



Council Meeting – Minutes

CITY COUNCIL CALENDAR

Chambers of the City Council Municipal Building

Thursday, June 26, 2014 – 7:02 p.m.

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

LATE: No One.

ABSENT: No One.

Council President Lopes called the meeting to order and presided.

Reverend Dalton Said, St. Luke's Hospital Religious Ministries, led the Assembly in Prayer.

Debora Coelho, Councillor at Large led the Assembly in the Pledge of Allegiance to the Flag.

REPORT, Committee on Appointments and Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of JOHN WALSH, New Bedford, MA, to the ZONING BOARD OF APPEALS as an Associate Members, replacing Michael Amaral, whose term had expired; this term will expire in December 2016.

Recommendation Followed, Appointment Approved and Rule 40 Waived – Yeas 11, Nays 0.

(#0951)

CITATIONS, Councillors Winterson and Bousquet, honoring the GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL LADY BEARS SOFTBALL TEAM, in recognition of their hard work and dedication which resulted in the Lady Bears winning the 2014 M.I.A.A. Division 3 State Softball Championship.

Adopted.

(#0952)

The following resolution will be presented at a later date by Council President Lopes.

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

**RESOLUTION HONORING THE RETURN OF THE WHALESHIP
CHARLES W. MORGAN TO HER HOMEPORT OF
NEW BEDFORD, MASSACHUSETTS - JUNE 2014**

WHEREAS, Built in 1841, at the Jethro and Zachariah Hillman Brothers Shipyard in New Bedford, Massachusetts, and launched on July 21st of the same year, the whale ship, Charles W. Morgan will return home with a cruise along the Acushnet River as part of a nine day homecoming visit from June 28 to July 06, 2014; and

WHEREAS, The Charles W. Morgan was named after her original owner, a Quaker Whaling Merchant who ordered its construction and is the last of an American whaling fleet that once numbered more than 2,700 vessels, the Charles W. Morgan is now America's oldest commercial ship still afloat – only the USS Constitution is older, after a five year restoration effort, the one hundred and seventy-three year old whale ship stands as a monument to American historic preservation; and

WHEREAS, In her eighty years of service, the Charles W. Morgan made thirty-seven voyages ranging in length from nine months to five years, she sailed the Indian and South Atlantic Oceans, surviving ice and snow storms, her crew survived a cannibal attack in the South Pacific and between 1888 and 1904, she was based in San Francisco, California; and

WHEREAS, On the night of June 30, 1924, the Charles W. Morgan caught fire when struck by the flaming wreck of the steamer Sankaty, which had drifted across the Acushnet River from New Bedford Harbor, severely damaged, the Charles W. Morgan narrowly escaped destruction; and

WHEREAS, The advance of petroleum refining signaled the end of the whaling industry and after the wreck of the Wanderer at Cuttyhunk in August 1924, the Charles W. Morgan became the world's last wooden whale ship, destined to be scrapped, it was rescued by Colonel Edward Howland Robinson Green and exhibited at his estate, Round Hill in South Dartmouth for restoration, Colonel Green's grandfather, Edward Mott Green had been a previous owner of the ship; and

WHEREAS, After Colonel Green's death in 1936, fundraising began to keep the restoration effort going and to keep the Charles W. Morgan in New Bedford, however, with the Great Depression and the Hurricane of 1938 impacting the City, contributions slowed and the ship's deterioration progressed; and

WHEREAS, The vessel by this time was under the care of Whaling Enshrined, Inc., and in 1941, one hundred years after she was built it became clear that funds would not be found in New Bedford, so the decision was made to send the Charles W. Morgan to Mystic Seaport, in Connecticut where she arrived at the end of that year and was berthed at the waterfront at Chubb's Wharf; and

WHEREAS, In 1968, an initial restoration and preservation project was undertaken and in January of 1974, the Charles W. Morgan was inspected and deemed in good condition with only minor work needed due to prior preservation efforts in New Bedford and Dartmouth; and

WHEREAS, By 2010, the Mystic Seaport was engaged in a multi-million dollar restoration with the intention of restoring the vessel to seaworthy status, on July 21, 2013, the Charles W. Morgan was re-launched into the Mystic River and in the summer of 2014, she will embark on her thirty-eighth voyage to historic New England ports before returning home to the port of New Bedford, from where she first set sail in September, 1841; and

WHEREAS, After the celebrations end and the whale ship, Charles W. Morgan returns to Mystic Seaport Museum in August 2014, she will continue on as an exhibit and flagship of the Museum, educating visitors about the role she played in an industry long gone;

WHEREAS, The Charles W. Morgan was designated a National Historic Landmark by order of the Secretary of the Interior in 1966, she is also a recipient of the coveted World Ship Trust Award and since her arrival at Mystic Seaport, more than twenty million visitors have walked her decks; and

WHEREAS, Long after her whaling days ended in 1921, and thanks to the efforts of many people, living and now deceased, the Charles W. Morgan survives through the centuries as a legacy of the whaling industry and is forever a part of New Bedford's history:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby honors the whale ship, **CHARLES W. MORGAN THE WORLD'S LAST WOODEN WHALESHIP ON THE OCCASION OF HER ONE HUNDRED AND SEVENTY-THIRD ANNIVERSARY AND ON HER RETURN TO HER HOMEPORT OF NEW BEDFORD, MASSACHUSETTS,** welcomes her back home and expresses gratitude to the many people throughout the years who have worked so diligently on the restoration and preservation of this historic vessel and also remembers the many men who sailed on her wishing them all safe passage.

Adopted.

(#0953)

The following resolution was presented to Nelson Hockert-Lotz by Councillors Gomes and Morad.

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

**RESOLUTION HONORING NELSON HOCKERT-LOTZ ON
THE THIRTIETH ANNIVERSARY OF DOMINO'S PIZZA AND FOR
HIS CHARITABLE CONTRIBUTIONS TO THE CITY OF NEW BEDFORD**

WHEREAS, Thirty years ago, Nelson Hockert-Lotz opened his first Domino's Pizza in the City of New Bedford and has since become a well-known and respected businessman; and

WHEREAS, Nelson Hockert-Lotz and his family would at one point owned seven franchises in the SouthCoast, today Nelson's stores on Kempton Street and Rockdale Avenue have become neighborhood favorites; and

WHEREAS, Nelson Hockert-Lotz has donated free pizzas to many local events, such as Household Hazardous Waste Recycling Day, the "Pizza for a Pint" campaign and has supported many organizations throughout the years, Nelson has stated that he gives away nearly one thousand pizzas annually; and

WHEREAS, Nelson Hockert-Lotz has joined businesses such as Baker Books and the Community Foundation of Southeastern Massachusetts in sponsoring a literacy campaign that provides books to underprivileged youths; and

WHEREAS, Nelson Hockert-Lotz has said that he views his business's community involvement to be a civic obligation, as well as something he and his staff enjoy; and

WHEREAS, For his many years in business, his longtime support of local organizations, such as the Neediest Families Fund and his generosity to the community, Nelson Hockert-Lotz was selected as New Bedford's Man of the Year in 2009, by the Standard-Times; and

WHEREAS, Nelson Hockert-Lotz has contributed much to his City and has demonstrated that one individual can make a difference in his community:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby honors **NELSON HOCKERT-LOTZ ON THE THIRTIETH ANNIVERSARY OF DOMINO'S PIZZA AND FOR HIS CHARITABLE CONTRIBUTIONS TO THE CITY OF NEW BEDFORD**, commends him for his many years of community service, expresses gratitude to him for all of his hard work and wishes him many more years of continued health and happiness.

