



Council Meeting - Minutes

CITY COUNCIL CALENDAR

Chambers of the City Council Municipal Building

Thursday, August 21, 2014 – 7:01 p.m.

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

LATE: Councillor Oliveira (7:28)

ABSENT: No One.

Council President Lopes called the meeting to order and presided.

Prayer Led By: Reverend David Lima, Pastor and Executive Minister Inter-Church Council of Greater New Bedford.

City Council President Lopes asked for a Moment of Silence for the following individuals Richard A. Bachand, Former Legislative Counsel and Ward Two Councillor and Former WBSM Broadcaster Captain Jack Peterson.

Ward Five Councilor Kerry Winterson led the Assembly in the Pledge of Allegiance to the flag.

CITATIONS, Councillors Gomes, honoring STEPHEN GWOZDZ and JORDAN FERREIRA, in recognition of their Appointments as New Bedford Police Officers.

Adopted. (1250)

CITATION, Councillor Martins, honoring PATRICIA DIAS, New Bedford High School, in recognition of her Winning the Inaugural Congressional Science, Technology, Engineering and Math (STEM) Competition for the 9th District.

Tabled.

Removed from the Table and Adopted. (1251)

CITATIONS, Councillor Gomes, honoring MAYOR JONATHAN F. MITCHELL, Honorary Co-Chair, JAMES RUSSELL, Co-Chair, DAGNY ASHLEY, Co-Chair and CHRISTINA CONNELLY, Charles W. Morgan Homecoming Committee, in recognition of their commitment and dedication in bringing the Historic Whaleship, Charles W. Morgan to her homeport of New Bedford, Massachusetts, and in acknowledgement of their hard work in organizing the City's festivities.

Tabled.

Removed from the Table and Adopted. (1252)

CITATIONS, Councillor Gomes, honoring JERRIE LYNDON, CAITLIN MCCAFFERY, ALISON SMART, SARAH BUDLONG, CHRISTINA CONNETT, MICHELLE TAYLOR, ROBERT ROCHA, BARBARA MOSS, BARBARA MULVILLE, CHARLIE MURRAY, CHARLIE SMITH, LOUISE MEDEIROS, CAPTAIN JOSEPH CORDEIRO, JEFFREY D. STIEB, FIRE CHIEF MICHAEL GOMES and CAPTAIN RICK CUNIO, Charles W. Morgan Homecoming Committee, in recognition of their contributions to our City and their dedication to the homecoming of the Historic Whaleship, Charles W. Morgan to her homeport of New Bedford, Massachusetts 2014, with thanks and gratitude
Adopted. (#1253)

CITATIONS, Councillor Martins, honoring COMMUNITY ECONOMIC DEVELOPMENT CENTER OF SOUTHEASTERN MASSACHUSETTS, RON FERRERO, MCCANN & SONS PAINTING, BOURASSA HARDWARE, MORGADO LANDSCAPE & NURSERY CO., THE POTTING BENCH, KLEIN GREENHOUSE, ARTISTS RYAN MCFEE, TODD WOODWARD and DOUG MOTTA, NEW BEDFORD OFFICE OF COMMUNITY SERVICES “NO PLACE FOR HATE”, NEW BEDFORD OFFICE OF HOUSING AND COMMUNITY DEVELOPMENT and MASS IN MOTION, in recognition of your Hard work, Dedication and Commitment in taking part of the Acushnet Avenue Mural Project.
Adopted. (#1254)

CITATIONS, Councillors Martins and Bousquet, honoring NEIGHBORHOODS UNITED and JERRY PINTO, President of Neighborhoods United, in recognition of their planning and organizing NATIONAL NIGHT OUT 2014 held at Riverside Park on August 05, 2014.
Tabled. (#1255)

CITATION, Councillor Alves, honoring LARRY ABREU JACQUES, President – 100th Feast of the Blessed Sacrament, in recognition of his commitment and dedication to preserving the cultural traditions of our Madeiran Ancestors and in acknowledgment of his hard work and a successful 100th Feast.
Tabled. (#1256)

