



Council Meeting - Minutes

CITY COUNCIL CALENDAR

Chambers of the City Council Municipal Building

Thursday, July 17, 2014 – 7:02 p.m.

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

LATE: Councillor Gomes (7:08 p.m.) and Councillor Coelho (7:15 p.m.)

ABSENT: No One.

Council President Lopes called the meeting to order and presided.

Prayer Led By: Reverend Leona Fisher, from the Pastor in the Name of Jesus Church.

Ward Two Councillor Steven Martins led the Assembly in the Pledge of Allegiance to the flag.

CITATION, Councillors Morad and Oliveira, honoring LILLIAN DONAGHY, in recognition of your 32 Years of Volunteer Service to the Council on Aging and with sincere appreciation for your Dedication to your fellow Seniors at the Buttonwood Senior Center.

Adopted. (1119)

CITATION, Councillors Morad and Oliveira, honoring BEATRICE FERREIRA, in recognition of your 12 Years of Volunteer Service to the Council on Aging and with sincere appreciation for your Dedication to your fellow Seniors at the Buttonwood and Hazelwood Senior Centers.

Adopted. (1120)

CITATION, Councillors Morad and Oliveira, honoring ISAURA SOUZA, in recognition of your 12 Years of Volunteer Service to the Council on Aging and with sincere appreciation for your Dedication to your fellow Seniors at the Buttonwood Senior Center.

Adopted. (1121)

CITATION, Councillors Morad and Oliveira, honoring JEANNETTE ST. DON, in recognition of your 17 Years of Volunteer Service to the Council on Aging and with sincere appreciation for your Dedication to your fellow Seniors at the Buttonwood Senior Center.

Adopted. (1122)

CITATION, Councillors Morad and Oliveira, honoring RAYMOND ST. DON, in recognition of your 15 Years of Volunteer Service to the Council on Aging and with sincere appreciation for your Dedication to your fellow Seniors at the Buttonwood Senior Center.

Adopted. (#1123)

CITATION, Councillors Morad and Oliveira, honoring LUCY ZABOWSKI, in recognition of your 15 Years of Volunteer Service to the Council on Aging and with sincere appreciation for your Dedication to your fellow Seniors at the Brooklawn Senior Center.

Adopted. (#1124)

CITATION, Councillors Gomes, Bousquet, and Martins honoring KENZI FARLAND, in recognition of her talent and imagination which led to her opening Princesses of New Bedford, an entertainment business for children.

Adopted. (#1125)

CITATION, Council President Lopes, Councillors Martins, Winterson and Bousquet, honoring JR. LEADER "DREAM TEAM" CHRISTIAN MCLEOD in recognition of his Graduation from Saturday Academy on June 14, 2014 and being honored with the Excellence Award.

Adopted. (#1126)

CITATION, Council President Lopes, Councillors Martins, Winterson and Bousquet, honoring JR. LEADER "DREAM TEAM" VUONG PHAN, in recognition of his Graduation from Saturday Academy on June 14, 2014 and being honored with the Perfect Attendance and Leadership Awards.

Adopted. (#1127)

CITATIONS, Council President Lopes, Councillors Martins, Winterson and Bousquet, honoring JR. LEADER "DREAM TEAM" NATHAN ANDRADE, JEREMY CASTRO and ADAM FINN, in recognition of their Graduation from Saturday Academy on June 14, 2014.

Adopted. (#1128)

CITATION, Council President Lopes, Councillors Martins, Winterson and Bousquet, honoring LEONARD BRADLEY, in recognition of his Graduation from Saturday Academy on June 14, 2014 and being named as the Most Improved Student.

Adopted. (#1129)

CITATION, Council President Lopes, Councillors Martins, Winterson and Bousquet, honoring JASON AMARAL, in recognition of his Graduation from Saturday Academy on June 14, 2014 and being named as the Star Student of the Year.

Adopted. (#1130)

CITATION, Council President Lopes, Councillors Martins, Winterson and Bousquet, honoring BRANDON DE LA ROSA in recognition of his Graduation from Saturday Academy on June 14, 2014 and being honored with the Perfect Attendance Award.

Adopted. (#1131)

CITATION, Council President Lopes, Councillors Martins, Winterson and Bousquet, honoring DARIEN GIBSON, in recognition of his Graduation from Saturday Academy on June 14, 2014 and being honored with the Student of Year, Sportsmanship and Leadership Awards.

Adopted. (#1132)

CITATIONS, Councillors Gomes and Rebeiro, honoring MARILYN L. GONSALVES, Chairperson; CARL J. CRUZ, NORMA BELAY, ATTORNEY SYLVIA GOMES, GAIL GONSALVES, CHARLES PERRY, CYNTHIA MORRIS, DR. ELEANOR PONTES, DR. BRUCE A. ROSE, DOROTHY GOMES and PETER SILVA, in recognition of their Commitment and Dedication to the 2014 Cape Verdean Recognition Scholarship Committee.

Adopted. (#1133)

CITATIONS, Councillors Gomes and Rebeiro, honoring CAPE VERDEAN RECOGNITION COMMITTEE BOARD OF DIRECTORS, 2014 - MARY ANN ROGERS, PRESIDENT, MARILYN GONSALVES, VICE-PRESIDENT, NORMA BELAY, CLERK, DIANE GOMES, TREASURER, CARL J. CRUZ, GAIL GONSALVES, DOROTHY GOMES, JOANNA GOMES, ATTORNEY SYLVIA GOMES, CYNTHIA MORRIS, CHARLES PERRY, DR. BRUCE ROSE, PETER N. SILVA, HONORABLE MEMBERS EMMA GOMES and JULIANA HINES-BECK, in recognition of their continuing commitment to maintaining Cape Verdean Traditions in our City, Cape Verdean Recognition Week – 2014.

Adopted. (#1134)

CITATIONS, Councillors Gomes and Rebeiro, honoring CAPE VERDEAN RECOGNITION WEEK 2014 PARADE COMMITTEE VOLUNTEERS, DIANE GOMES, CHAIRPERSON, SHANE BURGO, DANA DEBARROS, LORRAINE TELO, MARIE MONTEIRO, RENE LEDBETTER, DANA REBEIRO, JOHN DEPINA, JULIO BARBOSA, BETTY RIVERA, NORMA BELAY, CHARLES PERRY, JOANNA GOMES and PETER SILVA, in recognition of their dedication and commitment to the Cape Verdean Recognition Parade Committee and another successful year.

Adopted. (#1135)

CITATIONS, Councillors Bousquet and Rebeiro, honoring BAREFOOT EVENTS, INC, JAMIE KELLEY, President/Event Technical Producer, JESSICA BAILEY, KELLY BENDIKSEN, BOB EATHERTON, ANNIE HUMISTON, GEORGE MORAN, CATHY ROONEY and BRIAN QUINN in

recognition of your Dedication and Commitment in making the Visit of the Whaleship, Charles W. Morgan a successful event with your Logistic and Technical Talents.

Adopted. (#1136)

CITATION, Councillor Alves, honoring WARING-SULLIVAN HOMES OF MEMORIAL TRIBUTE/ROCK FUNERAL HOME, in recognition of their Annual City Employee Appreciation Day.

Adopted. (#1137)

CITATIONS, Councillor Gomes, honoring HENRY TURGEON, Police Union President, JAMES ESTRELLA, Detective, JOSHUA FERNANDES, Sergeant and the NEW BEDFORD POLICE UNION, in recognition of their sponsorship of the New Bedford Kids Weekend Carnival at Buttonwood Park.

Adopted. (#1138)

The following resolution honoring Massachusetts State Trooper Christopher J. Dumont was presented by Councillors Morad, Martins and Oliveira.

