPPOSED.)

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0846)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$100.00 from LICENSING, SALARIES & WAGES, to LICENSING, CHARGES & SERVICES.

Received and Placed on File. (#0847)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED, That the sum of **ONE HUNDRED DOLLARS (\$100.00)** now standing to the credit of the account from **LICENSING SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

LICENSING CHARGES AND SERVICES.....\$100.00

To be certified and approved by the Department Head.

Adopted – Yeas 9, Nays 1. (Councillor Alves OPPOSED.)

Presented to the Mayor for approval June 16, 2014.

Approved June 16, 2014. (#0848)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a ONE-YEAR WAIVER OF RESIDENCY for DAVIS SULLIVAN, Rochester, MA, to serve on the Harbor Development Commission; Mr. Sullivan's term expires December 2016.

One - Year Waiver of Residency Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0849)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of NILTON CORDONIZ, New Bedford, MA 02745, as SPECIAL POLICE OFFICER.

Received and Placed on File. (#0850)

APPLICATION, NILTON CORDONIZ, New Bedford, MA 02745, for APPOINTMENT as a SPECIAL POLICE OFFICER.

Appointment Made and Confirmed. (#0851)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of MICHAEL W. CORREIA, II, New Bedford, MA, as SPECIAL POLICE OFFICER.

Received and Placed on File. (#0852)

APPLICATION, MICHAEL W. CORREIA, II, New Bedford, MA 02745, for APPOINTMENT as a SPECIAL POLICE OFFICER.

Appointment Made and Confirmed. (#0853)

AN ORDINANCE, amending Chapter 9, Section 4400 FLOOD HAZARD OVERLAY DISTRICT (FHOD.)

Referred to the Committee on Ordinances and the Planning Board - February 27, 2014.

Passed to a Second Reading – Yeas 9, Nays 1. (Councillor Martins OPPOSED.)

Passed, to be Ordained – Yeas 8, Nays 2. (Councillors Gomes and Lopes OPPOSED.)

(#0244)

AN ORDINANCE, Amending Chapter 15, Section 15-72, FOOD TRUCKS.

Rule 42 Waived – Yeas 9, Nays 0. (Councillor Gomes not present for vote.)

Passed to a Second Reading - May 08, 2014.

Passed, to be Ordained – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

Approved June 22, 2014.

(#0697)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of JILL HORTON-SIMMS, New Bedford, MA to the LIBRARY BOARD OF TRUSTEES, replacing Dr. Joseph Silva, Jr., whose term has expired; this term will expire April 2017.

Recommendation Followed and Appointment Confirmed.

(#0854)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of REVEREND PAUL LANGSTON-DALEY, New Bedford, MA, to the HUMAN RELATIONS COMMISSION. Reverend Langston-Daley will be replacing Jessica Wildman, who has resigned. This term will expire in December 2016.

Recommendation Followed and Appointment Confirmed.

(#0855)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the REAPPOINTMENT of JOHN RADCLIFFE, New Bedford, MA 02740, to the CONSERVATION COMMISSION, this term will expire June 2016.

Motion made to Confirm Reappointment FAILED – Yeas 5, Nays 5. (Councillors Bousquet, Coelho, Martins, Oliveira, and Winterson OPPOSED.)

(#0856)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the DEMOLITION of 1116 Chaffee Street, Map 130C, Parcel 39, with the contingency that any and all required permits be first approved and granted by the Building Department and Planning Board.

Recommendation Followed.

(#0857)

COMMUNICATION/DEMOLITION New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW, 1116 CHAFFEE, STREET, Map 130C, Parcel 39, advising that “the structure is not located in a National Register Historic District or a local historic district; the structure is of no notable historic significance either recorded or found with the existing condition of the structure; the structure was built circa 1920 as a speculative property in the far north end and reflects the growth of the City’s population during the height of the textile area;” and therefore, “the NBHC has determined that 1116 Chaffee Street is not a historically significant structure and not preferably preserved.”

Referred to the Committee on Appointments and Briefings – April 10, 2014.

Demolition Granted.

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 1, 2014. (#0494)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPLICATION, Ruben Jacob d/b/a SOFT TOUCH AUTO DETAIL, for a SPECIAL PERMIT for MOTOR VEHICLE, LIGHT SERVICE at 6 Hathaway Street, New Bedford, MA 02746.

Recommendation Followed. (#0858)

SPECIAL PERMIT APPLICATION, Ruben Jacob d/b/a SOFT TOUCH AUTO DETAIL for MOTOR VEHICLE, LIGHT SERVICE at 6 Hathaway Street, New Bedford, MA 02746.

Special Permit Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0859)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPLICATION, Antonio Camara & Jorge Da Luz d/b/a T & J SOLUTION REPAIR, for SPECIAL PERMIT for MOTOR VEHICLE, SALES & RENTALS, GENERAL REPAIRS and LIGHT SERVICE at 38 Collette Street, New Bedford, MA 02746.

Recommendation Followed. (#0860)

SPECIAL PERMIT APPLICATION, Antonio Camara & Jorge Da Luz d/b/a T & J SOLUTION REPAIR for MOTOR VEHICLE, SALES & RENTALS , GENERAL REPAIRS and LIGHT SERVICE at 38 Collette Street, New Bedford, MA 02746.