CITATION, Councillor Alves, honoring JOE JESUS, in recognition of his hard work and dedication on the 23rd Anniversary of “Joe Jesus 50’s Night” a Celebration of Classic American Cars and Nostalgia.
Adopted. (#1257)

CITATION, Councillor Alves, honoring EDWARD BEAULIEU, 98 Years Old and his Classic 1925 Franklin Automobile, in recognition of his many years of support and participation in numerous area events showcasing antique and classic cars.
Adopted. (#1258)

CITATIONS, Councillor Alves, honoring ROBERT BRAMWELL, JOHN “JOHNNY ANGEL” REMEDIS, ALFRED “BUTCH” RAMOS, ROGER SOUZA, ARTHUR FERREIRA, TERRY LOPES, GEORGE OLIVEIRA, MAJOR GILBERT PARKHURST and REVEREND RUSS CHAMBERLAIN, in recognition of their participation and dedication on the 23rd Anniversary of “Joe Jesus Annual 50’s Night”.
Adopted. (#1259)

CITATIONS, Councillor Rebeiro, honoring HEIDI CAMPBELL, STEPHANIE ALVES and WALESKA JACOME-ORTIZ, in recognition of their achievements in education and receiving an Associate's Degree.

Adopted. (#1260)

CITATION, Councillor Rebeiro, honoring FALLON FERNANDES, in recognition of her achievement in education and receiving an Educational Certificate.

Adopted. (#1261)

The following resolution honoring New Bedford High School Athletes was presented by Councillors Gomes and Morad.

CITY OF NEW BEDFORD
IN CITY COUNCIL
AUGUST 21, 2014

RESOLUTION HONORING NEW BEDFORD HIGH SCHOOL TRACK ATHLETES ELLIE BUCKNELL, IRVIN JOHNSON, NOAH GIOIOSA AND WILBERTO TORRES ON A RECORD BREAKING YEAR

WHEREAS, New Bedford High School has a long history of star athletes and this past season produced four more who we are honoring here tonight; and

WHEREAS, Led by Head Coach Isaiah Houtman and Assistant Coaches Tom Giasson, Emma Gardiner, Marc Hayes and Jessica Bouchard, Team Members Ellie Bucknell, Irvin Johnson, Noah Gioiosa and Wilberto Torres have shown what hard work can achieve in the arena of High School sports; and

WHEREAS, New Bedford High School Senior Ellie Bucknell has had a record breaking year ending with her being named to the Boston Herald Team Girls Track All-Scholastics for javelin, and her selection as the Standard-Times Women's Spring Track Athlete of the Year- 2014; and

WHEREAS, Prior to the State Meet, Senior Captain, Ellie Bucknell set a school record of 130'3" to finish First at the All-State Championships, coming off a victory at the Division 1 Meet, where she scored the longest throw of the day, she then finished Third at the New England Championships with a throw of 127'6", Ellie also picked up wins at the Coaches Invitational and the Weston Twilight Invitational, she now holds the New Bedford High School record in the Women's Javelin at 130'3"; and

WHEREAS, Ellie Bucknell was Editor of the New Bedford High School Yearbook and finished in the top twenty percent of her graduating class; and

WHEREAS, At the Massachusetts State Track Coaches Association Boys "Indoor Pentathlon", three names stood out among this year's group of talented athletes, 2013-2014, State Champions, Irvin Johnson, Noah Gioiosa and Wilberto Torres; and

WHEREAS, Irvin Johnson scored 3,437 points, Noah Gioiosa scored 2,892 points and Wilberto Torres took seventh place with a score of 2,484 points at the Indoor Pentathlon, resulting in their being named the 2013 – 2014 Massachusetts State Track Coaches Association Boys "Indoor Pentathlon" State Champions; and

WHEREAS, New Bedford High School Senior, Irvin Johnson scored First Place at the "Indoor Pentathlon" with a total of 3,437 individual points, he competed in the Long Jump, the High Jump, the Shot Put, the 55 Meter Hurdle and the 1,000 Meter Run and was named Individual State Champion 2013 - 2014; and

WHEREAS, This past season had many memorable highlights and these four athletes have demonstrated what hard work and talent can achieve:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby congratulates **NEW BEDFORD HIGH SCHOOL TRACK ATHLETES ELLIE BUCKNELL, IRVIN JOHNSON, NOAH GIOIOSA AND WILBERTO TORRES** on their impressive accomplishments, commends them for their hard work and wishes them continued success in their future athletic and academic

endeavors.