CITY OF NEW BEDFORD
IN CITY COUNCIL
JULY 17, 2014

RESOLUTION HONORING CHRISTOPHER J. DUMONT, MASSACHUSETTS STATE TROOPER AND FORMER NEW BEDFORD POLICE OFFICER FOR BEING SELECTED AS THE 2014 NATIONAL TROOPER OF THE YEAR

WHEREAS, Massachusetts State Trooper Christopher J. Dumont, was raised in New Bedford, Massachusetts, is the son of Donald and Pauline Dumont, husband of Kerrie Maciejewski Dumont, and father of their three young children, Addison, Reese and Roxie; and

WHEREAS, Trooper Dumont graduated from Bishop Stang High School in 1995 and received his Bachelor of Science Degree in Criminal Justice from Northeastern University in 2000, he was a New Bedford Police Officer for six years before joining the State Police in 2005, and is currently assigned as a Homicide Investigator in the State Police Detective Unit in the Bristol County District Attorney's Office, New Bedford, Massachusetts; and

WHEREAS, Trooper Dumont was recognized by the New Bedford City Council in June 2013 for his courageous actions during the aftermath of the Boston Marathon Bombing, where Trooper Dumont along with those of his fellow law enforcement brothers, led to the apprehension of the two suspects responsible for the Boston Marathon Bombings and the saving of the life of a fellow Officer; and

WHEREAS, Massachusetts State Trooper Dumont, an Advanced Certified Paramedic, played a major role in saving the life of MBTA Officer Richard H. Donohue, Jr., who was shot during the gun battle in Watertown with the two Boston Marathon Bombing suspects, taking charge of the care of the wounded Officer, risking his own life to provide medical care to Officer Donohue during the ongoing gun battle with Police in a very volatile situation; and

WHEREAS, Although Trooper Dumont has continually downplayed his role in the events of the early morning hours of Friday, April 19, 2013, he has been recognized and honored by many Federal and State Agencies for his heroic actions in the aftermath of the Boston Marathon Bombings; and

WHEREAS, The most recent recognition of Trooper Dumont was his selection as one of twenty- five Massachusetts State, Boston and Watertown Police Officers, honored with the “Top Cops Award” during National Law Enforcement Week, where Trooper Dumont and the other Top Cop Award recipients met with President Barack Obama and Vice-President Joe Biden and while in Washington being further honored by having a horse named for Trooper Dumont and donated to the United States Park Service by Horses and Heroes; and

WHEREAS, In May 2014, once again Trooper Dumont was recognized, this time by his peers of the American Association of State Troopers, who annually select one State Trooper from across the County and named New Bedford native, Trooper Christopher Dumont as the 2014 Trooper Of The Year, stating that “Trooper Dumont’s actions during the chaos and shootout aftermath of the Boston Marathon Bombings represented all State Troopers in his professional response, that his heroic and life-saving actions, and the humble manner in which he has handled the aftermath truly represent the characteristics that all Officers can only hope to emulate.”:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby once again honors **CHRISTOPHER J. DUMONT MASSACHUSETTS STATE TROOPER AND FORMER NEW BEDFORD POLICE OFFICER**, for his courageous actions during the aftermath of the Boston Marathon Bombing, congratulates him on being selected by The American Association of State Troopers as the 2014 Trooper of the Year, the one Officer in the County to receive this prestigious honor, thanks him for his dedication to his profession and wishes him continued future success.

Adopted.

(#1139)

The following resolution honoring the Feast of the Blessed Sacrament was presented by Councillors Alves, Coelho, Council President Lopes, Councillors Martins, Oliveira and Gomes.

CITY OF NEW BEDFORD

IN CITY COUNCIL

JULY 17, 2014

**RESOLUTION HONORING THE 100TH FEAST OF THE BLESSED SACRAMENT
NEW BEDFORD, MASSACHUSETTS**

WHEREAS, The one hundredth Feast of the Blessed Sacrament commences Thursday, July 31, 2014, in New Bedford, Massachusetts, a four day mid-summer traditional “*Festa*” the oldest and largest Portuguese Feast in North America; and

WHEREAS, Since its beginning in 1915, The Feast of the Blessed Sacrament has celebrated the rich culture of the Portuguese people, in particular the heritage of the people from the Island of Madeira, a Portuguese island off the coast of Morocco; and

WHEREAS, A committee of four Madeiran immigrants called *Festeiros* initiated the *Festa* at Our Lady of the Immaculate Conception Church during the first weekend in August 1915, the founders were Manuel Agrela, Manuel Agrela Coutinho, Manuel Santana Duarte, from the Village of Estreito da Calheta and Manuel Gomes Sabastiao from the Village of Prazeres; and

WHEREAS, From 1915 through 1945, The Feast of the Blessed Sacrament reflected Old World Portuguese customs, an abundance of street decorations, brass bands, fireworks, Portuguese food was sold from *barracas* managed by the *Festeiros* and their families, Madeira wine served from authentic casks direct from

the Island and most importantly, devotional services were conducted in the Church with a formal Procession honoring the Blessed Sacrament through the neighborhood streets; and

WHEREAS, For thirty years, The Feast of the Blessed Sacrament emphasized Madeiran music, dancing and costumes and strict membership requirements for the *Festeiros* who comprised the committee, only Madeiran born adults males or their male descents were allowed on the committee, Old World customs and the religious importance of the *Festa* were kept, and as the decades passed and crowds grew, the Feast Committee expanded its membership; and

WHEREAS, After the Second World War the size of the committees grew, and many of the new members were American born sons of immigrants and this difference affected the *Festa*, the parade in post-war New Bedford took on an understandably patriotic tone, with Veteran groups, floats, political figures, military color guards and beauty queens; and

WHEREAS, In 1951, The Feast of the Blessed Sacrament had become so large that the Club Madeirense S. S. Sacramento was formed and incorporated in 1953, with membership open to all former *Festeiros*, the goal being to promote and expand the Feast, the Club invested in a piece of private property giving the Feast of the Blessed Sacrament and the Club a permanent home for the future; and

WHEREAS, In 1954, the *Festeiros* called their new property Madeira Field, and the Club Madeirense S. S. Sacramento, Inc., was responsible for the maintenance of half a City block, the Feast Committees continues to offer money or material gifts to the Club Madeirense S. S. Sacramento, Inc., after donations to the Church and charities are made, the Club uses these funds to maintain and improve the Feast grounds; and

WHEREAS, In the decades that followed, the Feast of the Blessed Sacrament underwent major modernization due to second and third generation Madeiran-Americans born and raised in New Bedford, who saw the *Festa* as a religious and ethnic event; and

WHEREAS, On July 31, 2014, the *Festeiros*, led by the Feast President will march in a special procession to Our Lady of the Immaculate Conception Church where a Special Benediction to the Blessed Sacrament is held, a Blessing is bestowed upon the *Festeiros* and the Club Madeirense S. S. Sacramento, Inc., where upon, the *Festeiros* march to the Madeira Field, where as they do every year, they pay tribute to the four original *Festeiros* who founded the *Festa* and then, they will officially open the One Hundredth Feast of the Blessed Sacrament:

NOW THEREFORE, BE IT RESOLVED, that the New Bedford City Council hereby honors the **ONE HUNDREDTH FEAST OF THE BLESSED SACRAMENT**, remembers with gratitude the four founding *Festeiros*, and all *Festeiros* and volunteers throughout the last century who, in tribute to their Madeiran Heritage and their devotion to the Blessed Sacrament have given their time and energy to the *Festa*, thanks them for their hard work and wishes them many years of continued success.

Adopted.

(#1140)

The following resolution honoring, the Members of the Committee of the 100th Feast of the Blessed Sacrament was presented by Councillors Gomes, Alves, Coelho, Council President Lopes, Councillors Martins and Oliveira.