Special Permit Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0861)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL, on behalf of **DANIEL XAVIER, d/b/a MCKENZIE'S BUS COMPANY, 183 Campbell Street, New Bedford MA 02740**, of the Application requesting a **RENEWAL** of a PRIVATE LIVERY LICENSE, under the provisions of M.G.L., Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford.

Recommendation Followed.

(#0862)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of DANIEL XAVIER, d/b/a MCKENZIE'S BUS COMPANY, 183 Campbell Street, New Bedford MA 02740, hereby submit a copy of the Application requesting a RENEWAL of a PRIVATE LIVERY LICENSE, under the provisions of M.G.L., Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford.

Referred to the Committee on Appointments and Briefing – April 24, 2014.

Livery License Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0559)

REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL, on behalf of Rafael Reyes, d/b/a ROAD RUNNER TRANSPORTATION, 12 Roosevelt Street, New Bedford, MA 02744, of the Application requesting a NEW Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford. (Referred to the Committee on Appointments and Briefing – April 24, 2014.)

Recommendation Followed.

(#0863)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of Rafael Reyes, d/b/a ROAD RUNNER TRANSPORTATION, 12 Roosevelt Street, New Bedford, MA 02744, hereby submit a copy of the Application requesting a NEW Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford.

Referred to the Committee on Appointments and Briefing – April 24, 2014.

Livery License Granted.

Presented to the Mayor for approval June 16, 2014.

VETOED by Mayor Mitchell June 25, 2014. (#0558)

WRITTEN MOTION, Councillor Bousquet, requesting, on behalf of “LA LIGUE DES FRANCO-AMERICANS”, that the following street(s) be CLOSED: MT. PLEASANT STREET, from Nauset Street NORTH to the intersection of Hathaway Road (The Point), ON: SUNDAY, JUNE 22, 2014, FROM 11:00 A.M. TO 1:00 P.M., for the purpose of: A Memorial at the French Veterans Square for St. Jean Baptiste Day. (ALSO REQUESTING SAWHORSES TO BLOCK OFF DRIVEWAYS IN THE SHOPPING AREA ON THE EAST SIDE OF MT. PLEASANT STREET).

Permission Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0864)

WRITTEN MOTION, Councillors Gomes and Rebeiro, requesting, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Union Street to Grinnell Street and PURCHASE STREET, from Grinnell Street to Walnut Street, ON SATURDAY, JULY 05, 2014, FROM 9:00 A.M. TO 9:30 P.M., for the purpose of the Cape Verdean Day Parade.

Permission Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0865)

WRITTEN MOTION, Councillors Gomes and Rebeiro, requesting, on behalf of the Cape Verdean Parade Committee, that the following street(s) be CLOSED: MADISON STREET, from Pleasant Street to Acushnet Avenue; WING STREET, between Pleasant Street and Acushnet Avenue AND PURCHASE STREET, from Russell Street to Walnut Street, ON SATURDAY, JULY 05, 2014, FROM 10:00 A.M. TO 9:30 P.M., for the purpose of Cape Verdean Recognition Week Activities.

Permission Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0866)

WRITTEN MOTION, City Council President Lopes, requesting, that the following street(S) be CLOSED: NINA STREET, from East Rodney French Boulevard to Seaview Terrace, to the West End of the intersection so traffic may not enter Seaview Terrace ON FRIDAY, JULY 04, 2014, FROM 12:00 (NOON) TO 12:00 MIDNIGHT, for the purpose of A Neighborhood Block Party.

Permission Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0867)

WRITTEN MOTION, Councillor Alves, requesting, on behalf of Irmandade do Divino Espirito Santo Do Pico, that the following street(s) be CLOSED: BRIGHTMAN STREET, from Wood Street to Sylvia Street, ON FRIDAY, JUNE 27, 2014, AT 12:00 P.M., (NOON) THROUGH SUNDAY, JUNE 29, 2014, AT 10:00 P.M. (AS NEEDED), for the purpose of their Annual Religious Feast.

Permission Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0868)

WRITTEN MOTION, Councillors Rebeiro and Alves, requesting, on behalf of Joe Jesus, that the following street(s) be CLOSED: PURCHASE STREET, from William Street to Spring Street; UNION STEET, from Pleasant Street to Johnny Cake Hill/Bethel Street; ACUSHNET AVENUE, from William Street to Spring Street and Second Street, from William Street to Spring Street, FROM 2:00 P.M. TO 9:00 P.M, ON THURSDAY, JULY 17, 2014, for Fifties Night Downtown. (NOTE: ALTERNATE RAIN DATE SCHEDULED FOR THURSDAY, AUGUST 21, 2014.)

Permission Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0869)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of Marcy Sousa, that the following street(s) be CLOSED: HOLLY STREET at the corner of Belleville Avenue, on SATURDAY, JUNE 28, 2014, FROM 1:00 P.M. to 7:00 P.M. for the purpose of a 4th Birthday Party.

Permission Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0870)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of the New Bedford Economic Development Council and the Royal Front and Union Neighborhood Association, that the following street(s) be CLOSED: UNION STREET, from North Water Street to Front Street (With no access from Route 18); ROSE ALLEY, at the East Side of North Water Street and FRONT STREET, at the South Side of Centre Street, FROM 12:00 NOON TO 9:00 P.M. ON SATURDAY, JUNE 21, 2014 AND FROM 12:00 NOON TO 7:00 P.M. ON SUNDAY, JUNE 22, 2014, for the purpose of a Seaside Street Party.