Adopted.

(#0954)

The following resolution was presented to Rita D. Arruda by Council President Lopes, Councillors Oliveira, Alves, Martins, Coelho, Bousquet, Gomes, Rebeiro, Morad, Winterson and Carney

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

**RESOLUTION HONORING RITA D. ARRUDA, CITY CLERK
ON THE OCCASION OF HER RETIREMENT
AFTER FORTY-TWO YEARS OF SERVICE TO THE CITY OF NEW BEDFORD**

WHEREAS, Rita D. Arruda has lived in the North End of the City of New Bedford her entire life, is married to Tony, they have two children, Thomas and Susan, their spouses Colleen Arruda and Eric Balicky and five grandchildren, Sophia, Carter, Elena, Isaac and Evelyn; and

WHEREAS, Rita Arruda began her career with the City of New Bedford in 1972, with a temporary assignment in the City Clerk's office as a Stenographer-Clerk Typist, assisting the then City Clerk and Assistant City Clerk with their City Council work, and as a result of diligent work and demonstrated ability, advanced through the years to become Assistant City Clerk and eventually, in 2002, City Clerk of the City of New Bedford; and

WHEREAS, As City Clerk, Rita Arruda is the Custodian of the City Seal and keeper of Vital Records, she is a Notary Public and a Justice of the Peace, she maintains all official records and documents for the City of New Bedford, updates the City Code, attends all City Council meetings, and swears in public officials to office, including the Mayor, deals with the budgeting issues of the departments under her jurisdiction and has worked with many different Councillors, Legal Counsels, Department Heads, in addition to numerous City Clerk, City Council and Clerk of Committees Staff members; and

WHEREAS, Under her skillful leadership, the City Clerk's office has increased revenue for the City of New Bedford; and

WHEREAS, In 2013, Rita Arruda took over the administration of the Clerk of Committees office, overseeing the day to day running of that office; and

WHEREAS, Rita Arruda's numerous years of service and dedication to the City of New Bedford are worthy of recognition and during her career with the City, she has worked for eleven Mayors, beginning with Mayor Edward F. Harrington to the current Mayor, Jonathan F. Mitchell; and

WHEREAS, Having been a life-long resident of the Sassaquin area, Rita Arruda has participated with local groups in the effort to save Sassaquin Pond; and

WHEREAS, Rita Arruda has also participated in the SMILES program throughout City schools, mentoring students by reading and assisting some students with homework assignments; and

WHEREAS, Rita D. Arruda, City Clerk and Clerk of the City Council, one of the longest serving City employees, will be retiring on June 30, 2014, after over forty-two years with the City of New Bedford:

NOW, THEREFORE BE IT RESOLVED, That the City Council of the City of New Bedford hereby takes this opportunity to express their sincere and grateful appreciation and to extend to **RITA D. ARRUDA, CITY CLERK, ON THE OCCASION OF HER RETIREMENT AFTER FORTY-TWO YEARS OF SERVICE TO THE CITY OF NEW BEDFORD,** their congratulations on her well-earned retirement and their best wishes to her for happiness and good health in the many years to come.

This Resolution is presented to **RITA D. ARRUDA,** City Clerk on the occasion of her final City Council Meeting, Thursday, June 26, 2014.

Adopted. (#0955)

HEARING on NSTAR Electric Company & Verizon New England, Inc. for joint location of one (1) Pole in UPLAND STREET, North of Brantwood Street.

TABLED. (#0956)

ORDER,
TABLED. (#0957)

HEARING on NSTAR Electric Company & Verizon New England, Inc. for joint location of one (1) Pole in BRANTWOOD STREET, West of Upland Street.

TABLED. (#0958)

ORDER,
TABLED. (#0959)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN LOAN ORDER, appropriating \$15,000,000.00 for the purpose of financing the construction of transmission main improvements including installation and replacement of piping, main line valves, blow-off structures, and air releases along the 36-inch water transmission mains from High Hill Reservoir and major connecting sideline mains, all road and surface treatment repairs.

Referred to the Committee on Finance – Yeas 9, Nays 2. (Council President Lopes and Councillor Rebeiro OPPOSED.) (#0960)

LOAN ORDER,
Referred to the Committee on Finance – Yeas 9, Nays 2. (Council President Lopes and Councillor Rebeiro OPPOSED.) (#0961)

RELATED MOTION, Councillor Morad, requesting, that in conjunction with the referral of the \$15,000,000.00 Loan Order, that Chief Financial Officer, Ari Sky provide the Committee on Finance a projection as to all new proposed bonding requests that may be presented to the Council for consideration between now and year end 12/31/2014. (To be Referred to the Committee on Finance.)

Referred to the Committee on Finance. (#0962)

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

Motion to ADOPT FAILED – Yeas 5, Nays 5. (Councillors Alves, Bousquet, Carney, Martins and Morad OPPOSED.)

Councillor Carney having voted on the prevailing side made a Motion to RECONSIDER.

RECONSIDERATION Adopted – Yeas 6, Nays 3. (Councillors Carney, Martins and Morad OPPOSED; Councillors Oliveira and Winterson not present for vote.)

CHARTER RULED by Councillor Martins. (#0963)

ORDER,

Motion to ADOPT FAILED – Yeas 5, Nays 5. (Councillors Alves, Bousquet, Carney, Martins and Morad OPPOSED.)

Councillor Carney having voted on the prevailing side made a Motion to RECONSIDER.

RECONSIDERATION Adopted – Yeas 6, Nays 3. (Councillors Carney, Martins and Morad OPPOSED; Councillors Oliveira and Winterson not present for vote.)

CHARTER RULED by Councillor Martins. (#0964)

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

Received and Placed on File. (#0965)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that the sum of TWO HUNDRED AND SEVEN THOUSAND DOLLARS (\$207,000.00) now standing to the credit of the account from ELECTIONS, CAPITAL OUTLAY be and the same is hereby transferred and appropriated to as follows:

ELECTIONS, OTHER CHARGES \$207,000.00

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0966)

COMMUNICATION/EMAIL, Council President Lopes, submitting copy of email from Keith Lovett, Director of Zoological Services, advising he will be unavailable to attend City Council Meeting of Thursday, June 26, 2014, due to a conflict in schedule.

Received and Placed on File.

(#0967)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$15,000.00 from ZOO, SALARIES & WAGES, to ZOO, CHARGES & SERVICES.

Received and Placed on File.

(#0968)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that the sum of FIFTEEN THOUSAND DOLLARS (\$15,000.00) now standing to the credit of the account from ZOO, SALARIES & WAGES be and the same is hereby transferred and appropriated to as follows:

ZOO, CHARGES & SERVICES. \$15,000.00

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0969)

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

Received and Placed on File.

(#0970)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

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

ZOO, CHARGES & SERVICES \$5,000.00

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#0971)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$5,000.00 from CITY COUNCIL, SALARIES & WAGES, to CITY COUNCIL, CHARGES & SERVICES.