CITY OF NEW BEDFORD
IN CITY COUNCIL
JULY 17, 2014

**RESOLUTION HONORING THE MEMBERS OF THE COMMITTEE OF THE
100TH FEAST OF THE BLESSED SACRAMENT**

WHEREAS, As the City of New Bedford, Massachusetts, prepares to celebrate the 100th Feast of the Blessed Sacrament, the oldest and largest Portuguese Feast in the United States, the City Council would like to commend all Members of the Committee of Festeiros who have sponsored this event; and

WHEREAS, Since 1915, immigrants from Madeira, Portugal, have held this special Feast to honor the Blessed Sacrament and celebrate their Madeiran Heritage, and throughout the last century many people have contributed to the success of this annual celebration; and

WHEREAS, The Festeiros who helped make the 100th Feast of the Blessed Sacrament a success are:

Arlindo J. Abreu
Daniel K. Abreu
Ian Abreu
Nelio S. Abreu
Alan A. Agrella
Kevin D. Agrella
Gilbert Aguiar Sr.
Joseph Aguiar III
Carl Alves Jr.
Joseph R. Alves
Manuel S. Alves
Jose P. Andrade
Virgil A. Andrews
Francisco Baptista
Jesse Baptista Sr.
Richard P. Baptista
Manuel Barbosa
Greg Bertoldo
Robert Bertoldo
Martin I. Brito
Gilbert Buxo
Daniel A. Cahill
Eric A. Camara
Jose L. Camara
Kim S. Camara
Timothy J. Camara
Merceano B. Canha
Henrique Catanho
Donald Chausse Jr.
Jordan Correia
Jose A. Costa
Jake R. Coutinho
Joseph A. Coutinho Jr.
Frank S. Cunha
Avelino S. DeFaria
Emanuel DeSilva
Carlos DeSousa
Kenneth A. Duarte
John A. Faria

Brad J. Abreu
Edward Abreu
John Abreu
Stephen Abreu
Arthur A. Agrella
Antonio A. Aguiar
Joseph W. Aguiar
Michael J. Aguiar
Frank J. Alves Sr.
Joseph R. Alves
Mark D. Alves
Pedro Andrade
Jose R. Ascencao
Jayson Baptista
Manuel Baptista
Robert C. Baptista
Brian M. Bertoldo
Kenneth Bertoldo
Louis P. Bettencourt III
Michael A. Britto
Stephen L. Cabral Phd.
Abel W. Camara
John E. Camara
Joseph M. Camara
Michael A. Camara
Michael R. Canasta
James Carvalho
Matthew J. Cate
Carl Colangelo
Orlando F. Correia
Gabriel A. Coutinho Sr.
Jeffrey J. Coutinho
Derek Cunha
Steven D. Cunha
Erik DeFreitas
Aires deSousa
Jordao deSousa
Michael J. Duarte
Gary J. Feldmann

Brian Abreu
George Abreu
Jonathan M. Abreu
Tony J. Abreu
Dennis Agrella
Brett Aguiar
Joseph Aguiar IV
Adriano Almeida Jr.
John F. Alves Jr.
Justin Alves
Jose N. Andrade
Kevin F. Andrews
Christopher Baptista
Jesse Baptista Jr.
Peter J. Baptista
Trevor Baptista
Daniel J. Bertoldo
Paul M. Bertoldo
Manuel J. Bettencourt
Robert Brzozowski Jr.
Victor Caetano
Edward Camara Jr.
John E. Camara II
Kenneth J. Camara
Steven A. Camara
Frank P. Canha Jr.
Robert Carvalho
John F. Cesar
Frederico J. Correia
Serafim J. Correia
Gabriel A. Coutinho Jr.
Jose A. Coutinho
Frank Cunha Jr.
Daniel deLuz
Nelson DeGouvia
Alvaro DeSousa
Robert W. Dias
Steven Duarte
Brian Fernandes

Carlos Fernandes
Jorge F. Fernandes
Richard Fernandes
Manuel Ferreira
Nicholas S. Frade
Joao E. Freitas
Manuel J. Garcia
Jose F. Goncalves
Christopher J. Gonsalves
Joshua W. Gonsalves
Cory W. Hanks
Lawrence A. Jacques
Brian Jenkins
David W. Lavallee
Anthony F. Leitao
David Lucio
David Macedo
Manuel M. Marques
Jose V. Mendonca
Paul L. Menezes
Kyle J. Miller
David F. Netinho
Thomas Neves
Victor Novo Jr.
Carlos J. Nunes
Gerald Nunes Jr.
Jay J. Nunes
Jose A. Nunes
Roberto F. Nunes
Pedro Oliveira
David Peixoto
Antone G. Pereira
Joseph S. Perry
Richard H. Plummer
Anthony H. Quintal
Jorge M. Quintal
Michael J. Quintal
Victor Rebello III
Aurelio X. Robens
Joshua Rodrigues
Timothy Rodrigues
Karl D. Ross
Brett Schappell
Bruce D. Sol
Jay C. Sousa
Joseph V. Sousa
James R. Souza
Michael Starkie
David J. Sylvia
Ernest J. Taber
Frank Teixeira
Louis Teixeira

Cory G. Fernandes
Jose J. Fernandes
Gregory M. Ferreira
Paulo J. Ferreira
Dennis C. Freitas
Joshua F. Freitas
Americo Goncalves
Milton N. Goncalves
David J. Gonsalves
James Gouveia
Christopher J. Hetu
David Jardin
Christopher L. Jenkins
Paul K. Leconte
Manuel F. Leitao
Matthew D. Lucio
Derek A. Macedo
Sean R. Marris
Michael R. Mendonca
Peter Menezes
Nathan Miller
Donald J. Neves
Joaquim Nobrega
Albert S. Nunes
Cristiano Nunes
Jared R. Nunes
Jeffrey D. Nunes
Marco P. Nunes
Ronald J. Nunes
Jose M. Ornelas
Stephen Peixoto
Antonio N. Pereira
Manuel C. Perry
Domingos Poeira
John Quintal
Jose V. Quintal
Jamie r. Quirk
Jonathan J. Reynolds
Feliciano S. Rodrigues
Manuel O. Rodrigues
Gregory S. Rosa
Thomas E. Ross
Joseph G. Silva
Bruce D. Sol Jr.
John J. Sousa
Paul J. Sousa
James Souza
Paul Starkie
Douglas Sylvia
Chad W. Teixeira
Jose M. Teixeira Sr.
Martin T. Teixeira

John Fernandes
Richard Fernandes
Gregory Ferreira
Richard E. Ferreira
Feliciano P. Freitas
Manuel Freitas
Jose D. Goncalves
Brian G. Gonsalves
Frank G. Gonsalves Jr.
Paulo Gouveia
Jeffrey R. Hetu
Neil Jardin
Charles Jorge Jr.
Paul E. Leconte
Dave Lister
Timothy P. Lucio
Luis G. Macedo
Steven M. Marsh
Luis J. Menezes
Jeffrey Miller
Anibal Moniz
Robert J. Neves
Jose B. Nobrega
Carlos Nunes
Douglas Nunes
Jay M. Nunes
John L. Nunes
Nelson C. Nunes
Victor Nunes
Anthony Peixoto
Timothy Pequita
Donald R. Perry Esq.
Richard M. Perry
Joseph Pontes Sr.
John V. Quintal
Leonard F. Quintal
Adam R. Rebello
Joshua F. Reynolds
Jose A. Rodrigues
Matthew Rodrigues
Dean A. Ross
Randy Santos
Antonio A. Sol
Jose G. Sol
Joseph C. Sousa
Jacob C. Souza
John D. Souza
Kevin M. Stone
Anthony E. Taber
Ernest J. Teixeira
Leonel J. Teixeira
Matthew J. Teixeira

William J. Teixeira
Michael Ventura
Scott R. Waite

Brian Thetonia
Daniel P. Viera
Richard G. Wilkinson

Brandon Travers
Wayne Viera
Dale Wood

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby honors all the Festeiros and volunteers, who in tribute to their Madeiran Heritage have worked so diligently to make the **CELEBRATION OF THE 100TH FEAST OF THE BLESSED SACRAMENT A SUCCESS.**

Adopted, to be presented at a later date.