Tabled.

(#0871)

WRITTEN MOTION, Councillors Rebeiro and Alves, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: ACUSHNET AVENUE, from William Street to Union Street; BARKER'S LANE, from Acushnet Avenue to North Second Street and NORTH SECOND STREET, from William Street to Union Street, ON THURSDAY, JULY 10, 2014, FROM 1:00 P.M. TO 11:00 P.M., for the purpose of A Mini-Feast.

Tabled.

(#0872)

WRITTEN MOTION, Councillor Rebeiro, requesting, that the following street(s) be CLOSED: STATE STREET, from Hazard Street to Austin Street, ON WEDNESDAY, AUGUST 20, 2014, FROM 9:00 A.M. TO 3:00 P.M., for the purpose of The Wamsutta Apartments Fun Day.

Tabled.

(#0873)

WRITTEN MOTION, Councillor Gomes, requesting, that the Department of Public Infrastructure clean the route and repair the potholes for the 42nd Cape Verdean Recognition Parade, to be held on Saturday, July 05, 2014. (Copy of Parade Permit detailing route enclosed.)

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0874)

WRITTEN MOTION, Councillors Alves, Martins, Oliveira, Winterson, Gomes, and Carney requesting that the Administration, along with the Election Commission, place a binding or non-binding referendum question on the upcoming November ballot regarding the Community Preservation Act.

Referred to the Committee on Appointments and Briefings.

(#0875)

COMMUNICATION, Councillor Martins, submitting information on the Community Preservation Act.

Referred to the Committee on Appointments and Briefings.

(#0876)

WRITTEN MOTION, Councillors Alves, Oliveira, Winterson and Gomes requesting, that the City Council seek to adopt the "Community Preservation Act" for New Bedford, as an opportunity for the City Council to create a fund dedicated for outdoor recreation, open space, historic preservation and community housing and to receive matching funds for these purposes. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings. (#0877)

WRITTEN MOTION, Councillor Bousquet, requesting, that Health Department Director Dr. Brenda Weis and the Mayor consider a 90 day moratorium on the issuances of "trash tickets" violations to multi-unit housing operators while the City begins the implementation of the new trash collection and recycling system in order to allow for a learning curve adjustment period, so that they may educate their residents, tenants, etc. (To be Referred to the Committee on Ordinances, the Mayor's Office and Health Department Director Dr. Brenda Weis.)

Referred to the Committee on Ordinances, Mayor's Office and the Health Department.

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 01, 2014. (#0878)

WRITTEN MOTION, Councillors Alves, Coelho, Morad, Oliveira, Carney, Gomes, Bousquet, Martins, Lopes and Winterson requesting, that the Administration reconsider the current allocation of trash collection containers used for trash collection allocated to duplex (side-by-side) homes which presents a problem different than the standard two-family homes in New Bedford, in that duplex units in most cases are independent with separate access entrances, driveways and in many cases, limited contact with neighbors, yet these facilities are only allocated ONE trash container for the building, making it a problem for placing trash in what would be considered "Your Neighbors" trash container. (To be Referred to the Committee on Appointments and Briefings.)

Adopted.

Rule 40 Waived – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 01, 2014. (#0879)

RELATED MOTION, Councillors Alves, Bousquet, Carney, Coelho, Gomes, Council President Lopes, Councillors Martins, Morad, Oliveira and Winterson requesting that the Administration reconsider the current allocation of trash collection containers used for trash collection allocated to multi-family (4 + units) owner occupied properties, to provide multi-family, owner occupied properties the garbage and recycle containers free of charge, as allocated to one to three family units.

Adopted.

Rule 40 Waived – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 01, 2014. (#0880)

RELATED MOTION, Councillor Martins requesting that the Administration, investigate City residents who are paying taxes on Townhouses and Condominiums so they may get their equal share of barrels for trash and recycling at no additional cost.

Adopted.

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 01, 2014. (#0881)

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.

COMMUNICATION, City Solicitor McDermott, to City Council, submitting a DRAFT Purchase and Sale Agreement for the Ottiwell School to the Alma Del Mar Charter School, along with two (2) Appraisals provided for and paid by the Alma Del Mar Charter School.

Rule 42 Waived – Yeas 9, Nays 1 (Councillor Carney OPPOSED.)

Referred to the Committee on City Property. (#0882)

DRAFT PURCHASE AND SALE AGREEMENT, for the Ottiwell School to the Alma Del Mar Charter School.

Rule 42 Waived – Yeas 9, Nays 1. (Councillor Carney OPPOSED.)

Referred to the Committee on City Property. (#0883)

APPRAISAL REPORT, INTEGRA REALTY RESOURCES, appraisal of the former Ottiwell School, 26 Madeira Avenue, New Bedford, MA 02740, for the Alma Del Mar Charter School.

Rule 42 Waived -Yeas 9, Nays 1. (Councillor Carney OPPOSED.)

Referred to the Committee on City Property. (#0884)

APPRAISAL REPORT, prepared by APPRAISAL COMPANY OF NEW ENGLAND, submitting appraisal of the former Ottiwell School, 26 Madeira Avenue, New Bedford, MA 02740, for the Alma Del Mar Charter School.

Rule 42 Waived – Yeas 9, Nays 1. (Councillor Carney OPPOSED.)

Referred to the Committee on City Property.