Received and Placed on File. (#0972)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that the sum of FIVE THOUSAND DOLLARS (\$5,000.00) now standing to the credit of the account from CITY COUNCIL, SALARIES & WAGES be and the same is hereby transferred and appropriated to as follows:

CITY COUNCIL, CHARGES & SERVICES. \$5,000.00

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#0973)

COMMUNICATION, COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$1,200.00 from VETERANS, CHARGES & SERVICES, to VETERANS, SALARIES & WAGES.

Received and Placed on File. (#0974)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that the sum of ONE THOUSAND, TWO HUNDRED DOLLARS (\$1,200.00) now standing to the credit of the account from VETERANS, CHARGES & SERVICES and the same is hereby transferred and appropriated to as follows:

VETERANS, SALARIES & WAGES \$1,200.00

To be certified and approved by the Department Head.

Adopted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#0975)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, 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 to be spent estimated at **\$200,000.00** is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File.

(#0976)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, 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 to be spent estimated at **\$200,000.00** is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 8, Nays 1. (Councillor Carney OPPOSED; Councillors Gomes and Oliveira not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0977)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Purchasing Department known as the **SOUTHEASTERN REGIONAL POLICE REVOLVING FUND**, whose purpose is to support police communications networking for surrounding cities and towns, whose revenues and amount limited to be spent estimated at **\$27,500.00** is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File.

(#0978)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Purchasing Department known as the **SOUTHEASTERN REGIONAL POLICE REVOLVING FUND**, whose purpose is to support police communications networking for surrounding cities and towns, whose revenues and amount limited to be spent estimated at **\$27,500.00** is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 9, Nays 0. (Councillors Gomes and Oliveira not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0979)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Community Services Department, known as **SENIOR TRAVEL AGENCY REVOLVING FUND**, whose purpose is to support day trips for seniors, including reservations/tickets/meals, Recreation Leader's salary, and program supplies, whose revenues collected and amount limited to be spent estimated at **\$110,000.00** is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File.

(#0980)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Community Services Department, known as **SENIOR TRAVEL AGENCY REVOLVING FUND**, whose purpose is to support day trips for seniors, including reservations/tickets/meals, Recreation Leader's salary, and program supplies, whose revenues collected and amount limited to be spent estimated at **\$110,000.00** is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0981)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Community Services Department, known as **SENIOR TRANSPORTATION FUND**, whose purpose is to provide transportation for seniors to grocery and other shopping, general trips and medical appointments, whose revenues collected and amount limited to be spent estimated at **\$12,000.00** is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File.

(#0982)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Community Services Department, known as **SENIOR TRAVEL AGENCY REVOLVING FUND**, whose purpose is to support day trips for seniors, including reservations/tickets/meals, Recreation

Leader's salary, and program supplies, whose revenues collected and amount limited to be spent estimated at **\$110,000.00** is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#0983)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Community Services Department, known as **SENIOR ACTIVITIES FUND**, whose purpose is to support social activities and entertainment at all Senior Centers, etc., whose revenues and amount limited to be spent estimated at **\$5,200.00** is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File. (#0984)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Community Services Department, known as **SENIOR ACTIVITIES FUND**, whose purpose is to support social activities and entertainment at all Senior Centers, etc., whose revenues and amount limited to be spent estimated at **\$5,200.00** is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#0985)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Department of Public Infrastructure, known as **NEW BEDFORD RAILYARD AND RAIL CROSSING REVOLVING FUND**, whose purpose is maintenance and operation of the New Bedford Railyard and Rail Crossing Gates, whose revenue and amount limited to be spent are estimated at **\$80,861.00** is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File. (#0986)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Department of Public Infrastructure, known as **NEW BEDFORD RAILYARD AND RAIL CROSSING REVOLVING FUND**, whose purpose is maintenance and operation of the New Bedford Railyard and Rail Crossing Gates, whose revenue and amount limited to be spent are estimated at \$80,861.00 is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#0987)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Department of Public Infrastructure known as the **NEW BEDFORD ENERGY NOW REVOLVING FUND** whose purpose is to fund incidental costs of the NBEN Program as well as program development, whose revenues and amount limited to be spent estimated at \$12,170.00 is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File. (#0988)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Department of Public Infrastructure known as the **NEW BEDFORD ENERGY NOW REVOLVING FUND** whose purpose is to fund incidental costs of the NBEN Program as well as program development, whose revenues and amount limited to be spent estimated at \$12,170.00 is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#0989)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Inspectional Services Department known as the **VACANT BUILDING REVOLVING FUND** whose purpose is to provide salary expense for one full-time Building Inspector and two part-time clerks, office supplies, survey expenses, tipping fees, purchase materials and reimburse labor costs for emergency board-up of vacant buildings and monitor vacant buildings, whose revenues and amount limited to be spent estimated at \$200,000.00 is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File. (#0990)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Inspectional Services Department known as the **VACANT BUILDING REVOLVING FUND** whose purpose is to provide salary expense for one full-time Building Inspector and two part-time clerks, office supplies, survey expenses, tipping fees, purchase materials and reimburse labor costs for emergency board-up of vacant buildings and monitor vacant buildings, whose revenues and amount limited to be spent estimated at **\$200,000.00** is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0991)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Department of Facilities and Fleet Management, known as **QUEST CENTER REVOLVING FUND** whose purpose is to provide a focus on entrepreneurial training and location for business start-up activities focusing on marine/maritime technologies, life sciences and software development is hereby authorized at **\$100,000.00** for **FISCAL YEAR 2015**.

Motion to ADOPT – FAILED – Yeas 5, Nays 5. (Councillor Carney, Council President Lopes, Councillors Morad, Martins and Winterson OPPOSED; Councillor Gomes not present for vote.)

(#0992)

ORDER,

Motion to ADOPT – FAILED – Yeas 5, Nays 5. (Councillor Carney, Council President Lopes, Councillors Morad, Martins and Winterson OPPOSED; Councillor Gomes not present for vote.)

(#0993)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Recreation and Parks Department known as the **SUPPORTIVE RECREATION REVOLVING FUND**, whose purpose is to cover program instructors and supplies for programs, whose revenue and amount limited to be spent estimated at **\$40,000.00** is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File.

(#0994)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Recreation and Parks Department known as the **SUPPORTIVE RECREATION REVOLVING FUND**, whose purpose is to cover program instructors and supplies for programs, whose revenue and amount limited to be spent estimated at \$40,000.00 is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0995)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Planning and Community Development Department known as the **ZONING BOARD OF APPEALS REVOLVING FUND**, whose purpose is to provide supplies, postage and advertising costs, contract for technical and administrative support for ZBA and stipends for ZBA members, whose revenues and amount limited to be spent estimated at \$30,015.00 is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File.

(#0996)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Planning and Community Development Department known as the **ZONING BOARD OF APPEALS REVOLVING FUND**, whose purpose is to provide supplies, postage and advertising costs, contract for technical and administrative support for ZBA and stipends for ZBA members, whose revenues and amount limited to be spent estimated at \$30,015.00 is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0997)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund known as the **TANGIBLE SUPPLY DISPOSITION REVOLVING FUND**, whose purpose is to fund replacement equipment and vehicles utilizing proceeds from the disposition of tangible supply in accordance with Massachusetts General Law Chapter 30B, Section 15, and

whose revenue and amount limited to be spent estimated at **\$17,481.00** (DFFM at \$7,481.00 and School Department at \$10,000.00) is authorized for **FISCAL YEAR 2015.**

Received and Placed on File.