(#1141)

The following resolution honoring The Oaks Nursing and Rehabilitation was presented by Councillors Morad and Oliveira.

CITY OF NEW BEDFORD
IN CITY COUNCIL
JULY 17, 2014

**RESOLUTION HONORING THE OAKS NURSING AND REHABILITATION CENTER ON THE
COMMEMORATION OF THE CENTER'S 25TH ANNIVERSARY CELEBRATION
AND AWARDS CEREMONY**

WHEREAS, The Oaks Nursing and Rehabilitation Center is a 122-bed Skilled Nursing Facility, located in the far north end of Historic New Bedford, providing medical management, rehabilitative care and long-term residential care to local area adults; and

WHEREAS, The Oaks Nursing and Rehabilitation Center admitted the first patient on July 10, 1989; and

WHEREAS, Upon opening, the facility employed approximately fifty employees, some of whom are being honored tonight with twenty-five year service awards, who worked diligently to staff and supply the facility's basic operating needs in the first year of operation; and

WHEREAS, The Oaks Nursing and Rehabilitation Center, now owned by Life Care Centers of America, is under the direction of Shawn Morales, Executive Director, employees 180 medical professional and support personnel, and is accredited by the Joint Commission on Accreditation of Health Care Organization; and

WHEREAS, The Oaks Nursing and Rehabilitation Center currently provides a wide array of specialized programs for the management and recovery of conditions such as Stroke, Respiratory, Cardiac, Orthopedic, Wound Care, Vascular, Oncology, Neurology, Diabetes and other general conditioning programs; and

WHEREAS, The facility's primary goal is to place each resident's needs as a top priority of all employees and further, to meet the needs of each resident through excellent nursing care, creative individual and group activities, comfortable surroundings and an atmosphere of love, friendship and compassion; and

WHEREAS, The management and employees of The Oaks Nursing and Rehabilitation Center will proudly celebrate together the numerous and significant accomplishments of the facility over the past twenty-five years, with an Anniversary Celebration and Service Awards ceremony on Thursday, July 24, 2014:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby congratulates the management and employees, past and present, of **THE OAKS NURSING AND REHABILITATION CENTER** on this momentous occasion of the Celebration of the 25th Anniversary of the establishment of the facility, and extends sincere thanks to all the employees who have provided compassionate and quality care to all patients and their families over the past twenty-five years; and

BE IT FURTHER RESOLVED, that New Bedford and its Citizens extends best wishes for continued success to the employees of **THE OAKS NURSING AND REHABILITATION CENTER**, and for successful operation and expansion of the patient programs and continued high quality care for many years to come.

Adopted, to be presented at a later date. (#1142)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a VETO of a PRIVATE LIVERY LICENSE granted to Rafael Reyes d/b/a Road Runner Transportation by the City Council on June 12, 2014; due to Mr. Reyes not filling out his Livery License application completely.

Received and Ordered Spread on the Record. (#1143)

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 Briefings – April 24, 2014; License Granted – June 12, 2014; Vetoed by Mayor Mitchell – June 25, 2014.)

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

Livery License Granted – June 12, 2014.

Presented to the Mayor for approval – June 16, 2014.

VETOED by Mayor Mitchell – June 25, 2014.

Received and Ordered Spread on Record. (#0558)

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**.

Received and Placed on File. (#1144)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JULY 17, 2014

ORDER, that in accordance with MGL Chapter 44, Section 53E ½, the revolving fund under the control of the Department of Facilities and Fleet Management, known as **QUEST CENTER REVOLVING** 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**.

Adopted – Yeas 8, Nays 2. (Councillors Martins and Morad OPPOSED.)

Presented to the Mayor for approval – July 21, 2014.

Approved – July 21, 2014. (#1145)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$400,000.00 from OVERLAY RESERVE, to DPI/HIGHWAYS, CAPITAL OUTLAY.

Received and Placed on File. (#1146)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JULY 17, 2014

ORDERED, that the sum of **FOUR HUNDRED THOUSAND DOLLARS** (\$400,000.00) now standing to the credit of the account from **OVERLAY RESERVE** be and the same is hereby transferred and appropriated to as follows:

DPI/HIGHWAYS CAPITAL OUTLAY.....\$400,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval July 21, 2014.

Approved July 21, 2014. (#1147)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$75,000.00 from OVERLAY RESERVE, to GENERAL GOVERNMENT UNCLASSIFIED, CHARGES & SERVICES.

Received and Placed on File. (#1148)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JULY 17, 2014

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

GENERAL GOVERNMENT UNCLASSIFIED CHARGES AND SERVICES.....\$75,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 8, Nays 3. (Councillors Alves, Martins and Morad OPPOSED.)

Presented to the Mayor for approval July 21, 2014.

Approved July 21, 2014. (#1149)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$50,000.00 from OVERLAY RESERVE, to TOURISM/MARKETING, CHARGES & SERVICES.

Received and Placed on File. (#1150)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JULY 17, 2014

ORDERED, that the sum of **FIFTY THOUSAND DOLLARS (\$50,000.00)** standing to the credit of the account from **OVERLAY RESERVE** be and the same is hereby transferred and appropriated to as follows:

TOURISM AND MARKETING CHARGES AND SERVICES.....\$50,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 8, Nays 3. (Councillors Alves, Lopes and Morad OPPOSED.)

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#1151)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$50,000.00 from OVERLAY RESERVE, to INSPECTIONAL SERVICES, CHARGES & SERVICES.

Received and Placed on File. (#1152)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JULY 17, 2014

ORDERED, that the sum of **FIFTY THOUSAND DOLLARS (\$50,000.00)** now standing to the credit of the account from **OVERLAY RESERVE** be and the same is hereby transferred and appropriated to as follows:

INSPECTIONAL SERVICES CHARGES AND SERVICES.....\$50,000.00

To be certified and approved by the Department Head.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#1153)

COMMUNICATION, Mayor Mitchell, to City Council, requesting to pay the Training Officer, ROSEMARY NUNES, above the first step of the Unit C salary schedule.

Step Increase approved and Rule 40 Waived – Yeas 11 Nays 0.

Presented to the Mayor for approval July 18, 2014.

Approved July 22, 2014. (#1154)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a ONE-YEAR WAIVER OF RESIDENCY for Associate Solicitor, ATTORNEY THOMAS J. MATHIEU, Raynham, MA; Atty. Mathieu's current waiver expires July 2014.

One-Year Waiver of Residency Granted – Yeas 7, Nays 4. (Councillors Bousquet, Carney, Morad, and Rebeiro OPPOSED.)

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#1155)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of JACOB GONSALVES, New Bedford, MA 02744, to the CONSERVATION COMMISSION, replacing Kenneth Motta who has resigned; this term will expire in June 2017.

Referred to the Committee on Appointments and Briefings. (#1156)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of LAWRENCE D. WORDEN, New Bedford, MA 02745, to the GREATER NEW BEDFORD REFUSE MANAGEMENT DISTRICT COMMITTEE, replacing Jeffrey D. King, who has resigned; this term will expire June 2016.

Rule 38 Waived, Appointment Confirmed and Rule 40 Waived – Yeas 11, Nays 0.

(#1157)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of ANTHONY J. POENTE, JR., Dartmouth, MA, as a CONSTABLE.