Adopted.

(#1262)

The following resolution honoring New Bedford Festival Theatre was presented by Councillor Morad.

CITY OF NEW BEDFORD

IN CITY COUNCIL

AUGUST 21, 2014

RESOLUTION HONORING THE NEW BEDFORD FESTIVAL THEATRE ON THE OCCASION OF THEIR TWENTY-FIFTH ANNIVERSARY

WHEREAS, The New Bedford Festival Theatre was founded by Armand Marchand in 1990, when after seven years of successful summer performances, the management of the Zeiterion Theatre announced that they would no longer include summer productions as part of the Theatre's yearly schedule; and

WHEREAS, The New Bedford Festival Theatre has become a true treasure for live theatre in the Greater New Bedford area showcasing a wide range of productions and enhanced the cultural life of the Greater New Bedford Community, developed and encouraged dramatic arts while entertaining audiences and prides itself on providing excellence in theatre; and

WHEREAS, George Charbonneau, Artistic Director and Armand Marchand, Executive Producer of the New Bedford Festival Theatre have staged wonderful theatre productions for the last twenty-five summer seasons, entertaining an estimated 200,000 theatre goers who have enjoyed productions of the most popular and well-known Broadway shows, earning the prestigious New England Theater Conference Moss Hart Award for Best **Theatrical Production in New England in 2008, for "Les Miserables" and in 2012, for 'Hairspray'; and**

WHEREAS, Under the direction of George Charbonneau and Armand Marchand, the New Bedford Festival Theatre has staged a wide variety of the most beloved, popular and spectacular Broadway productions, appealing to diverse audiences, to include productions such as "Singin' in the Rain", "Hair", "Crazy for You", "Oklahoma", "Cats", "A Chorus Line", "Gypsy" and the 2013 production of "The Sound of Music"; and

WHEREAS, George Charbonneau and Armand Marchand were fraternity brothers at Bridgewater State College, taught drama at New Bedford High School, where both teachers created successful film, theatre and performing arts programs that were added to the high school's curriculum; and

WHEREAS, George and Armand have never forgotten the teaching aspect of theatre performance and their desire to provide both kids and seasoned performers with an opportunity to fall in love with the theatre, to feel a sense of accomplishment of a wonderful production and to experience the magic of the theater as they reach for the stars; and

WHEREAS, To fulfill their professional teaching endeavors, for the past seventeen years, the New Bedford Festival Theatre has offered an successful apprentice program, the Summer Theatre Academy, providing opportunities for high school students to be mentored by professional production staff and resulting in so many of the students continuing their education in the field of theater at the University level; and

WHEREAS, A further testament to the success of the Summer Theatre Academy is this year's production of Festival Theatre's "The Sound of Music", proudly heralding two apprentices of the Summer Theatre Academy in supporting lead roles, which delights Armand and George and truly reflects the importance of the theater and their commitment to persevering the legacy of the theatre for future generations:

NOW, THEREFORE, BE IT RESOLVED, The New Bedford City Council hereby proudly honors **THE NEW BEDFORD FESTIVAL THEATRE ON THE OCCASION OF THE TWENTY-FIFTH ANNIVERSARY**, commends **GEORGE CHARBONNEAU and ARMAND MARCHAND** for their creative vision and thanks them for their commitment and dedication to local theatre and the performing arts.

BE IT FURTHER RESOLVED, That the City of New Bedford and its Citizens eagerly anticipate the 'MAGIC' of the **NEW BEDFORD FESTIVAL THEATRE** productions for many years to come

Adopted.