(#0998)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund known as the **TANGIBLE SUPPLY DISPOSITION REVOLVING FUND**, whose purpose is to fund replacement equipment and vehicles utilizing proceeds from the disposition of tangible supply in accordance with Massachusetts General Law Chapter 30B, Section 15, and whose revenue and amount limited to be spent estimated at **\$17,481.00** (DFFM at \$7,481.00 and School Department at \$10,000.00) is authorized for **FISCAL YEAR 2015.**

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0999)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Library Department, known as **LIBRARY EQUIPMENT REVOLVING FUND**, whose purpose is to provide and maintain photocopying and printing equipment at the Main Library and the four branches, whose revenues and amount limited to be spent are estimated at **\$9,000.00** is hereby authorized for **FISCAL YEAR 2015.**

Received and Placed on File.

(#1000)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Library Department, known as **LIBRARY EQUIPMENT REVOLVING FUND**, whose purpose is to provide and maintain photocopying and printing equipment at the Main Library and the four branches, whose revenues and amount limited to be spent are estimated at **\$9,000.00** is hereby authorized for **FISCAL YEAR 2015.**

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1001)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Clerk of Committees Department, known as the **COUNCIL SPECIAL PERMIT REVOLVING FUND**, whose purpose is to cover the cost associated with processing/reviewing and granting applications for Special Permit hearings, whose revenues and amount limited to be spent estimated at \$5,000.00 is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File.

(#1002)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Clerk of Committees Department, known as the **COUNCIL SPECIAL PERMIT REVOLVING FUND**, whose purpose is to cover the cost associated with processing/reviewing and granting applications for Special Permit hearings, whose revenues and amount limited to be spent estimated at \$5,000.00 is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1003)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the School Department, known as the **FOOD SERVICE CONCESSION**, whose purpose is to provide concession services during football games at the Paul Walsh field, whose revenues and amount limited to be spent estimated at \$4,000.00 is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File.

(#1004)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the School Department, known as the **FOOD SERVICE CONCESSION**, whose purpose is to provide concession services during football games at the Paul Walsh field, whose revenues and amount limited to be spent estimated at \$4,000.00 is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1005)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Health Department, known as **FINES/FORFEITURES REVOLVING FUND – HEALTH**, whose purpose is for the collection of health-related fines originally paid to the State but now paid to the City due to the establishment of this fund, whose revenues and amount limited to be spent are estimated at **\$3,000.00** is hereby authorized for **FISCAL YEAR 2015**.

Received and Placed on File. (#1006)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 26, 2014

ORDERED, that in accordance with M.G.L. Chapter 44, Section 53E ½, the revolving fund under the control of the Health Department, known as **FINES/FORFEITURES REVOLVING FUND – HEALTH**, whose purpose is for the collection of health-related fines originally paid to the State but now paid to the City due to the establishment of this fund, whose revenues and amount limited to be spent are estimated at **\$3,000.00** is hereby authorized for **FISCAL YEAR 2015**.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1007)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a RENEWAL of a ONE-YEAR WAIVER OF RESIDENCY for Howland Green Branch Manager, KATHLEEN VERNON, Barrington, RI; Ms. Vernon’s current waiver expires June 2014.

ONE-YEAR Waiver of Residency GRANTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1008)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a RENEWAL of a ONE-YEAR WAIVER OF RESIDENCY for Assistant Superintendent of Wastewater-IPP Coordinator, NICHOLAS CANEIRA, Westport, MA; Mr. Caneira’s current waiver expired April 2014.

ONE-YEAR Waiver of Residency GRANTED.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1009)

REPORT, Committee on Finance, recommending to the City Council ADOPTION of the LOAN ORDER AS AMENDED, appropriating \$5,400,000.00 for the purpose of paying costs of making energy efficiency improvements to the City streetlights and traffic signals; and further recommending to the City Council APPROVAL of the ENERGY MANAGEMENT SERVICES AGREEMENT, by and between the City of New Bedford and Siemens Industry, Inc.

Recommendation Followed.

(#1010)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED, that the City appropriates the amount of ~~Five Million Nine Hundred Thousand Dollars~~ *FIVE MILLION FOUR HUNDRED THOUSAND DOLLARS* (~~\$5,900,000.00~~) (\$5,400,000.00) 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~~ *Five Million Four Hundred Thousand Dollars* (~~\$5,900,000.00~~) (\$5,400,000.00) 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 of the authorized borrowing hereunder shall be the project; and that the amount of the authorized borrowing hereunder shall be reduced by the amount of any such aid, rebates or other 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 may 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 his view are reasonably necessary to accomplish the purposes of this 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 – June 12, 2014.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Rule 40 Waived – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved June 30, 2014.

(#0793)

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

Referred to the Committee on Finance – June 12, 2014.

ADOPTED – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Rule 40 Waived – Yeas 10, Nays 0. (Councillor Gomes not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved June 30, 2014. (#0794)

REPORT, Committee on Finance, recommending to the City Council ADOPTION of the ORDER for the TRANSFER of \$892,515.00 from WATER, FREE CASH, to WATER STABILIZATION FUND.

Recommendation Followed. (#1011)

CITY OF NEW BEDFORD

IN CITY COUNCIL

MARCH 13, 2014

ORDERED, that the sum of EIGHT HUNDRED NINETY TWO THOUSAND FIVE HUNDRED AND FIFTEEN DOLLARS now standing to the credit of the account from WATER FREE CASH be and the same is hereby transferred and appropriated to as follows:

WATER STABILIZATION FUND \$892,515.00

To be certified and approved by the Department Head.

Referred to the Committee on Finance – March 13, 2014.

ADOPTED – Yeas 11, Nays 0.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#0310)

REPORT, Committee on Finance, recommending to the City Council ADOPTION of the 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.

Recommendation Followed. (#1012)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

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 MGL Chapter 44, Section 53E 1/2, 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 – June 12, 2014.

ADOPTED – Yeas 11, Nays 0.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#0804)

REPORT, Committee on Appointments and Briefings, recommending to the City Council ADOPTION of the ORDER for the purposes of placing a ballot question before the voters of the City of New Bedford with regard to the Community Preservation Act, the City Council of the City of New Bedford hereby accepts the provisions of Sections 3 through 7 of Chapter 44B of the General Laws, known as the Massachusetts Community Preservation Act and approve a surcharge in the amount of 1.5% of the annual real estate tax levy against real property commencing in Fiscal Year 2016, for the purposes permitted by said Act.

Recommendation Followed.