Received and Placed on File. (#1158)

APPLICATION, ANTHONY J. POENTE, JR., North Dartmouth, MA 02747, for REAPPOINTMENT as a CONSTABLE.

Confirmed. (#1159)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of CHRISTOPHER H. Truelson, East Taunton, MA as a SPECIAL POLICE OFFICER.

Received and Placed on File. (#1160)

APPLICATION, CHRISTOPHER H. TRUELSON, East Taunton, MA 02718, for REAPPOINTMENT as a SPECIAL POLICE OFFICER.

Appointment made and confirmed. (#1161)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$35,000.00 from LIBRARY, SALARIES & WAGES, to MAYOR, SALARIES & WAGES. (Charter Ruled 06/26/2014)

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. - June 26, 2014

NO FURTHER ACTION. (#0963)

CITY OF NEW BEDFORD

IN CITY COUNCIL

JULY 17, 2014

ORDERED, that the sum of **THIRTY FIVE THOUSAND DOLLARS (\$35,000.00)** now standing to the credit of the account from **LIBRARY SALARIES AND WAGES** be and the same is hereby transferred and appropriated to as follows:

MAYOR SALARIES AND WAGES.....\$35,000.00

To be certified and approved by the Department Head.

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 - June 26, 2014.

NO FURTHER ACTION. (#0964)

REPORT, Committee on Finance, recommending that the City Council ADOPT the 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.

Recommendation Followed. (#1162)

LOAN ORDER,

Referred to the Committee on Finance – Yeas 9, Nays 2. (Council President Lopes and Councillor Rebeiro OPPOSED) - June 26, 2014.

Passed to a Second Reading – Yeas 11, Nays 0. (#0961)

AN ORDINANCE, amending Chapter 19, Section 19-7 (c) PERSONNEL by reclassifying pay grades of the CITY AUDITOR, ASSISTANT CITY AUDITOR and LIBRARY DIRECTOR.

Rule 42 Waived – Yeas 10, Nays 1.(Councillors 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) - June 26, 2014.

Passed to be Ordained- Yeas 9, Nays 2. (Councillors Martins and Morad OPPOSED.)
(#0782)

AN ORDINANCE, amending Chapter 16, Article IV, SOLID WASTE COLLECTION AND DISPOSAL.

Referred to the Committee on Ordinances – April 24, 2014.

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

Passed to a Second Reading - May 22, 2014.

Passed, to be Ordained – Yeas 11, Nays 0.

Presented to the Mayor for approval July 21, 2014

Approved July 25, 2014. (#0535)

AN ORDINANCE, amending Chapter 17, Section 17-18, Noncriminal Disposition of Violations of Certain Ordinances, Rules and Regulations.

Referred to the Committee on Ordinances – April 24, 2014.

Rule 40 Waived – Yeas 10, Nays 1 (Councillor Morad Opposed.)

Passed to a Second Reading – May 22, 2014.

Passed, to be Ordained – Yeas 11, Nays 0.

Presented to the Mayor for approval July 21, 2014

Approved July 25, 2014. (#0536)

RELATED MOTION, Councillor Morad, requesting that six months from approval of the revised Solid Waste Collection and Disposal Ordinance and implementation of Chapter 17, Section 17-18, Non-Criminal Disposition of Violations of Certain ordinances, that the City Council Committee on Appointments and Briefings be provided with a detailed listing of every fine issued in conjunction with said revised Ordinance and fee schedule, to include the specific violation, a photograph of said violation and the final disposition of the item.)To be referred to the Committee on appointments and Briefings.)

Referred to the Committee on Appointments and Briefings. (#1163)

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.

Passed to Second Reading – June 12, 2014.

Adopted – Yeas 10, Nays 0. Neither (Councillor Gomes nor present for vote.)

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#0796)

WRITTEN MOTION, Council President Lopes, accepting nominations for the Election of the position of CITY CLERK for a statutory three (3) year term.

Adopted. (#1164)

NOMINATION by Councillors Morad, Bousquet, Winterson and Gomes of DENNIS W. FARIAS, for promotion to the position of City Clerk for a statutory three (3) year term.

Appointment as City Clerk approved – Yeas 9, Nays 2. (Councillors Oliveira and Rebeiro OPPOSED.)

Effective Date of Appointment August 04, 2014, at Salary of Grade M12, Step 8 and Rule 40 Waived – Yeas 11, Nays 0. (#1165)

NOMINATION by Councillors Oliveira and Rebeiro of ELIZABETH NICHOLS, for the position of City Clerk for a statutory three (3) year term

Appointment as City Clerk FAILED – Yeas 2, Nays 9. (Councillors Oliveira and Rebeiro IN FAVOR.)

(#1166)

WRITTEN MOTION, Council President Lopes and Councillor Winterson, requesting that our State Senator Mark Montigny oppose the passage of S. 2183 or any amendment to the Massachusetts State Senate Economic Development Bill, which is an industry sponsored bill that would strip Cities and Towns of our

municipal zoning bylaws, Ordinances, or local authority as it relates to the installation and placement of wireless antennas and equipment on any building or structure in a community; Senate Bill S. 2183 is being sponsored by the Telecommunication Industry with the sole intention of getting ahead of the proposed FCC planned Nationwide Siting Standards for Wireless Antennas which is planned for passage later this year at the Federal level.

Rule 17 Waived – Yeas 10, Nays 0.

Adopted.

(#1167)

WRITTEN MOTION, Councillor Winterson, requesting that the Massachusetts Clean Energy Center hold a second public hearing and provide proper notification to the abutters in a 2000 foot radius of the construction of the 190-foot AM Radio Tower; and further, requesting that our State Delegation halt all construction plans on the AM Tower until all residents/abutters have a chance to voice their concerns to said construction and that at said meeting alternative sites be discussed. (To be Referred to Massachusetts Clean Energy Center, Matt Morrissey and the Committee on Appointments and Briefings.)

Adopted.

(#1168)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Deborah Bastoni, Team Builders, Inc./House of Music, that the following street(s) be CLOSED: PURCHASE STREET, from Union Street to Spring Street, ON THURSDAY, AUGUST 14, 2014, FROM 5:00 P.M. TO 8:00 P.M., for the purpose of the 5th Annual Everybody Dance Contest.

Permission Granted.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1169)

WRITTEN MOTION, Council President Lopes, submitting a REVISED ORDER, for the Community Preservation Act, which adds exemption for \$100,000 of the value of each taxable parcel of Class Three, Commercial property, all Class Four, Industrial property and requesting that the ORDER Adopted on June 12, 2014, be RESCINDED.

Adopted.

(#1170)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JULY 17, 2014

ORDERED, that for the purpose of placing a ballot question before the voters of the City of New Bedford with regard to the Community Preservation Act, that the City Council of the City of New Bedford hereby accepts Sections 3 to 7, inclusive, 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 lands, fresh and salt water marshes, forests and agricultural lands; and the acquisition, creation or support of local housing needs for families, Seniors, Veterans and others 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 as defined in Section 2 of said Act.
- (2) For \$100,000 of the value of each taxable parcel of residential real property, and
- (3) For \$100,000 of the value of each taxable parcel of class three, Commercial property, and class four, industrial property as defined in Section 2A of said Chapter 59; or to take any other action relative thereto.

It is hereby further ORDERED that a copy of this order and be forwarded to the Office of the City Solicitor for the preparation of a Ballot Question for the November 04, 2014 election for the purpose of placing this measure before the votes of the City.

Adopted – Yeas 10, Nays 0. (Councillor Oliveira not present for vote.)

Presented to the Mayor for approval July 21, 2014.

Approved July 28, 2014.