(#1263)

The following resolution honoring Converse Photo Supply was presented by Councillor Alves.

CITY OF NEW BEDFORD
IN CITY COUNCIL
AUGUST 21, 2014

**RESOLUTION HONORING CONVERSE PHOTO SUPPLY ON THE OCCASION OF THEIR CLOSING
AFTER EIGHTY-TWO YEARS IN BUSINESS**

WHEREAS, Converse Photo Supply first opened its doors in 1932, during the Great Depression; and

WHEREAS, Local Businessman, George Hellyer purchased the business in the late 1940's, after operating Bradley Photo in New Bedford; and

WHEREAS, Since that time, Converse Photo Supply has been a family owned and operated business; and

WHEREAS, Over the years, Converse Photo Supply provided quality service and state of the art equipment, digital reprints, photos on CD and DVD, prints from slides, photo puzzles and calendars, custom mounting, banners, on-site enlargements, Christmas ornaments, mouse pads, ceramic mugs, laminating, and offered Converse Photo Instruction to anyone interested in learning photography; and

WHEREAS, Converse Photo supply not only provided first rate customer service, but helped preserve memories for many in the Greater New Bedford area; and

WHEREAS, In 1980, Jann and Everett Macomber bought the business from Jann's parents George and Mildred Hellyer and continued to deliver excellent photographic service to all who walked through the door at 10 North Sixth Street; and

WHEREAS, Converse Photo Supply in Downtown New Bedford will be closing its doors at the end of September 2014 after approximately eighty-two years of service to the community:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby commends **CONVERSE PHOTO SUPPLY**, thanks them for providing excellent service to the people of New Bedford for so many decades and wishes **JANN AND EVERETT MACOMBER** for many years of health and happiness.

Adopted.

(#1264)

HEARING, on NSTAR ELECTRIC COMPANY, for location of two (2) 4" Conduits in SHAWMUT AVENUE, North of Nash Road.

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

No One Opposed; Hearing closed.

Petition Placed on File.

(#1265)

ORDER,

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1266)

HEARING, on NSTAR ELECTRIC COMPANY, for location of one (1) 4" Conduit and two (2) 4" Conduits in WAMSUTTA STREET, East of Acushnet Avenue.

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

No One Opposed; Hearing closed.

Petition Placed on File. (#1267)

ORDER,

Adopted and ordered recorded in Book of Location Records.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1268)

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. (VETO Received and Ordered Spread on the Record – July 17, 2014.)

Received and Ordered Spread on the Record. July 17, 2014.

Referred to the Committee on Appointments and Briefings. (#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

Received and Ordered Spread on the Record – July 17, 2014.

Referred to the Committee on Appointments and Briefings. (#0558)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of ROBERT W. EKSTROM, as CITY AUDITOR at a Grade M-15, Step 8; and requesting a nine-month Residency Waiver to provide his family sufficient time to relocate from their home in Rhode Island.

Rule 38 Waived, Appointment Approved, Nine-month Waiver of Residency Approved and rule 40 Waived – Yeas 10, Nays 0. (Councillor Oliveira not present for vote.)

Presented to the Mayor for approval August 22, 2014.

Approved August 25, 2014. (#1269)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ACT that would extend the term of the Mayor from two (2) years to four (4) years; because it would amend the City's charter, the Act also would need to be approved by the State Legislature.

Referred to the Committee on Appointments and Briefings – Yeas 11, Nays 0. (#1270)

AN ACT, authorizing the City of New Bedford to establish a four (4) year Mayoral Term of Office.

Referred to the Committee on Appointments and Briefings – Yeas 11, Nays 0. (#1271)

COMMUNICATION, Mayor Mitchell, to City Council, submitting LOAN ORDER that \$12,500,000.00 is appropriated for the purpose of constructing, equipping and furnishing Taylor School at the existing SeaLab Facility site, and for which the City is eligible for a 90% grant from the Massachusetts School Building Authority (MSBA).