(#0885)

WRITTEN MOTION, Councillor Martins, requesting, that a letter be sent immediately, with the picture provided as a communication, to MassDOT, asking them to explain why the safety guards are not down, no flashing lights or alert sounds giving vehicles and pedestrians a warning that a train is approaching and crossing the busy street on Nash Road; and further, that this State agency investigate an incident that happened on Tuesday, June 11, 2014, immediately and report their findings to this City Council. (Copy of railroad train crossing enclosed.)

Rule 42 Waived – Yeas 9, Nays 1. (Councillors Carney OPPOSED.)

Referred to MassDOT, State Legislative Delegation and Rule 40 Waived - Yeas 10, Nays 0.

(#0886)

WRITTEN MOTION, Councillor Martins, requesting that the Committee on Ordinances review the Special Permit requirement for Home Day Care providers. (To be Referred to the Committee on Ordinances.)

Rule 42 Waived – Yeas 9, Nays 1. (Councillor Carney OPPOSED.)

Referred to the Committee on Ordinances.

(#0887)

WRITTEN MOTION, Councillor Gomes, requesting, that Department of Public Infrastructure Commissioner, Ronald Labelle, utilize the Bristol County Sheriff's Department work-release program, to assist the City's cemeteries with the repair work of gravestones that have been toppled or turned over.

Rule 42 Waived – Yeas 9, Nays 1. (Councillor Carney OPPOSED.)

Referred to DPI Commissioner Labelle.

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 01, 2014.

(#0888)

WRITTEN MOTION, Councillors Alves, Bousquet, Carney, Coelho, Gomes, Council President Lopes, Councillors Martins, Morad, Oliveira, Rebeiro and Winterson, requesting, that the Administration immediately consider the addition of an Outreach Director in the Office of Veteran's Benefits and Services to continue the efforts of the City's Veteran's Agent to administer and expand Veteran's benefits and services to those residents and their families who have served our Country.

Rule 42 Waived – Yeas 9, Nays 1. (Councillor Carney OPPOSED.)

Referred to Mayor Mitchell and Rule 40 Waived – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 01, 2014.

(#0889)

The Council then returned to the regular order of business

WRITTEN MOTION, Councillor Gomes, requesting, that the City take immediate action to repair New Bedford tourism radio 1620AM, which broadcasts City attractions and events, which hasn't been working for some time and can be an asset to the tourism of the City of New Bedford; and further, once this broadcasting system is repaired, that signage also be requested on the State level, to be placed on Route 195 East and West approaching New Bedford for the purpose of increasing tourism for the City, at the present time signage is only located on Route 140 South, before Exit 7.

Referred to the Mayor's Office, Tourism/Marketing Director Ashley and Referred to the Committee on Appointments and Briefings.

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 01, 2014. (#0890)

WRITTEN MOTION, Councillor Gomes, requesting, an explanation as to why the Mayor's Office and the Department of Recreation, Parks and Beaches are spending \$70,000 on a portable restroom facility for the East Beach area, which in this Councillor's opinion is an unsafe situation for residents and tourists that will be visiting East Beach, pedestrians will have to cross East Rodney French Boulevard to get to the facility; and further, requesting an explanation as to why we are not remodeling the present restroom structures located on East Beach, along with the former snack bar; and further, requesting, that a letter be sent to FEMA requesting an explanation as to why they are restricting the City of New Bedford from rebuilding the present structures located on East Beach.

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

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 01, 2014. (#0891)

WRITTEN MOTION, Councillor Gomes requesting that the Administration immediately halt bringing in the \$70,000.00 portable bathroom and refurbish the present bathroom and the City notify FEMA after work is completed.

Adopted – FAILED – Yeas 5, Nays 5. (Councillors Alves, Bousquet, Council President Lopes, Councillors Martins and Morad OPPOSED.) (#0892)

RELATED MOTION, Councillor Morad requesting that the City Council authorize the Administration to continue the expenditure of \$70,000.00 on the portable facility located at East Beach for the 2014 Summer season, but immediately begin the planning and reconstruction of the current beach facility to include restrooms, showers, and snacks bar for use by the City residents in the Summer of 2015.

Adopted – Yeas 10, Nays 0.

Presented to the Mayor for approval June 16, 2014.

RETURNED UNSIGNED July 01, 2014.

(#0893)

WRITTEN MOTION, Councillor Gomes, Alves, Carney, Bousquet, Coelho, Council President Lopes, Councillors Martins, Morad, Oliveira and Winterson requesting, that the Special Committee on Memorials and Dedications look into establishing a permanent memorial honoring the late Fernando Garcia, longtime community activist, philanthropist and businessman whose commitment to local education and to Bristol Community College made a lasting impact on the Greater New Bedford area. (To be Referred to the Special Committee on Memorials and Dedications.)

Adopted.

(#0894)

COMMUNICATION, Councillor Gomes, submitting a DRAFT ORDINANCE, amending Chapter 17, Section 17-10, by adding Section 17-10.1, RELATIVE TO SMOKING MARIJUANA IN PUBLIC. (To be Referred to the Committee on Ordinances.)

Referred to the Committee on Ordinances.

Councillor Gomes made a motion to RECONSIDER.

RECONSIDERATION ADOPTED –ALL Ayes.

Passed to a Second Reading and Referred to the Committee on Ordinances in its Second Reading Stage – Yeas 9, Nays 1. (Councillor Bousquet OPPOSED.)