(#1171)

CITY OF NEW BEDFORD
IN CITY COUNCIL
JUNE 12, 2014

ORDERED, that 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, including acquisition, preservations 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 preservations of land for scenic areas, drinking water supplies, beaches, dunes and other coastal lands, fresh and salt water marshes, forests and agricultural lands; and the acquisition, creation or support of local housing needs for families, Seniors, Veterans and others 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 moderate income Senior housing in the City of New Bedford.
- (2) For \$100,00 of 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 2A of Chapter 59, or to take any other 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.

ADOPTED – Yeas 10, Nays 0 (Councillor Winterson not present for vote.) - June 26, 2014.

Presented to the Mayor for approval June 30, 2014.

RETURNED UNSIGNED July 11, 2014.

ORDER Rescinded.

(0877a.)

WRITTEN MOTION, Council President Lopes, Councillors Carney, Martins, Bousquet, Winterson, Morad and Rebeiro, requested that the City Council send a letter to the Massachusetts Department of Public Health expressing our support for Coastal Compassions, Inc.'s Application to operate a Registered Medical Marijuana dispensary in New Bedford, MA.

Referred to the Committee on Appointments and Briefings.

CHARTER RULED by Councillor Carney.

(#1172)

WRITTEN MOTION, Councillors Coelho and Rebeiro, requesting that the Police Chief increase patrols and install surveillance cameras in the area of the Quick Pic Mini Mart at 452 Cottage Street, due to the suspected drug activity in the area and that speed traps be set up at said location, also that the Traffic Commission install “NO LOITERING” signs in said area to curb customers congregating in the parking lot and around residential homes; and further, requesting that the Health Department send an Inspector out to investigate the amount of debris and garbage littering the parking lot of said store.

Adopted.

Presented to the Mayor for approval July 21, 2014.

RETURNED UNSIGNED August 12, 2014.

(#1173)

WRITTEN MOTION, Councillor Coelho, Council President Lopes, Councillors Winterson, Alves, Oliveira, Carney, Martins and Rebeiro, in light of the United States Postal Service's final decision to relocate the Downtown Post Office, requesting that Mr. Joseph Mulvey, Real Estate Specialist with the United States Postal Service, be invited to the next Committee on Appointments and Briefings meeting to update the Council

on plans for the building, when will the Post Office be moved, and where will the Downtown Post Office be located. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings. (#1174)

WRITTEN MOTION, Councillors Oliveira, Gomes, Morad and Alves, requesting that Plot 124/Lot 162 (NS Shawmut Avenue) be rezoned from Mixed-Use Business, to RESIDENTIAL B, said lot lies between two residential properties and is considered inconsistent with the contour of the current neighborhood on the east side of Shawmut Avenue. (To be Referred to the Committee on Ordinances and the Planning Board.)

Adopted. (#1175)

WRITTEN MOTION, Councillor Alves, requesting, that Mayor Mitchell personally meet with representatives of the Whaling City Festival and the City Council to discuss keeping the Whaling City Festival in New Bedford; and further, that this meeting take place immediately prior to representatives from the Festival signing an agreement with Mayor Flanagan of Fall River to move the location of the Whaling City Festival to Fall River for the upcoming year.

Referred to Mayor Mitchell and Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval July 21, 2014.

RETURNED UNSIGNED August 12, 2014. (#1176)

WRITTEN MOTION, Councillor Gomes, requesting, that a meeting be held with Health Department Director Dr. Brenda Weis, and a representative of the Massachusetts Department of Public Health, to discuss what is being done to address the present bedbug problem that has plagued many housing complexes throughout the City; and further, to discuss strategies that have been put in place to address this issue which has affected many elderly and families across New Bedford. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings, and the Housing Authority, Peabody Property and Claremont Property be invited to said Committee meeting. (#1177)

COMMUNICATION, Acting City Clerk, to City Council, on behalf of **David Bizarro, d/b/a BIZARRO'S TRANSPORTATION, 50 Larch Street, New Bedford, MA 02740**, hereby submit a copy of the Application requesting **RENEWAL** of a Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford. **(Current License expires July 18, 2014.)**

Livery License Renewal Granted.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1178)

COMMUNICATION, Acting City Clerk, to City Council, on behalf **Noel Ciminello d/b/a YES! We Van, LLC, 167 Butler Street, New Bedford, MA 02744**, hereby submit a copy of the Application requesting **RENEWAL** of a Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford. (**Current License expires July 18, 2014.**)

Livery License Renewal Granted.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1179)

COMMUNICATION, Acting City Clerk, to City Council, on behalf **Edward M. Pacheco, 32 St. John Street, South Dartmouth, MA 02748, d/b/a PLACES TO GO, LLC, 651 Orchard Street, New Bedford, MA 02744**, hereby submit a copy of the Application requesting **RENEWAL** of a Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford. (**Current License expires August 13, 2014.**)

Livery License Renewal Granted.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1180)

COMMUNICATION, Acting City Clerk, to City Council, on behalf of **Antonio B. Escobar, 38 Kearsarge Street, New Bedford, MA 02745, d/b/a ESCOBAR TRANSPORTATION, LLC, 120 Glennon Street, New Bedford, MA 02745**, hereby submit a copy of the Application requesting **RENEWAL** of a Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford. (**Current License expires July 18, 2014.**)

Livery License Renewal Granted.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1181)

COMMUNICATION, Acting City Clerk, to City Council, on behalf of **Anthony Snow, 12 Humes Street, Pawtucket, RI 02860, d/b/a CAB TRANSPORTATION, LLC, 34 Welby Road, New Bedford, MA 02745**, hereby submit a copy of the Application requesting **RENEWAL** of a Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22

(Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford. **(Current License expires September 12, 2014.)**

Referred to the Committee on Appointments and Briefings. (#1182)

COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW OF 488 UNION STREET, CIRCA 1920 ONE-STORY CONCRETE BLOCK GARAGE STRUCTURE – advising that “the structure is not located in a National Register Historic District, the structure is of no notable historic significance, either recorded or found with the existing condition of the structure, demolition is required to facilitate environmental remediation, therefore, “the NBHC has determined that 488 Union Street is NOT a historically significant building or structure and not preferably preserved”.

Demolition Granted.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#1183)

COMMUNICATION, Blair S. Bailey, Tax Title Attorney, to City Council, re: Acquisition of New Tax Possession, advising that the City has acquired the following property as Tax Possession, W.S. Harmony Street, Plot 15/Lot 45, Area of 4,168 sq. ft. (Former Owner: North American Trust, Nancy Faria, Trustee); Total Amount due on the parcel as of the date of the transfer is \$119,589.41.

Received and Placed on File. (#1184)

COMMUNICATION, Blair S. Bailey, Tax Title Attorney, to City Council, re: Acquisition of New Tax Possession, advising that the City has acquired the following property as Tax Possession, N. S. Brock Avenue, Plot 15/Lot 199, Area of 5,683 sq. ft. (Former Owner: J. Michael Butler & Charles F. Callen); Total Amount due on the parcel as of the date of the transfer is \$79,712.11.

Received and Placed on File. (#1185)

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

Tabled June 26, 2014.

Removed from the Table and NO FURTHER ACTION. (#0956)

AN ORDER,

Tabled June 26, 2014.

Removed from the Table and NO FURTHER ACTION. (#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 June 26, 2014.

Removed from the Table and NO FURTHER ACTION. (#0958)

AN ORDER,

Tabled June 26, 2014.