Referred to the Committee on Finance. (#1272)

CITY OF NEW BEDFORD

IN CITY COUNCIL

AUGUST 21, 2014

ORDERED, that the City appropriates the amount of Twelve million Five Hundred Thousand Dollars (\$12,500,000.00) for the purpose of constructing, equipping and furnishing an addition to the existing SeaLab facility, located at 71 Portland Street in New Bedford, to be known as Taylor School at SeaLab, including all costs incidental or related thereto, which school facility shall have an anticipated useful life as an educational facility for the instruction of school children for at least 50 years, and for which the City is eligible for a grant from the Massachusetts School Building Authority (“MSBA”). To meet this appropriation, the Treasurer, with the approval of the Mayor and the Committee on Finance, is authorized to borrow said of money, pursuant to M.G.L. Chapter 44, or pursuant to any enabling authority. The City acknowledges that the MSBA grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and that any project costs the City incurs in excess of any grant approved and received from the MSBA shall be the sole responsibility of the City; provided further that any grant that the City may receive from the MSBA for this project shall not exceed the lesser of (1) 90 percent (%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; and that the amount of borrowing authorized pursuant to this Order shall be reduced by the grant amount set forth in any Project Funding Agreement or other similar agreements that may be executed by the City and the MSBA with respect o this project.

FURTHER ORDERED, that the Treasurer is authorized to file an application with the appropriate officials of the Commonwealth of Massachusetts (“ 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 officials of the Commonwealth may require in execution herewith.

Referred to the Committee on Finance. (#1273)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDINANCE, amending Chapter 6, BUILDINGS and OTHER STRUCTURES, this newly amended “PROBLEM PROPERTIES” Ordinance contains changes based on the Councillors input at the Committee on Ordinances meeting on May 21, 2014.

Referred to the Committee on Ordinances. (#1274)

AN ORDINANCE,
Referred to the Committee on Ordinances. (#1275)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that the City Council and Mayor hereby approve the policy entitled "Investment of City Funds" for the purpose of establishing a policy for management of the City's investments.

Referred to the Committee on Ordinances. (#1276)

AN ORDER,
Referred to the Committee on Ordinances. (#1277)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER amending the Order adopted by the City Council on June 26, 2014, and signed by the Mayor on July 01, 2014, which in accordance with Massachusetts General Law Chapter 44, Section 53E ½, authorized 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, equipment and advertising costs, contract for technical and administrative support for the ZBA, zoning studies, and stipends for ZBA members, whose revenues and amount limited to be spent estimated at \$131,015.00 is hereby authorized for FISCAL YEAR 2015.

Referred to the Committee on Finance. (#1278)

AN ORDER,
Referred to the Committee on Finance. (#1279)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that in accordance with Massachusetts General Law Chapter 44, Section 53E ½, the revolving fund under the control of Tourism and Marketing Department known as the TOURISM REVOLVING FUND whose purpose is to collect sponsorship funds associated with City events, co-op advertising expenses and fees relating to film permitting, whose revenues and amount limited to be spent in FY15, is restricted to revenue deposited into the fund, is hereby authorized for FISCAL YEAR 2015.

Referred to the Committee on Finance. (#1280)

AN ORDER,
Referred to the Committee on Finance. (#1281)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$10,000.00 from FIRE CODE ENFORCEMENT, RESERVE FOR APPROPRIATION, to FIRE, CHARGES & SERVICES, in the amount of \$7,500.00 and FIRE, SUPPLIES & MATERIALS in the amount of \$2,500.00.

Received and Places on File. (#1282)

CITY OF NEW BEDFORD
IN CITY COUNCIL
AUGUST 21, 2014

ORDERED: That the sum of **TEN THOUSAND DOLLARS (\$10,000.00)** now standing to the credit of the account from **FIRE CODE ENFORCEMENT RESERVE FOR APPROPRIATIONS** be and the same is hereby and appropriated to as follows:

FIRE CHARGES AND SERVICES.....\$7,500.00
FIRE SUPPLIES AND MATERIALS.....\$2,500.00

To be certified and approved by the Department Head.