(#1013)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JUNE 12, 2014

ORDERED, that the purposes of placing a ballot question before the voters of the City of New Bedford with regard to the Community Preservation Act, the City Council of the City of New Bedford hereby accepts the provisions of Sections 3 through 7 of Chapter 44B of the General Laws, known as the Massachusetts Community Preservation Act and approve a surcharge in the amount of 1.5% of the annual real estate tax levy against real property commencing in Fiscal Year 2016, for the purposes permitted by said Act, including the acquisition, preservation or rehabilitation of historic resources including historic buildings, artifacts, documents and sites; the creation or rehabilitation of outdoor recreational facilities, including parks, playgrounds and athletic fields; the acquisition, creation or preservation of land for scenic areas, drinking water supplies, beaches, dunes and other coastal land, fresh and salt water marshes, forests and agricultural lands; and the acquisition, creation or support of local housing needs for families, Seniors, Veterans and other provided that the following exemptions apply pursuant to Section 3 (E) of Chapter 44B:-

1. For property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income Senior housing in the City of New Bedford
2. For \$100,000.00 of the value of each taxable parcel of residential real property; and

3. For class three Commercial property and class four Industrial property as defined in Section 2 A of Chapter 59, or to take any other action relative thereto.

It is hereby further ORDERED that a copy of this Order and vote be forwarded to the Office of the City Solicitor for the preparation of a Ballot Question for the November 04, 2014, Election for the purposes of placing this measure before the voters of the City.

Referred to the Committee on Appointments and Briefings – June 12, 2014.

Presented to the Mayor for approval June 30, 2014.

RETURNED UNSIGNED July 11, 2014. (#0877)

REPORT, Committee on Appointments and Briefings, recommending to the City Council to Grant Permission for the Demolition of 2992 ACUSHNET AVENUE, Map 132, Parcel 510.

Recommendation Followed. (#1014)

COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW, 2992 ACUSHNET AVENUE, Map 132, Parcel 510, advising that “the structure was built circa 1830 and retains some of its original exterior architectural features including setting and massing; the structure is associated with members of the Spooner family who were descendants of William Spooner, one of the fifty-six original proprietors of Dartmouth; the subject structure is found to be historically significant because of its historical integrity as the homestead of one of the area’s earliest settlers and as a representative of New Bedford’s early rural character” and therefore, “the NBHC has determined that 2992 Acushnet Avenue is a historically significant structure and preferably preserved.”

Referred to the Committee on Appointments and Briefings June 17, 2014 meeting – May 22, 2014.

DEMOLITION GRANTED and Rule 40 Waived – Yeas 10, Nays 0. (Councillor Winterson not present for vote.)

Presented to the Mayor for approval June 30, 2014.

Approved July 03, 2014. (#0742)

REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, amending Chapter 19, Section 19-7 (c) PERSONNEL by reclassifying pay grades of the CITY AUDITOR, ASSISTANT CITY AUDITOR and LIBRARY DIRECTOR.

Recommendation Followed. (#1015)

ORDINANCE,

Rule 42 Waived – Yeas 10, Nays 1. (Councillor Morad Opposed.)

Referred to the Committee on Ordinances – May 22, 2014.

Passed to a Second Reading – Yeas 8, Nays 2. (Councillors Bousquet and Morad OPPOSED; Councillor Winterson not present for vote.) (#0782)

REPORT, Committee on Ordinances, recommending that the City Council grant the petitioners Arnold Oliveira and Antonio Almeida permission to leave to withdraw their request that 175-177 Ash Street, Plot 45, Lot 85, be rezoned from “RESIDENCE B” to “MIXED USE BUSINESS.”

Recommendation Followed and NO FURTHER ACTION taken. (#1016)

WRITTEN MOTION, Councillor Lopes, requesting that Assistant City Clerk, Stephanie Macomber, be appointed Acting City Clerk, effective July 01, 2014, until such time as the City Council elects a permanent City Clerk to the statutory 3 year term.

Rule 38 Waived, Appointment Confirmed and Rule 40 Waived – Yeas 10, Nays 0. (Councillor Winterson not present for vote.) (#1017)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Dagny Ashley, Department of Marketing and Tourism, that the following street(s) be CLOSED: LOWER UNION STREET, from Route 18 to Water Street, ON FRIDAY, JULY 04, 2014, FROM 8:00 P.M. TO 11:00 P.M., for the purpose of the Independence Day Fireworks Display.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1018)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Lee Heald, that the following street(s) be CLOSED: PURCHASE STREET, from School Street to Union Street, ON THURSDAY, JULY 10, 2014, FROM 1:00 P.M. TO 9:00 P.M., for the purpose of AHA! Night Kids Rule.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1019)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Kathleen Richardson, that the following street(s) be CLOSED: KEENE STREET, from Park Street to Liberty Street, ON SATURDAY, JULY 19, 2014, FROM 2:00 P.M. TO 8:00 P.M., for the purpose of A Neighborhood Block Party.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1020)

WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: EARLE STREET, from North Front Street to Belleville Avenue; MADEIRA AVENUE, from Davis Street to Tinkham Street; HATHAWAY STREET, from North

Front Street to Funchal Place (Hope Street); FUNCHAL PLACE (Hope Street), from Hathaway Street to Nash Road and TINKHAM STREET, from Madeira Avenue to Funchal Place (Hope Street), ON THURSDAY, JULY 31, 2014, 8:00 A.M. THROUGH SUNDAY, AUGUST 03, 2014, MIDNIGHT, for the Purpose of: THE ANNUAL FEAST OF THE BLESSED SACRAMENT.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1021)

WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: BROOKLAWN STREET, from Ashley Boulevard to Acushnet Avenue; ACUSHNET AVENUE, from Wood Street to Earle Street; EARLE STREET, from Acushnet Avenue to Madeira Avenue; MADEIRA AVENUE, from Earle Street to Tinkham Street, ON SUNDAY, AUGUST 03, 2014, FROM 10:00 A.M. TO 4:00 P.M., for the purpose of THE FEAST OF THE BLESSED SACRAMENT ANNUAL PARADE.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1022)

WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: BELLEVILLE AVENUE (starting at Hathaway Street – near Sunshine Donuts) North to Wood Street; WOOD STREET, West from Belleville Avenue to Acushnet Avenue; ACUSHNET AVENUE, South to Brooklawn Street; BROOKLAWN STREET, West to Ashley Boulevard; ASHLEY BOULEVARD, South to Irvington Street; IRVINGTON STREET, East to Acushnet Avenue; ACUSHNET AVENUE, South to Earle Street; EARLE STREET, East to Madeira Avenue; MADEIRA AVENUE, North to Madeira Field, ON SATURDAY, AUGUST 02, 2014 – FROM 10:00 A.M. TO 1:00 P.M., NOTE: REQUESTING THAT THE DPF PROVIDE STREET CLOSURE BARRELS AND THAT THE DPI SWEEP THE STREETS NOTED ABOVE PRIOR TO THE ROAD RACE IN THE INTEREST OF THE RUNNERS' SAFETY, for the Purpose of: FEAST OF THE BLESSED SACRAMENT ANNUAL ROAD RACE. NOTE: TO BE IMPLEMENTED WHERE, WHEN AND AS REQUIRED TO ENSURE THE PUBLIC'S SAFETY AND TO EXPEDITE THE EVENT.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1023)

WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: EARLE STREET, from Madeira Avenue to Belleville

Avenue for a distance of 300 feet, ON SUNDAY, AUGUST 03, 2014, FROM 10:00 A.M. TO 4:00 P.M., for the purpose of: PARKING OF LARGE TRAILER TRUCKS, WHICH WILL BE USED IN THE FEAST OF THE BLESSED SACRAMENT PARADE, AND WHICH ARE UNABLE TO MAKE THE TURN ONTO MADEIRA AVENUE. NOTE: REQUESTING THAT THE DPF PROVIDE STREET CLOSURE BARRELS.
(NOTE: CLOSURE TO BE “USED AS NEEDED”).