Removed from the Table and NO FURTHER ACTION. (#0959)

WRITTEN MOTION, Council President Lopes, requesting, on behalf of the Feast of the Blessed Sacrament Committee, that the following street(s) be CLOSED: WILLIAM STREET, from North Sixth Street to Pleasant Street, ON THURSDAY, JULY 10, 2014, FROM 5:00 P.M. TO 6:00 P.M., for the purpose of A Flag Raising prior to the Mini-Feast. GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT JOSEPH P. LOPES, ON WEDNESDAY, JULY 09, 2014, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, JULY 17, 2014.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#1186)

WRITTEN MOTION, Council President Lopes, requesting, that the following street(s) be CLOSED: PLEASANT STREET, from Pope Street to Pearl Street, ON SATURDAY, JULY 19, 2014, FROM 9:00 A.M. TO 1:00 P.M., for the purpose of Clasky Common Park Outdoor Market. GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT JOSEPH P. LOPES, ON MONDAY, JULY 14, 2014, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, JULY 17, 2014.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#1187)

WRITTEN MOTION, Councillor Gomes, requesting that the Department of Public Infrastructure repaint the crosswalk at the corner of Dartmouth Street and Edward Street, abutting Swift Street in a east and west direction. (To be Referred to the Department of Public Infrastructure.)

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval July 21, 2014.

RETURNED UNSIGNED August 12, 2014. (#1188)

WRITTEN MOTION, Councillor Gomes, requesting, on behalf of Marilyn and Boaventura Barros, Owners of 33 Madison Street, that the Department of Public Infrastructure cut back the tree at said address on

the Purchase Street side of property, the branches are hitting the roof on the west side of the residence. (To be Referred to the Department of Public Infrastructure.)

Referred to the Depart of Public Infrastructure.

Presented to the Mayor for approval July 21, 2014.

RETURNED UNSIGNED August 12, 2014. (#1189)

WRITTEN MOTION, Councillor Gomes, requesting on behalf of Ms. Lydia Stevens, owner of 564 Purchase Street, that the Department of Public Infrastructure cut back tree in front of said address which is growing into the front of the house. (To be Referred to the Department of Public Infrastructure.)

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval July 21, 2014.

RETURNED UNSIGNED August 12, 2014. (#1190)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of Mr. Douglas B. Pierce, 823 Belleville Avenue, that Department of Public Infrastructure Commissioner Ronald Labelle revisit Mr. Pierce's claim for reimbursement from the City, as this Councillor feels the City is responsible for the damage to Mr. Pierce's cellar and disagrees with the decision provided. (To be Referred to the Department of Public Infrastructure.) (Copy of letter from DPI Commissioner Ronald Labelle to Councillor Martins, regarding request to investigate Water Meter malfunction at the residence of Mr. Douglas B. Pierce, 823 Belleville Road, City Council Consent Agenda 06/26/14 enclosed.)

Referred to Department of Public Infrastructure Commissioner Ronald Labelle.

Presented to the Mayor for approval July 21, 2014.

RETURNED UNSIGNED August 12, 2014. (#1191)

WRITTEN MOTION, Councillor Gomes, requesting the Traffic Commission install crosswalks at the corner of Dartmouth Street and Cottage Street, abutting Grinnell Street, the crosswalks should be four-way crosswalks, east, west, north, and south, and further, and the Traffic Commission place "NO PARKING ANYTIME HERE TO CORNER" signage and increase current length the equivalent of one car space at the northwest and southwest corner on Dartmouth Street, and the same course of action be taken on the southeast corner of Dartmouth Street and Cottage Street, this would give a visual to motorists coming off of Cottage Street; and further, that signage be located half a block to a block from said corner, notifying motorists of upcoming intersection and crosswalks, this action and request may help to make a dangerous intersection safer for the area and those residents residing in the immediate area. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission.

(#1192)

WRITTEN MOTION, Councillor Gomes, requesting on behalf of the residents of Oakley Street, that the Department of Public Infrastructure make immediate repairs to all potholes on said street, beginning at 983 Oakley Street in a westerly direction to Acushnet Ave. (To be Referred to the Department of Public Infrastructure.)

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval July 21, 2014.

RETURNED UNSIGNED August 12, 2014. (#1193)

COMMUNICATION/EMAIL, Councillor Martins, submitting copy of email from Douglas Pierce, 823 Belleville Avenue, regarding responsibility for water damage to his cellar.

Received and Placed on File. (#1194)

MINUTES, Licensing Board, submitting MINUTES of meetings held on March 24, April 22 and May 19, 2014

Received and Placed on File. (#1195)

WRITTEN MOTION, Councillor Gomes, requesting the Traffic Commission install crosswalks at the corner of Dartmouth Street and Cottage Street, abutting Grinnell Street, the crosswalks should be four-way crosswalks, east, west, north, and south, and further, and the Traffic Commission place “NO PARKING ANYTIME HERE TO CORNER” signage and increase current length the equivalent of one car space at the northwest and southwest corner on Dartmouth Street, and the same course of action be taken on the southeast corner of Dartmouth Street and Cottage Street, this would give a visual to motorists coming off of Cottage Street; and further, that signage be located half a block to a block from said corner, notifying motorists of upcoming intersection and crosswalks, this action and request may help to make a dangerous intersection safer for the area and those residents residing in the immediate area. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission. (#1192)

WRITTEN MOTION, Councillor Gomes, requesting on behalf of the residents of Oakley Street, that the Department of Public Infrastructure make immediate repairs to all potholes on said street, beginning at 983 Oakley Street in a westerly direction to Acushnet Ave. (To be Referred to the Department of Public Infrastructure.)

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval July 21, 2014.

RETURNED UNSIGNED August 12, 2014. (#1193)

COMMUNICATION/EMAIL, Councillor Martins, submitting copy of email from Douglas Pierce, 823 Belleville Avenue, regarding responsibility for water damage to his cellar.

Received and Placed on File. (#1194)

MINUTES, Licensing Board, submitting MINUTES of meetings held on March 24, April 22 and May 19, 2014

Received and Placed on File. (#1195)

MINUTES, Health Department, submitting MINUTES of a meeting held on November 14, 2013.

Received and Placed on File. (#1196)

MINUTES, Board of Assessors, submitting MINUTES of meetings held on June 18 and 27, 2014.

Received and Placed on File. (#1197)

MINUTES, Council on Aging Advisory Board, submitting MINUTES of a meeting held on June 12, 2014.

Received and Placed on File. (#1198)

APPLICATION, **W.C. Smith & Son**, for permission to maintain a STREET OBSTRUCTION at **92 Belleville Road**, provisionally granted by the City Clerk on July 01, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#1199)

APPLICATION, **Joseph E. Dupre, Inc**, for permission to maintain a STREET OBSTRUCTION at **1357 East Rodney French Boulevard**, provisionally granted by the City Clerk on July 03, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#1200)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **1115 Pleasant Street**, provisionally granted by the City Clerk on July 09, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (#1201)

APPLICATION, **JLC Construction**, for permission to maintain a STREET OBSTRUCTION at **231 Pleasant Street**, provisionally granted by the City Clerk on July 15, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (1202)

APPLICATION, **Technical Drilling Services**, for permission to maintain a STREET OBSTRUCTION at **524 Union Street/Tremont Street**, provisionally granted by the City Clerk on July 15, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (1203)

APPLICATION, **W.C. Smith & Son**, to DISTURB THE SURFACE, of **92 Belleville Road**, provisionally granted by the City Clerk on July 01, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (1204)

APPLICATION, **Joseph E. Dupre, Inc.**, to DISTURB THE SURFACE, of **1357 East Rodney French Boulevard**, provisionally granted by the City Clerk on July 03, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (1205)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **1115 Pleasant Street**, provisionally granted by the City Clerk on July 09, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014. (1206)

APPLICATION, **Morgado Company Inc.**, to DISTURB THE SURFACE, of **231 Pleasant Street**, provisionally granted by the City Clerk on July 15, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1207)

APPLICATION, **Technical Drilling Services**, to DISTURB THE SURFACE, of **524 Union Street/Tremont Street**, provisionally granted by the City Clerk on July 15, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1208)

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

231 Pope Street (#1209)

157-159 Hadley Street (#1210)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 01, 2014, subject to ratification by the Mayor and City Council as follows:

192 Church Street (#1211)

284 Pope Street (#1212)

51 Turner Street (#1213)

18 Linden Street (#1214)

Pleasant Street @ Linden Street (#1215)

Adams Street @ Reynolds Street (#1216)

Church Street @ Belleville Road (#1217)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

APPLICATION, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 08, 2014, subject to ratification by the Mayor and City Council as follows:

2 Washburn Street (#1218)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 15, 2014, subject to ratification by the Mayor and City Council as follows:

- 9 Junior Street (#1219)
- 11 Homer Street (#1220)
- 21 Cove Street (#1221)
- 83 Bedford Street (#1222)
- 89 Austin Street (#1223)
- 525 – 527 Ashley Boulevard (#1224)

Received and Action of the City Clerk Ratified.
 Presented to the Mayor for approval July 21, 2014.
 Approved July 25, 2014.