(#0895)

PETITION/INDEMNITY AGREEMENT, Richard Oliveira d/b/a Advanced Wireless, 1834 Acushnet Avenue, New Bedford, MA 02746, for permission to encroach on the City sidewalk with two (2) vertical Nylon Signs (8’ Hx3’ W). (Submitted by Councillor Martins.)

Agreement Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0896)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED, That permission be granted to **Richard Oliveira, d/b/a/ Advanced Wireless, 1834 Acushnet Avenue, New Bedford, Ma 02746**, for permission to encroach onto City Sidewalk with two (2) Vertical Nylon Signs (8’ Hx3” W).

BE IT FURTHER ORDERED, That said permission is hereby granted subject to Petition/Indemnity Agreement of **Richard Oliveira, d/b/a/ Advanced Wireless, 1834 Acushnet Avenue, New Bedford, Ma 02746**, to the City of New Bedford, approved by the City Council on June 12, 2014, a copy of which is attached hereto and made a part thereof, and subject to the approval of the Department of Inspectional Services.

Adopted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0897)

RELATED MOTION, Councillor Morad, requesting that the Committee on Appointments and Briefings invite Department of Inspectional Services Commissioner Romanowicz, Department of Public Infrastructure Commissioner Labelle, a member of the Licensing Board, a Member of a Mayor's Task Force and a representative of the Mayor's Office, to a meeting to brief the Committee Members on the process being utilized to identify the businesses not utilizing the Petition/Indemnity Agreements for permission to encroach on the City layout and sidewalk:

Adopted.

(#0898)

COMMUNICATION, Jim Houghton, Director of Grants and Finance, New Bedford Police Department, to City Council, submitting the FFY14 Byrne JAG Local Grant Application for review as required by the Grant application requirements. (Copy all Councillors 06/09/2014.)

To be Received and Placed on File.

(#0899)

COMMUNICATION, Councillor Morad, submitting letter from Nicholas M. Christ, President and Chief Executive Officer from Bay Coast Bank, regarding the \$116.4 million budget presented by Superintendent Durkin and approved by the School Committee for the New Bedford Public School System for Fiscal Year 2015. (To be Received and Placed on File.)

To be Received and Placed on File.

(#0899a.)

COMMUNICATION, Councillor Morad, submitting email from Julie Miller, Teaching and Learning Specialist at the Hayden McFadden Elementary School, regarding the implementation of the Reading Street program which is being proposed to be purchased through Superintendent Durkin's FY15 School Budget. (To be Received and Placed on File.)

To be Received and Placed on File.

(#0900)

WRITTEN MOTION, Council President Lopes, requesting, on behalf of the New Bedford Firefighter's Union, that the following street(s) be CLOSED: LAKE STREET, between Rockdale Avenue and Buttonwood

Street, ON SUNDAY, JUNE 08, 2014, FROM 3:00 P.M. TO 7:00 P.M., for the purpose of Firefighters Memorial Sunday.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0901)

WRITTEN MOTION, Councillor Gomes requesting, that the following street(s) be CLOSED: PLEASANT STREET, from Wing Street to Bedford Street and WING STREET, from Pleasant Street to South Sixth Street, ON SUNDAY, JULY 06, 2014, FROM 9:00 A.M. TO 9:30 P.M., for the purpose of Cape Verdean Recognition Day Carnival.

TABLED- May 22, 2014.

Removed from the TABLE and Permission Granted

Presented to the Mayor for Approval June 16, 2014.

Approved June 19, 2014.

(#0731)

WRITTEN MOTION, Councillor Gomes, requesting, on behalf of the Cape Verdean Recognition Committee, that the following street(s) be CLOSED: PURCHASE STREET, between Madison Street and Walnut Street (In Front of Cape Verdean-American Veterans Hall – 561 Purchase Street) ON: SATURDAY, JULY 05, 2014, FROM: 11:00 A.M. TO 11:00 P.M., for the purpose of the Cape Verdean Recognition Day Festival.

TABLED-May 22, 2014.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0732)

WRITTEN MOTION, Councillor Gomes, requesting, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Union Street to Grinnell Street, PURCHASE STREET, from Grinnell Street to Walnut Street and WING STREET, at South Sixth Street, ON SATURDAY, JULY 05, 2014, FROM 9:00 A.M. TO 9:30 P.M., for the purpose of the Cape Verdean Day Parade.

TABLED-May 22, 2014.

Removed from the TABLE and NO FURTHER ACTION TAKEN.

(#0733)

WRITTEN MOTION, Councillor Gomes, requesting, on behalf of the Cape Verdean Parade Committee, that the following street(s) be CLOSED: JOLI GONSALVES WAY (formerly Cherry Street), from Sixth Street to Seventh Street, ON SATURDAY, JULY 05, 2014, FROM 8:00 A.M. TO 5:00 P.M. FURTHER NOTE: THAT NO PARKING BE ALLOWED ON BOTH SIDES OF THE STREET DURING THE SAME, and

ACUSHNET AVENUE, between Wing Street and Grinnell Street, and WING STREET, between Purchase Street and Acushnet Avenue, ON SATURDAY, JULY 05, 2014, FROM 10:00 A.M. TO 9:30 P.M., for the purpose of Cape Verdean Recognition Week Activities.