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1024)

WRITTEN MOTION Councillor Alves, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: BAYLIES SQUARE, from Belleville Road and Acushnet Avenue and EARLE STREET, from Acushnet Avenue to Madeira Avenue (Madeira Field), ON THURSDAY, JULY 31, 2014, FROM 4:00 P.M. TO 5:30 P.M., for the purpose of the Feast Committee to march from Baylies Square to Our Lady of the Immaculate Conception Church, 136 Earle Street, for blessing of Committee members prior to start of Feast, then march to Madeira Field.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1025)

WRITTEN MOTION, Councillor Winterson, requesting, on behalf of Tara Pacheco, YMCA New Bedford, that the following street(s) be CLOSED: ONEIDA STREET AND BUTTONWOOD STREET, from Lake Street to Fuller Memorial Parkway, AND FULLER MEMORIAL PARKWAY, FROM Rockdale Avenue to Brownell Avenue, ON SUNDAY, JUNE 29, 2014, FROM 8:30 A.M. TO 12:00 NOON, for the purpose of the YMCA 5K WALK/RUN.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1026)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Eric S. Britto, True Bounce, Inc., that the following street(s) be CLOSED: PLEASANT STREET, from Union Street to the Entrance of SRTA Bus Terminal; WILLIAM STREET, from North Sixth Street to Purchase Street, and MARKET STREET, from North Sixth Street to Pleasant Street, ON FRIDAY, JULY 25, 2014, FROM 8:30 A.M. THROUGH SATURDAY, JULY 26, 2014, 9:00 P.M., for the 2ND Annual True Bounce 3 on 3 Basketball Classic, A Two Day Basketball Tournament.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1027)

WRITTEN MOTION, Council President Lopes, requesting, on behalf of Mary Ellen DeFrias, SRТА, that the following street(s) be CLOSED: ELM STREET, from Pleasant Street to North Sixth Street, ON FRIDAY, JULY 25, 2014, FROM 6:00 A.M., TO SATURDAY, JULY 26, 2014, AT 9:00 P.M., for the purpose of the SRТА construction project and the True Bounce Two Day Basketball Tournament, to ensure the safety of the participants.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1028)

WRITTEN MOTION, Councillor Bousquet, requesting, on behalf of Ms. Crystal Oliver, that the following street(s) be CLOSED: Corner of Cedar Street, to Glover Street, to the side of Collins Street, ON SUNDAY, JULY 27, 2014, FROM 2:00 P.M. TO 8:00 P.M., for the purpose of A Birthday Block Party.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1029)

WRITTEN MOTION, Councillor Alves, requesting, on behalf of the SENHOR DA PEDRA CLUB AND FEAST COMMITTEE, that the following street(s) be CLOSED: TINKHAM STREET, from Madeira Avenue to Funchal Place (Hope Street); WEBSTER COURT, from Madeira Avenue to Funchal Place (Hope Street); on FRIDAY, AUGUST 15, 2014, FROM 6:00 P.M. TO 11:45 P.M.; SATURDAY, AUGUST, 16, 2014, FROM 6:00 P.M. TO 11:45 P.M. AND SUNDAY, AUGUST 17, 2014, FROM 10:00 A.M. TO 11:45 P.M., for the ANNUAL SENHOR DA PEDRA FEAST, PROCESSION and STREET DECORATING for the PROCESSION; further requesting, that the street be CLOSED as follows; SATURDAY, AUGUST 16, 2014, FROM 9:00 A.M. TO 6:00 P.M. – EUGENIA STREET, between North Front Street and Madeira Avenue; SUNDAY, AUGUST 17, 2014, from 8:00 A.M. TO 4:00 P.M. (in order to decorate the streets for the Procession) – NORTH FRONT STREET, between Earle Street and Hathaway Street; EUGENIA STREET, between North Front Street and Funchal Place (Hope Street); SUNDAY, AUGUST 17, 2014, FROM 8:00 A.M. TO 6:00 P.M. (also for decorating the streets for the Procession and the Procession held in conjunction with the FEAST) – NORTH FRONT STREET, between Earle Street and Tinkham Street; FUNCHAL PLACE (HOPE STREET), between Whitman Street and Eugenia Street. (NOTE: With NO PARKING on both sides of the street.)

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

(#1030)

WRITTEN MOTION, Councillor Gomes, requesting, on behalf of the Cape Verdean Recognition Committee, Inc., that the following street(s) be CLOSED: WILLIAM STREET, from Pleasant Street to North Sixth Street, ON MONDAY, JUNE 30, 2014, FROM 4:30 P.M. TO 6:00 P.M., (with No Parking in Front of City Hall and the Main Library after 4:30 p.m.) for the purpose of the Cape Verdean Flag Raising on City Hall Steps.

Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1031)

WRITTEN MOTION, Councillor Winterson, on behalf of Hazel Inglis, Esq., requesting that 99 East Clinton Street (Plot 45/Lot 301) be REZONED from Mixed-Use Business to RESIDENTIAL A. (To be Referred to the Committee on Ordinances and the Planning Board.)

Referred to the Committee on Ordinances and the Planning Board. (#1032)

WRITTEN MOTION, Councillor Bousquet, Council President Lopes, Councillors Martins, Gomes, Coelho, Morad, Carney, Alves, Winterson, Rebeiro and Oliveira, requesting, on behalf of the Citizens of New Bedford, that Chief of Police David Provencher and his Community Police force appear before the Committee on Public Safety and Neighborhoods to discuss their neighborhood by neighborhood strategy to quell the eruption of violence in the City.

Referred to the Committee on Public Safety and Neighborhoods. (#1033)

WRITTEN MOTION, Councillors Alves, Coelho, Morad, Carney and Gomes, requesting, that the Administration provide the City Council with the names of City and Non-City individuals that were members of the "Trash Committee" that advised the Mayor and the Administration as to the new garbage pick-up service/system and who developed the rules, requirements and guidelines which were used in the development of the program implemented this week, and that the list be provided to the Chairman of the Committee on Appointments and Briefings within ten days so those members can be invited to the Committee on Appointments and Briefings meeting at which the Trash program is scheduled to be discussed to brief the Council members on the process being utilized and how it was developed; and further, that this request be followed-up by the Council Clerk within ten days. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings (#1034)

WRITTEN MOTION, Councillor Alves, requesting, that the City Council invite the Mayor (or a representative of the Administration), and Jonathan M. Silverstein of Kopelman and Paige, P. C., to a

Committee on Appointments and Briefings meeting (in Executive Session if need be) to brief the Council members on the process being utilized, and the current status of the City's negotiations in developing a host agency agreement with potential Casino operators, in light of the potential referendum needed to be filed in time to be placed on the Ballot to be voted on by City residents at the General Election in November. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings (#1035)

WRITTEN MOTION, Councillor Gomes, requesting, an explanation from the Mayor's Office and DPI Commissioner Ronald Labelle, as to the location of the cameras that were supposed be installed along Acushnet Avenue at the intersection of Coggeshall Street, these cameras would have assisted in two recent criminal assaults, one with a gun and one with a knife, these cameras could have helped in the immediate arrest of the suspects; and further, requesting that an appropriation be made to install surveillance cameras in any newly revitalized main intersection or in business areas to assist the Police Department in deterring crime such as what has occurred in the past two weekends and assist in public safety throughout the City, and also to assist law-enforcement in solving the many crimes that are committed.