APPLICATION, **S & L Rolloff Services**, for permission to maintain a STREET OBSTRUCTION at **5 Spruce Street**, provisionally granted by the City Clerk on July 03, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.
 Presented to the Mayor for approval July 21, 2014.
 Approved July 25, 2014. (#1225)

APPLICATION, **S & L Rolloff Services**, for permission to maintain a STREET OBSTRUCTION at **5 Spruce Street**, provisionally granted by the City Clerk on July 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 July 21, 2014.
 Approved July 25, 2014. (#1226)

APPLICATIONS, **ABC Disposal Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on July 15, 2014, subject to ratification by the Mayor and City Council as follows:

- 887 Mt. Pleasant Street (#1227)
- 266 Central Avenue (#1228)
- 246 Walnut Street (#1229)
- 86 Irvington Street (#1230)
- 302-306 North Front Street (#1231)
- 273 Cleveland Street (#1232)

238 Wilbur Street (#1233)
254 Arnold Street (#1234)
629-631 Brock Avenue (#1235)
274 Cedar Street (#1236)
92 Campbell Street (#1237)
299 County Street (#1238)
57 Reynolds Street (#1239)

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval July 21, 2014.
Approved July 25, 2014.

APPLICATIONS, **ABC Disposal Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on July 16, 2014, subject to ratification by the Mayor and City Council as follows:

238 Princeton Street (#1240)
128 Cottage Street (#1241)

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval July 21, 2014.
Approved July 25, 2014.

IT WAS VOTED, on a motion made and duly seconded, Yeas 11, Nays 0, to Waive Rule 42 in order to take up the Late File items.

WRITTEN MOTION, Councillor Rebeiro, requesting that the following street(s) be CLOSED: PLEASANT STREET, from Pope Street to Pearl Street from 9:00 A.M. to 1:00 P.M., for the purpose of the Clasky Common Outdoor Market on the following SATURDAYS: JULY 26, AUGUST 02, AUGUST 09, AUGUST 16, AUGUST 23, AUGUST 30, SEPTEMBER 06, SEPTEMBER 13, SEPTEMBER 20, SEPTEMBER 27, OCTOBER 04, OCTOBER 11, OCTOBER 18 and OCTOBER 25, 2014.

Rule 42 Waived – Yeas 11, Nays 0.
Permission Granted.
Presented to the Mayor July 21, 2014.
Approved July 25, 2014.

(#1242)

WRITTEN MOTION, Council President Lopes, Councillors Martins, Bousquet, Winterson, Alves, Gomes and Morad, requesting that the Administration include a Member of the New Bedford City Council and

a Member of the New Bedford Fire Department on the RFP Review Committee, which will be tasked with selecting the Consulting Firm to perform a Fire and Rescue Study proposed by the Administration to evaluate the future of the New Bedford Fire Department.

Rule 42 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval July 21, 2014.

RETURNED UNSIGNED August 12, 2014.

(#1243)

COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW OF 89 WEST RODNEY FRENCH BOULEVARD, MAP 15, PARCEL 151 – advising that “the chimney was constructed circa 1910, as part of Mill #2 of the Kilburn Cotton Yarn Manufacturing Company, the chimney is a 136 foot freestanding chimney connected to the rear of the Boiler House, an assessment of the chimney structure revealed deterioration throughout the entire chimney, the owner is asking to demolish the top 20 feet and the repair to the remaining 117 feet of the chimney, the subject is found to be historically significant because of its historical association with New Bedford’s textile industry and as one of the few remaining chimneys standing in the City of New Bedford, therefore, “the NBHC has determined that 89 WEST RODNEY FRENCH BOULEVARD is a historically significant structure, but NOT preferably preserved”.

Rule 42 Waived – Yeas 11, Nays 0.

Demolition Granted of the top 20 feet of the Chimney.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1244)

WRITTEN MOTION, Councilor Gomes, requesting, that letters be sent to Mayor Mitchell and State Senator Mark Montigny, asking that the City Council be involved in the opening and ribbon cutting ceremony of the new walking and bicycle path being constructed along the dike wall in the south end of the City, due to the fact that the idea originated from the City Council (and was forwarded to Senator Montigny and the Army Corps of Engineers), also this proposal had originally requested that flagpoles be placed along the dike wall representing the cultures and diversity of this great City, along with placards describing the history of New Bedford and its waterfront.

Rule 42 Waived – Yeas 11, Nays 0.

Adopted.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1245)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of David Melo, that the following street(s) be CLOSED: WILLIS STREET, from Shawmut Avenue to Chancery Street, ON SATURDAY, AUGUST 23, 2014, FROM 9:00 A.M. TO 8:00 P.M., for the purpose of a Block Party.

Rule 42 Waived – Yeas 11, Nays 0.

Permission Granted.

Presented to the Mayor for approval July 21, 2014.

Approved July 25, 2014.

(#1246)

WRITTEN MOTION, Councillors Bousquet, Winterson, Alves and Gomes, requesting, that the City Council send a letter to State Senator Mark Montigny, relative to our constitutional right to bear arms and urge him to support and sign onto Amendment #6 which removes the FID Suitability clause and Amendment #56, which fixes the language in Sections 39-43 regarding seized firearms; and further, ask that Senator Montigny be recorded in opposition to Amendments #11 and #20 which would criminalize the private sale of firearms and Amendment #57 which is, among other things, a one gun a month bill and Amendment #60 which would ban many common use firearms and magazines; and further, to also oppose Amendments #3, 4, 11, 12, 13, 14, 15, 17, 18, 20, 21, 25, 28, 40, 46, 48, and 59. (To be Referred to Senator Mark Montigny and the State Senate.)

Rule 42 Waived – Yeas 11, Nays 0.

Rule 17 Waived – Yeas 10, Nays 1. (Councillor Rebeiro OPPOSED.)

Adopted.

(#1247)

WRITTEN MOTION, Councillors Gomes and Oliveira, requesting, that the Department of Public Infrastructure make immediate repairs to the section of Braley Road, between 1476 and 1589 Braley Road, this section of road abuts a wooded area and repairs are needed due to the very poor conditions of the road and the many complaints of the residents of the area.

Rule 42 Waived – Yeas 11, Nays 0.

NO FURTHER ACTION.

(#1248)

REPORT, Committee on City Property recommending to the City Council that the real property located at 26 Madeira Avenue be sold to the Alma Del Mar Charter School for the amount of \$102,500.00. This motion passed on a voice vote.

Rule 42 Waived – Yea 11, Nays 0.

Recommendation Followed and Rule 40 Waived – Yeas 10, Nays 1. (Councilor Alves OPPOSED.)

(#1249)

On a motion, the Council then adjourned at 10:55pm.

ATTEST:

STEPHANIE M. MACOMBER, ACTING CITY CLERK