TABLED-May 22, 2014.

Removed from the TABLE and NO FURTHER ACTION TAKEN. (#0734)

WRITTEN MOTION, Councillor Gomes, requesting, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Madison Street to Grinnell Street, at Monte's Park, ON FRIDAY, JULY 04, 2014, FROM 8:00 A.M. TO 8:00 P.M., for the purpose of the ATA (Albina Tavares Association) Celebration of an Independence Day Festival.

Tabled-May 22, 2014.

Removed from the TABLE and Permission Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0735)

WRITTEN MOTION, Councillor Gomes, requesting, on behalf of Mr. John Silva, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Russell Street South to Bedford Street, ON SATURDAY, JULY 05, 2014, FROM 11:00 A.M. TO 8:00 P.M.; and further, that this area be closed as soon as the Cape Verdean Recognition Parade Passes said area and remain closed until 8:00 P.M., for the purpose of the Cape Verdean Independence Day Basketball Tournament.

TABLED-May 22, 2014.

Removed from the TABLE and Permission Granted.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0736)

MINUTES, Board of Assessors, submitting MINUTES of meetings held on May 15, May 22, May 29, and June 06, 2014.

Received and Placed on File. (#0902)

MINUTES, New Bedford Regional Airport, submitting MINUTES of a meeting held on May 15, 2014.

Received and Placed on File. (#0903)

MINUTES, Greater New Bedford Regional Refuse Management District Meeting, submitting MINUTES of a meeting held on April 16, 2014.

Received and Placed on File. (#0904)

MINUTES, Conservation Commission, submitting MINUTES of a meeting held on March 19, 2014.
Received and Placed on File. (#0905)

APPLICATION, **A-1 Asphalt Company, Inc** for permission to maintain a STREET OBSTRUCTION at **1108 Tacoma Street**, provisionally granted by the City Clerk on May 22, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 16, 2014.
Approved June 19, 2014. (#0906)

APPLICATION, **Christopher Mendoza** for permission to maintain a STREET OBSTRUCTION at **2163 – 2165 Acushnet Avenue**, provisionally granted by the City Clerk on May 22, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 16, 2014.
Approved June 19, 2014. (#0907)

APPLICATION, **White Mountain Cable** for permission to maintain a STREET OBSTRUCTION at **987 Pleasant Street**, provisionally granted by the City Clerk on May 28, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 16, 2014.
Approved June 19, 2014. (#0908)

APPLICATION, **W.C. Smith & Son** for permission to maintain a STREET OBSTRUCTION at **12 Shawmut Manor – Shirley Street**, provisionally granted by the City Clerk on June 06, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 16, 2014.
Approved June 19, 2014. (#0909)

APPLICATION, **W.C. Smith & Son Inc.** for permission to maintain a STREET OBSTRUCTION at **51 Turner Street**, provisionally granted by the City Clerk on June 10, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0910)

APPLICATION, **W.C. Smith & Son Inc.** for permission to maintain a STREET OBSTRUCTION at **83 Harwich Street**, provisionally granted by the City Clerk on June 10, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0911)

APPLICATION, **Century Paving** for permission to maintain a STREET OBSTRUCTION at **1069 Shawmut Avenue**, provisionally granted by the City Clerk on June 10, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0912)

APPLICATION, **JLC Construction** for permission to maintain a STREET OBSTRUCTION at **1 Jennings Court**, provisionally granted by the City Clerk on June 11, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0913)

APPLICATION, **A-1 Asphalt Company, Inc** to DISTURB THE SURFACE, of **1108 Tacoma Street**, provisionally granted by the City Clerk on May 22, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0914)

APPLICATION, **Christopher Mendoza** to DISTURB THE SURFACE, of **2163 – 2165 Acushnet Avenue**, provisionally granted by the City Clerk on May 22, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0915)

APPLICATION, **White Mountain Cable** to DISTURB THE SURFACE, of **987 Pleasant Street**, provisionally granted by the City Clerk on May 28, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0916)

APPLICATION, **W.C. Smith & Son** to DISTURB THE SURFACE, of **12 Shawmut Manor – Shirley Street**, provisionally granted by the City Clerk on June 06, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0917)

APPLICATION, **W.C. Smith & Son** to DISTURB THE SURFACE, of **51 Turner Street**, provisionally granted by the City Clerk on June 10, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0918)

APPLICATION, **W.C. Smith & Son Inc.** to DISTURB THE SURFACE, of **83 Harwich Street**, provisionally granted by the City Clerk on June 10, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0919)

APPLICATION, **Century Paving** to DISTURB THE SURFACE, of **1069 Shawmut Avenue**, provisionally granted by the City Clerk on June 10, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

(#0920)

APPLICATION, **JLC Construction** to DISTURB THE SURFACE, of **1 Jennings Court**, provisionally granted by the City Clerk on June 11, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014. (#0921)

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 22, 2014, subject to ratification by the Mayor and City Council as follows:

753 Wildwood Road (#0922)

306 Brooklawn Avenue (#0923)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 27, 2014, subject to ratification by the Mayor and City Council as follows:

881 Terry Lane (#0924)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on June 03, 2014, subject to ratification by the Mayor and City Council as follows:

21 Agnes Street (#0925)

1743-1749 Acushnet Avenue (#0926)

192 Matthew Street (#0927)

51 Poplar Road (#0928)

498 Church Street (#0929)

3660 Acushnet Avenue (#0930)

4155 Acushnet Avenue (#0931)

107 Sutton Street (#0932)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on June 10, 2014, subject to ratification by the Mayor and City Council as follows:

1116 Chaffee Street (#0933)

233 Pine Grove Street (#0934)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

APPLICATIONS, **NSTAR Electric Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 27, 2014, subject to ratification by the Mayor and City Council as follows:

North Front Street, South of Washburn Street (#0935)

Hicks Street, West of North Front Street (#0936)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

APPLICATION, **NSTAR Electric Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on May 27, 2014, subject to ratification by the Mayor and City Council as follows:

Maxfield Street West of Chestnut Street (#0937)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 16, 2014.