Referred to the Mayor, DPI Commissioner Labelle and the Committee on Public Safety and Neighborhoods.

Presented to the Mayor for approval June 30, 2014.

RETURNED UNSIGNED July 11, 2014. (#1036)

COMMUNICATION, Councillor Martin submitting letter from NBparents4schools, regarding excessive violence within New Bedford High School and funding for Level 4&5 schools. (To be Received and Placed on File.)

Received and Placed on File. (#1037)

COMMUNICATION, Councillor Alves, submitting copy of letter from Mr. Manuel Carvalho to Standard-Times, regarding the contract between the City and ABC Disposal Service, Inc.

Referred to the Committee on Appointments and Briefings. (#1038)

COMMUNICATION, Councillor Alves, submitting copy of letter from David Glicksman to Mayor Mitchell, regarding ongoing issues with Lots 112 and 122, Padanaram Avenue.

Referred to the Human Relations Commission.

Presented to the Mayor for approval June 30, 2014.

RETURNED UNSIGNED July 11, 2014. (#1039)

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 – June 12, 2014.

Removed from the Table and NO FURTHER ACTION Taken. (#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 – June 12, 2014.

Removed from the Table and Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#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 – June 12, 2014.

Removed from the Table and Permission Granted.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#0873)

CITATION, Councillor Martins, honoring JEFFREY D. KING, in recognition of his service to the City of New Bedford as a representative of the Greater New Bedford Regional Refuse Management District Committee.

Adopted. (#1040)

CITATION, Councillor Bousquet, honoring CLAUDIA KIRK, United Way Mini-Grants Program, in recognition of her commitment and ongoing support of the many neighborhood and grass roots efforts to make New Bedford a better place.

Adopted, to be presented at a later date. (#1041)

WRITTEN MOTION, Council President Lopes, requesting, on behalf of the New Bedford Economic Development Council, 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, ON SATURDAY, JUNE 21, 2014, FROM 12:00 NOON TO 9:00 P.M., AND ON SUNDAY, JUNE 22, 2014, FROM 12:00 NOON TO 7:00 P.M., for the purpose of A Seaside Block Party. GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT JOSEPH P. LOPES, ON WEDNESDAY, JUNE 18, 2014, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, JUNE 26, 2014.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014. (#1042)

WRITTEN MOTION, Councillor Martins, requesting, that Department of Public Infrastructure, Commissioner Ronald Labelle look into the matter of the Water Meter malfunction at the residence of Mr. Douglas B. Pierce, 823 Belleville Road. (To be Referred to Department of Public Infrastructure, Commissioner Ronald Labelle.)

Referred to Department of Public Infrastructure Commissioner Ronald Labelle.

Presented to the Mayor for approval June 30, 2014.

RETURNED UNSIGNED July 11, 2014. (#1043)

COMMUNICATION, Councillor Martins, submitting copy of letter to DPI Commissioner Ronald Labelle, from Douglas Pierce, requesting assistance with a malfunctioning water meter at 823 Belleville Avenue.

Received and Placed on File. (#1044)

ANNUAL REPORT, Human Relations Commission, submitting an amended Annual Report for Fiscal Year 2012.

Received and Placed on File. (#1045)

MINUTES, Bristol County Public Health Emergency Preparedness Coalition, submitting MINUTES of a meeting held on May 20, 2014.

Received and Placed on File. (#1046)

MINUTES, Bristol Coalition Meeting, submitting MINUTES of a meeting held on June 17, 2014.

Received and Placed on File. (#1047)

MINUTES, Board of Assessors, submitting MINUTES of a meeting held on June 11, 2014.

Received and Placed on File. (#1048)

MINUTES, Council on Aging Advisory Board, submitting MINUTES of a meeting held on
May 15, 2014.

Received and Placed on File. (#1049)

APPLICATION, **Able Asphalt, Inc.**, for permission to maintain a STREET OBSTRUCTION at **233 Hathaway Road**, provisionally granted by the City Clerk on June 13, 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 30, 2014.

Approved July 01, 2014. (#1050)

APPLICATION, **Able Asphalt, Inc.**, for permission to maintain a STREET OBSTRUCTION at **160 Illinois Street**, provisionally granted by the City Clerk on June 13, 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 30, 2014.

Approved July 01, 2014. (#1051)

APPLICATION, **Able Asphalt, Inc.**, for permission to maintain a STREET OBSTRUCTION at **24 Circuit Street**, provisionally granted by the City Clerk on June 13, 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 30, 2014.

Approved July 01, 2014. (#1052)

APPLICATION, **RJ Canessa Excavating**, for permission to maintain a STREET OBSTRUCTION at **4371 Acushnet Avenue**, provisionally granted by the City Clerk on June 16, 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 30, 2014.

Approved July 01, 2014. (#1053)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **366 Hathaway Road**, provisionally granted by the City Clerk on June 16, 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 30, 2014.

Approved July 01, 2014.

(#1054)

APPLICATION, **Reis Asphalt, Inc.**, for permission to maintain a STREET OBSTRUCTION at **183 Auburn Street**, provisionally granted by the City Clerk on June 16, 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 30, 2014.

Approved July 01, 2014.

(#1055)

APPLICATION, **W.C. Smith & Sons**, for permission to maintain a STREET OBSTRUCTION at **1142 Acushnet Avenue**, provisionally granted by the City Clerk on June 16, 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 30, 2014.

Approved July 01, 2014.

(#1056)

APPLICATION, **W.C. Smith & Sons**, for permission to maintain a STREET OBSTRUCTION at **198 Caroline Street**, provisionally granted by the City Clerk on June 19, 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 30, 2014.

Approved July 01, 2014.

(#1057)

APPLICATION, **W.C. Smith & Sons**, for permission to maintain a STREET OBSTRUCTION at **137 Popes Island**, provisionally granted by the City Clerk on June 19, 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 30, 2014.

Approved July 01, 2014.

(#1058)

APPLICATION, **Cardoso Contracting**, for permission to maintain a STREET OBSTRUCTION at **90 Hawthorn Street**, provisionally granted by the City Clerk on June 19, 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 30, 2014.

Approved July 01, 2014.

(#1059)

APPLICATION, **Cardoso Contracting**, for permission to maintain a STREET OBSTRUCTION at **52 Valentine Street**, provisionally granted by the City Clerk on June 19, 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 30, 2014.

Approved July 01, 2014.

(#1060)

APPLICATION, **D.W. White Construction, Inc.**, for permission to maintain a STREET OBSTRUCTION at **85 Coggeshall Street**, provisionally granted by the City Clerk on June 25, 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 30, 2014.

Approved July 01, 2014.

(#1061)

APPLICATION, **J.B. Lanagan & Co. Inc.**, for permission to maintain a STREET OBSTRUCTION at **Shawmut Avenue 335'x Hathaway Road**, provisionally granted by the City Clerk on June 25, 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 30, 2014.

Approved July 01, 2014.