Presented to the Mayor for approval August 25, 2014.

Approved August 25, 2014. (#1283)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the following individuals for confirmation by the City Council as New Bedford Police Officers, **STEPHEN GWOZDZ** and **JORDAN FERREIRA**, the appointment of these two Officers will help fill current vacant positions and bring the total New Bedford Police Department manpower complement to 253 Officers.

Received and Placed on File. (#1284)

COMMUNICATION, Mayor Mitchell, to City Council, requesting that the attached list of locations be designated as polling precincts for the upcoming State Primary Election being held on Tuesday, September 09, 2014 for the offices listed on the attached Warrant.

Polling Locations Approved. (#1285)

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. July 17, 2014.

NO FURTHER ACTION. (#1172)

REPORT, Committee on Appointments and Briefings, recommending to the City Council **APPROVAL** of 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.

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

(#1286)

REPORT, Committee on Appointments and Briefings, recommending to the City Council **APPROVAL** on behalf of Anthony Snow, **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.

Recommendation Followed.

(#1287)

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 – July 17, 2014.

Livery License granted.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014.

(#1182)

REPORT, Committee on Appointments and Briefings, recommending to the City Council to Grant Permission for the DEMOLITION of 4026 ACUSHNET AVENUE, Map 136, Parcel 252.

Recommendation Followed.

(#1288)

COMMUNICATION/DEMOLITION, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW, 4026 ACUSHNET AVENUE, Map 136, Parcel 252, advising that “the structure was built circa 1800 and retains some of its original exterior architectural features including setting and massing; the structure is associated with members of the Tobey family who were early settlers of Old Dartmouth; the subject structure is reminiscent of a “Big House, Little House, Back House, Barn” farm complex found in many colonial American communities; the structure is found to be historically significant because of its historical representative of New Bedford’s early rural character and therefore, “the NBHC has determined that 4026 Acushnet Avenue is a historically significant structure and preferably preserved.” (Referred to the Committee on Appointments and Briefings – May 22, 2014.)

Referred to the Committee on Appointments and Briefings, June 17, 2014.

Demolition Granted and Rule 40 Waived – Yeas 10, Nays 0. (Councillor Alves not present for vote.)

(#0743)

CITY OF NEW BEDFORD
IN CITY COUNCIL
AUGUST 21, 2014

ORDERED, That \$15,000,000 is appropriated 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 including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the mayor and the Committee on finance

is authorized to borrow \$15,000,000 and issue bonds or notes therefore under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws; that such bonds or notes shall be general obligations of the City unless the Treasurer with the approval of the Mayor and the Committee on Finance determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C; that the Treasurer with the approval of the Mayor and the Committee on Finance is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust (the "Trust") established pursuant to Chapter 29C of the General Laws; and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with the respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Mayor is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project

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

Passed to Second Reading – Yeas 11, Nays 0. July 17, 2014.

Presented to the Mayor for approval August 25, 2014.

Approved August 25, 2014.

Adopted – Yeas 10, Nays 0. (Councillor Alves not present for vote.) (#0961)

WRITTEN MOTION, Council President Lopes, accepting nominations for the APPOINTMENT of a CLERK OF COMMITTEES for a term to expire April 2015.

Received and Placed on file. (#1288a.)

NOMINATION by Councillors Winterson, Coelho and Bousquet of DENIS LAWRENCE, JR., for the position of CLERK OF COMMITTEES for a term to expire April 2015.

Rule 38 Waived and Appointment Confirmed – Yeas 8, Nays 3. (Councillors Morad, Oliveira and Rebeiro OPPOSED.)

Rule 40 Waived – Yeas 10, Nays 1. (Councillor Morad OPPOSED.) (#1289)

RELATED MOTION, Councillor Bousquet requesting that the salary of DENIS LAWRENCE, JR. CLERK OF COMMITTEES be set at Grade MPT-2, Step 8.