Approved June 19, 2014.

APPLICATIONS, **ABC Disposal Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on May 23, 2014, subject to ratification by the Mayor and City Council as follows:

231 Pope Street (#0938)

201 Ashley Boulevard (#0939)

193 Court Street (#0940)

273 Mill Street (#0941)

64 Division Street (#0942)

64 Bayberry Road (#0943)

83 Grant Street (#0944)

29 Viall Street (#0945)

11 Lucas Street (#0946)

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 16, 2014.
Approved June 19, 2014.

APPLICATION, **S & L Roll-Off Service**, for permission to maintain a STREET OBSTRUCTION at **5 Spruce Street**, provisionally granted by the City Clerk on May 27, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 16, 2014.
Approved June 19, 2014.

(#0947)

APPLICATION, **S & L Roll-Off Service**, for permission to maintain a STREET OBSTRUCTION at **64 State Street**, provisionally granted by the City Clerk on May 30, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 16, 2014.
Approved June 19, 2014.

(#0948)

APPLICATION, **S & L Roll-Off Service**, for permission to maintain a STREET OBSTRUCTION at **10 West Street**, provisionally granted by the City Clerk on June 06, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval June 16, 2014.
Approved June 19, 2014.

(#0949)

On a motion, the Council then adjourned at 10:30 p.m.

ATTEST:

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

14a. WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of the New Bedford Economic Development Council and the Royal Front and Union Neighborhood Association, that the following street(s) be CLOSED: UNION STREET, from North Water Street to Front Street (With no access from Route 18); ROSE ALLEY, at the East Side of North Water Street and FRONT STREET, at the South Side of Centre Street, FROM 12:00 NOON TO 9:00 P.M. ON SATURDAY, JUNE 21, 2014 AND FROM 12:00 NOON TO 7:00 P.M. ON SUNDAY, JUNE 22, 2014, for the purpose of a Seaside Street Party.

1. WRITTEN MOTION, City Council President, requesting, that the following street(S) be CLOSED: NINA STREET, from East Rodney French Boulevard to Seaview Terrace, to the West End of the intersection so traffic may not enter Seaview Terrace ON FRIDAY, JULY 04, 2014, FROM 12:00 (NOON) TO 12:00 MIDNIGHT, for the purpose of A Neighborhood Block Party.

2. WRITTEN MOTION, Councillor Rebeiro, requesting, that the following street(s) be CLOSED: STATE STREET, from Hazard Street to Austin Street, ON WEDNESDAY, AUGUST 20, 2014, FROM 9:00 A.M. TO 3:00 P.M., for the purpose of The Wamsutta Apartments Fun Day.

3. WRITTEN MOTION, Councillors Rebeiro and Alves, requesting, on behalf of Joe Jesus, that the following street(s) be CLOSED: PURCHASE STREET, from William Street to Spring Street; UNION STEET, from Pleasant Street to Johnny Cake Hill/Bethel Street; ACUSHNET AVENUE, from William Street to Spring Street and Second Street, from William Street to Spring Street, FROM 2:00 P.M. TO 9:00 P.M, ON THURSDAY, JULY 17, 2014, for Fifties Night Downtown. (NOTE: ALTERNATE RAIN DATE SCHEDULED FOR THURSDAY, AUGUST 21, 2014.)

4. WRITTEN MOTION, Councillor Gomes, requesting, that the Department of Public Infrastructure clean the route and repair the potholes for the 42nd Cape Verdean Recognition Parade, to be held on Saturday, July 05, 2014. (Copy of Parade Permit detailing route enclosed.)

26a. WRITTEN MOTION, Councillor Bousquet, requesting, that Health Department Director Dr. Brenda Weis and the Mayor consider a moratorium on the issuances of "trash tickets" violations to multi-unit housing operators while the City begins the implementation of the new trash collection and recycling system in order to allow for a learning curve adjustment period, so that they may educate their residents, tenants, etc. (To be Referred to the Committee on Ordinances, the Mayor's Office and Health Department Director Dr. Brenda Weis.)

5. WRITTEN MOTION, Councillor Gomes, requesting, an explanation as to why the Mayor's Office and the Department of Recreation, Parks and Beaches are spending \$70,000 on a portable restroom facility for the East Beach area, which in this Councillor's opinion is an unsafe situation for residents and tourists that will be visiting East Beach, pedestrians will have to cross East Rodney French Boulevard to get to the facility; and further, requesting an explanation as to why we are not remodeling the present restroom structures located on East Beach, along with the former snack bar; and further, requesting, that a letter be sent to FEMA requesting an explanation as to why they are restricting the City of New Bedford from rebuilding the present structures located on East Beach.