(#1062)

APPLICATION, **Able Asphalt, Inc.**, to DISTURB THE SURFACE, of **233 Hathaway Road**, provisionally granted by the City Clerk on June 13, 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 30, 2014.

Approved July 01, 2014.

(#1063)

APPLICATION, **Able Asphalt, Inc.**, to DISTURB THE SURFACE, of **160 Illinois Street**, provisionally granted by the City Clerk on June 13, 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 30, 2014.

Approved July 01, 2014.

(#1064)

APPLICATION, **Able Asphalt, Inc.**, to DISTURB THE SURFACE, of **24 Circuit Street**, provisionally granted by the City Clerk on June 13, 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 30, 2014.

Approved July 01, 2014. (#1065)

APPLICATION, **RJ Canessa Excavating**, to DISTURB THE SURFACE, of **4371 Acushnet Avenue**, provisionally granted by the City Clerk on June 16, 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 30, 2014.

Approved July 01, 2014. (#1066)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **366 Hathaway Road**, provisionally granted by the City Clerk on June 16, 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 30, 2014.

Approved July 01, 2014. (#1067)

APPLICATION, **Reis Asphalt, Inc.**, to DISTURB THE SURFACE, of **183 Auburn Street**, provisionally granted by the City Clerk on June 16, 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 30, 2014.

Approved July 01, 2014. (#1068)

APPLICATION, **W.C. Smith & Sons**, to DISTURB THE SURFACE, of **1142 Acushnet Avenue**, provisionally granted by the City Clerk on June 16, 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 30, 2014.

Approved July 01, 2014. (#1069)

APPLICATION, **W.C. Smith & Sons**, to DISTURB THE SURFACE, of **198 Caroline Street**, provisionally granted by the City Clerk on June 19, 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 30, 2014.

Approved July 01, 2014. (#1070)

APPLICATION, **W.C. Smith & Sons**, to DISTURB THE SURFACE, of **137 Popes Island**, provisionally granted by the City Clerk on June 19, 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 30, 2014.

Approved July 01, 2014. (#1071)

APPLICATION, **Cardoso Contracting**, to DISTURB THE SURFACE, of **90 Hawthorn Street**, provisionally granted by the City Clerk on June 19, 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 30, 2014.

Approved July 01, 2014. (#1072)

APPLICATION, **Cardoso Contracting**, to DISTURB THE SURFACE, of **52 Valentine Street**, provisionally granted by the City Clerk on June 19, 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 30, 2014.

Approved July 01, 2014. (#1073)

APPLICATION, **D.W. White Construction, Inc.**, to DISTURB THE SURFACE, of **85 Coggeshall Street**, provisionally granted by the City Clerk on June 25, 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 30, 2014.

Approved July 01, 2014. (#1074)

APPLICATION, **J.B. Lanagan & Co., Inc.**, to DISTURB THE SURFACE, of **Shawmut Avenue 335'x Hathaway Road**, provisionally granted by the City Clerk on June 26, 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 30, 2014.

Approved July 01, 2014. (#1075)

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on June 19, 2014, subject to ratification by the Mayor and City Council as follows:

120 Hemlock Street (#1076)

544 Cottage Street (#1077)

82 Appleton Street	(#1078)
149-150 Mashpee Court	(#1079)
34 Willow Street	(#1080)
14 Pope Street	(#1081)
35 Myrtle Street	(#1082)
41 Coffin Avenue	(#1083)
824 Belleville Avenue	(#1084)
44 Coffin Avenue	(#1085)
41 Tarkiln Hill Road	(#1086)
737 County Street	(#1087)
Durfee Street/Highland Street	(#1088)
812 Belleville Avenue	(#1089)
60 Hope Street	(#1090)
113 Bullard Street	(#1091)
224 Phillips Avenue	(#1092)
45 Emerson Street	(#1093)
56 Emerson Street	(#1094)
89 Merrimac Street	(#1095)
4404 Acushnet Avenue	(#1096)
145 Rockland Street	(#1097)
135 Chestnut Street	(#1098)
1080 Kings Highway	(#1099)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on June 24, 2014, subject to ratification by the Mayor and City Council as follows:

129 Hemlock Street	(#1100)
1357 Pleasant Street	(#1101)
1811 Acushnet Avenue	(#1102)
1765 Acushnet Avenue	(#1103)
110 Hathaway Street	(#1104)
349 Conduit Street	(#1105)
33 Dewolf Street	(#1106)

52 Fern Street (#1107)

1090 Tacoma Street (#1108)

Portland Street (#1109)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

APPLICATIONS, **NSTAR Electric Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on June 24, 2014, subject to ratification by the Mayor and City Council as follows:

Wildwood Road, South of Dutton Street (#1110)

Wood Street, East of Vernon Street (#1111)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

APPLICATION, **NSTAR Electric Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on June 25, 2014, subject to ratification by the Mayor and City Council as follows:

Shawmut Avenue, East of Nash Road (#1112)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval June 30, 2014.

Approved July 01, 2014.

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/EMAIL, Councillor Morad, submitting communication from an employee of Santander Bank in Downtown New Bedford regarding working conditions and employee practices.

Rule 42 Waived – Yeas 11, Nays 0.

Received and Placed on File. (#1113)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, as required by M.G.L. Chapter 54, Section 34, for the purchase of 42 DS 200 Precinct Scanner and Tabulator by Election System and Software voting machines and associated equipment for use in all elections beginning with the State election scheduled for November 04, 2014. This request is made pursuant to a July 07, 2014 State deadline.

Rule 42 Waived – Yeas 11, Nays 0.

Received and Placed on File.

(#1114)

CITY OF NEW BEDFORD
 IN CITY COUNCIL
 JUNE 26, 2014

ORDERED, pursuant to M.G.L. Chapter 54, Section 34, that the City of New Bedford hereby approves the purchase of forty-two (42) DS 200 Precinct Scanner and Tabulator by Election System & Software voting machines and associated equipment; and

ORDERED, that said voting machines be used in all City of New Bedford Elections in all 36 Precincts in the City of New Bedford beginning with the State Election scheduled for November 04, 2014.

Rule 42 Waived – Yeas 11, Nays 0.

ADOPTED – Yeas 11, Nays 0.

Presented to the Mayor for approval June 30, 2014.

Approved June 30, 2014.

(#1115)

CITATIONS, Councillor Gomes, honoring the 2014 CAPE VERDEAN RECOGNITION COMMITTEE SCHOLARSHIP WINNERS.

Adopted, to be presented at a later date.

(#1116)

WRITTEN MOTION, Councillor Alves and Council President Lopes, requesting, on behalf of Mr. and Mrs. Wayne S. Martin, that the City Council change the Zoning of the Vacant Lot Property they own (City Plot 16-Lot 140 and Plot 14-Lot 223) being approximately 16,000 square feet, from Residential to Mixed-Use Business. (To be Referred to the Committee on Appointments and Briefings.)

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Committee on Appointments and Briefings.

(#1117)

WRITTEN MOTION, Councillors Martins and Morad, requesting, that the Committee on Ordinances amend Chapter 15-72, FOOD TRUCKS, by including the enclosed attachment, relative to ice cream trucks.

Rule 42 Waived – Yeas 11, Nays 0.

Referred to the Committee on Ordinances.

(#1118)

On a motion, the Council then adjourned at 9:21 p.m.

ATTEST:

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