Adopted – Yeas 11, Nays 0. (#1290)

WRITTEN MOTION, Council President Lopes, Councillors Carney, Winterson, Rebeiro, Morad, Alves, Martins, Bousquet and Gomes, requesting, that the City's Animal Control Office look into establishing and on call Animal Control Officer position(s) which would be on duty after normal business hours. (To be Referred to the Committee on Public Safety and Neighborhoods, the Police Chief and the Animal Control Office.)

Adopted.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014. (#1291)

WRITTEN MOTION, Councillor Alves, Council President Lopes and Councillor Martins, requesting, in review of the current vehicles provided to the Animal Control Division of the New Bedford Police Department, and in concern for the safety and versatility of the current Animal Control Officer vehicles, and in light of the fact that the Animal Control Division has provided and earned in excess of \$100,000 in income over the past two years for the City, that the Administration consider replacing the current van with one that reflects the City's concern for both the utility and safety of the staff and animals being transported, and that the Council be informed of the potential action being considered or of the action to be taken and requesting a response within thirty (30) days. (To be Referred to the Administration and Chief of Police.)

Adopted.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014. (#1292)

WRITTEN MOTION, Councillor Winterson, requesting, that a letter be sent to our State Delegation asking for State funding or grant monies to upgrade infrastructure issues in low lying areas of the City including Chancery, Maple, Orchard and Park Streets, to elevate the flooding issues and property damage when heavy rains blanket the area. (To be Referred to our State Delegation.)

Adopted.

(#1293)

WRITTEN MOTION, Councillor Alves, requesting, on behalf of Mr. Jonathan Reynolds, that the following street(s) be CLOSED: MAYWOOD STREET, from Brooklawn Avenue to Carlisle Street, ON SATURDAY, SEPTEMBER 20, 2014, FROM 10:00 A.M. TO 10:00 P.M., for the purpose of a Block Party and Wedding.

Permission Granted.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1294)

WRITTEN MOTION, Council President Lopes, requesting, on behalf of The Zeiterion Theatre, that the following street(s) be CLOSED: PURCHASE STREET, from School Street to Spring Street, ON SATURDAY, AUGUST 23, 2014, FROM 4:00 P.M. TO 12:00 P.M. MIDNIGHT, for the purpose of Todd Baptista's Doo Wop 10.

Permission Granted.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1295)

WRITTEN MOTION, Councillor Martins, requesting that the City Council send a letter to the Massachusetts Country Award Association, expressing our interest in being considered in the candidate pool to host Country Music festivals in New Bedford; and further, that this group has selected the Town of Dighton to host a few festivals and seeing that this group has ties to Nashville and can bring Nationally known acts to their festivals, New Bedford has the space to hold such festivals and it would be a great fit for our community.

Adopted.

(#1296)

WRITTEN MOTION, Councillors Martins and Bousquet, requesting, that the Department of Public Infrastructure demand that the contractors selected for the International Market Place return and repair the issues with the project; and further, this Councillor is not pleased with the length of time it took and how poorly the work was done; and further, if these or any contractors are selected to do Phase II, requesting, that the City monitor the project more carefully and involve the community businesses in the process.

Adopted.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014. (#1297)

COMMUNICATION/EMAIL, Councillor Martins, submitting copies of photos of work done by contractors for the International Marketplace, Phase I, on Acushnet Avenue.

Received and Placed on File. (#1298)

WRITTEN MOTION, Councillor Coelho, requesting, that a representative from the Cemetery Board be invited to a Committee on Appointments and Briefings meeting to brief the Committee members on the new regulations at Pine Grove Cemetery, specifically, the change in the purchase of pre-need graves; and further, that Mr. Cabral, owner of Cabral Baylies Square-Lamoureux Funeral Home be asked to attend said meeting. (To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings. (#1299)

WRITTEN MOTION, Councillor Morad, requesting, that Paul Barton, Chairman of the Airport Commission, supply to the City Council, a listing of all sub-committees of the Airport Commission, including the Chairperson and members of each sub-committee; and further, that this information be provided to the Council on or before September 02, 2014.