6. WRITTEN MOTION, Councillor Alves, requesting, that the Administration reconsider the current allocation of trash collection containers used for trash collection allocated to duplex (side-by-side) homes which presents a problem different than the standard two-family homes in New Bedford, in that duplex units in most cases are independent with separate access entrances, driveways and in many cases, limited contact with neighbors, yet these facilities are only allocated ONE trash container for the building, making it a problem for

placing trash in what would be considered "Your Neighbors" trash container. (To be Referred to the Committee on Appointments and Briefings.)

COMMUNICATION, Councillor Gomes, submitting a DRAFT ORDINANCE, amending Chapter 17, Section 17-10, by adding Section 17-10.1, RELATIVE TO SMOKING MARIJUANA IN PUBLIC. (To be Referred to the Committee on Ordinances.)

7. PETITION/INDEMNITY AGREEMENT, Richard Oliveira d/b/a Advanced Wireless, 1834 Acushnet Avenue, New Bedford, MA 02746, for permission to encroach on the City sidewalk with two (2) vertical Nylon Signs (8'Hx3'W). (Submitted by Councillor Martins.)

34a. AN ORDER,

8. COMMUNICATION, Jim Houghton, Director of Grants and Finance, New Bedford Police Department, to City Council, submitting the FFY14 Byrne JAG Local Grant Application for review as required by the Grant application requirements. (Copy all Councillors 06/09/2014.)

COMMUNICATION, Councillor Morad, submitting letter from Nicholas M. Christ, President and Chief Executive Officer from Bay Coast Bank, regarding the \$116.4 million budget presented by Superintendent Durkin and approved by the School Committee for the New Bedford Public School System for Fiscal Year 2015. (To be Received and Placed on File.)

34COMMUNICATION, Councillor Morad, submitting email from Julie Miller, Teaching and Learning Specialist at the Hayden McFadden Elementary School, regarding the implementation of the Reading Street program which is being proposed to be purchased through Superintendent Durkin's FY15 School Budget. (To be Received and Placed on File.)

01/23/2014 CITATION, Councillor Rebeiro, honoring **REVEREND RUSS CHAMBERLAIN**, Mercy Meals and More, in recognition of his hard work and dedication to the homeless during the recent snow storm of January 2 and 3, 2014.

03/27/2014 WRITTEN MOTION, Councillor Rebeiro, requesting, that the Department of Public Infrastructure which maintains the street lights provide the City Council with a report on the annual cost of upkeep including labor and materials; and further, whether it would be more cost efficient to contract the work to a private firm should be included in said report.

05/22/2014 WRITTEN MOTION, Councillor Gomes requesting, that the following street(s) be CLOSED: PLEASANT STREET, from Wing Street to Bedford Street and WING STREET, from Pleasant Street to South Sixth Street, ON SUNDAY, JULY 06, 2014, FROM 9:00 A.M. TO 9:30 P.M., for the purpose of Cape Verdean Recognition Day Carnival.

05/22/2014 WRITTEN MOTION, Councillor Gomes, requesting, on behalf of the Cape Verdean Recognition Committee, that the following street(s) be CLOSED: PURCHASE STREET, between Madison Street and Walnut Street (In Front of Cape Verdean-American Veterans Hall – 561 Purchase Street) ON: SATURDAY, JULY 05, 2014, FROM: 11:00 A.M. TO 11:00 P.M., for the purpose of the Cape Verdean Recognition Day Festival.

05/22/2014 WRITTEN MOTION, Councillor Gomes, requesting, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Madison Street to Grinnell Street, at Monte's Park, ON FRIDAY, JULY 04,

2014, FROM 8:00 A.M. TO 8:00 P.M., for the purpose of the ATA (Albina Tavares Association) Celebration of an Independence Day Festival.

05/22/2014 WRITTEN MOTION, Councillor Gomes, requesting, on behalf of Mr. John Silva, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Russell Street South to Bedford Street, ON SATURDAY, JULY 05, 2014, FROM 11:00 A.M. TO 8:00 P.M.; and further, that this area be closed as soon as the Cape Verdean Recognition Parade Passes said area and remain closed until 8:00 P.M., for the purpose of the Cape Verdean Independence Day Basketball Tournament.

05/22/2014 WRITTEN MOTION, Councillor Gomes, requesting, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Union Street to Grinnell Street, PURCHASE STEET, from Grinnell Street to Walnut Street and WING STREET, at South Sixth Street, ON SATURDAY, JULY 05, 2014, FROM 9:00 A.M. TO 9:30 P.M., for the purpose of the Cape Verdean Day Parade.

05/22/2014 WRITTEN MOTION, Councillor Gomes, requesting, on behalf of the Cape Verdean Parade Committee, that the following street(s) be CLOSED: JOLI GONSALVES WAY (formerly Cherry Street), from Sixth Street to Seventh Street, ON SATURDAY, JULY 05, 2014, FROM 8:00 A.M. TO 5:00 P.M. FURTHER NOTE: THAT NO PARKING BE ALLOWED ON BOTH SIDES OF THE STREET DURING THE SAME, and ACUSHNET AVENUE, between Wing Street and Grinnell Street, and WING STREET, between Purchase Street and Acushnet Avenue, ON SATURDAY, JULY 05, 2014, FROM 10:00 A.M. TO 9:30 P.M., for the purpose of Cape Verdean Recognition Week Activities.