Adopted. (#1300)

WRITTEN MOTION, Councillor Morad, requesting, that Paul Barton, Chairman of the Airport Commission, appear before the September meeting of the Committee on Finance to brief the Committee in detail as to the income and expenses of the Airport Enterprise Fund from the beginning of the Fiscal Year, July 01, 2014 to August 31, 2014.

Adopted. (#1301)

WRITTEN MOTION, Councillor Gomes, requesting, that the Special Committee on Memorials and Dedications and the Board of Park Commissioners name softball field three at Buttonwood Park after the late Captain Jack Peterson, WBSM News and sports personality, in recognition of his over fifty years of broadcasting in the area and in recognition of his being an adopted son of the City.

Special Committee on Memorials and Dedications. (#1302)

WRITTEN MOTION, Councillors Bousquet, Martins, Morad, Council President Lopes and Councillor Winterson, requesting, that the lot across from the high school between Ruggles and Greenwood Streets be transformed into a dog park with the appropriate fencing, key system, play areas, trash barrels, doggie do bags, stands and benches,

and that this Dog Park be named after "Captain Jack Peterson" long time talk radio announcer, friend, animal advocate, and resident of New Bedford; and further, that the City establish an account for Peterson Park, so that people can make a donation in Jack Peterson's name in order to support the development and construction, as well as the care and maintenance of the Dog Park. (To be Referred to Special Committee on Memorials and Dedications, the Department of Parks, Recreation and Beaches, the Department of Public Infrastructure, Environmental Stewardship and Mayor Jon Mitchell.)

Adopted and Referred to the Special Committee on the Feasibility of Creating a Dog Park.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014. (#1303)

WRITTEN MOTION, Councillor Bousquet, requesting, on behalf of Ann-Marie Miller, a private Citizen, Neighborhoods United and various groups, permission to install "neighborhood free libraries" at Community Gardens around the City. (To be Referred to the Committee on City Property and Mary S. Rapoza, Director of Parks and Recreation and Beaches.)

Adopted.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014. (#1304)

WRITTEN MOTION, Council President Lopes, Councillors Alves, Gomes, Martins and Morad, requesting, that Department of Inspectional Services, Commissioner Romanowicz and Fire Chief Gomes meet with the members of the Committee on Public Safety and Neighborhoods to discuss the proper policies and procedures that are required by homeowners who are in the process of selling their homes with finished basements that were constructed without Building Permits. (To be Referred to DIS Commissioner Romanowicz, Fire Chief Gomes, the Committee on Public Safety and Neighborhoods and a member of the Greater New Bedford Association of Realtors).

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014. (#1305)

WRITTEN MOTION, Councillor Lopes, requesting that the City accept M.G.L. Chapter 32, Section 90D ½, which would increase the allowance of a member retired on superannuation, accidental disability or ordinary disability with at least 25 years of creditable service.

Received and Placed on File.

(#1306)

CITY OF NEW BEDFORD
IN CITY COUNCIL
AUGUST 21, 2014

ORDERED, that the City of New Bedford accept the provisions of M.G.L. Chapter 32, Section 90D ½ which increasing the retirement allowance of any member of the Retirement system, who has been retired under this Chapter or

similar provision of earlier law on a superannuation, accidental disability or ordinary disability retirement allowance and who has completed at least 25 years of creditable service to an amount not to exceed \$15,000.00.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval August 25, 2014.

Approved September 4, 2014. (#1307)

COMMUNICATION, Gerard Arnaudet, Executive Director, New Bedford Contributory Retirement System, to Council President Lopes, notifying that on May 29, 2014, New Bedford Retirement Board adopted the provisions of M.G.L. Chapter 32, Section 90D ½.

Received and Placed on File. (#1308)

WRITTEN MOTION, Councillor Alves, requesting, that the Department of Public Infrastructure take immediate action to repair the manhole cover that is falling in on its side, causing a large dangerous deep hole at the corner of Trinity Street and Bullock Street, this poses a danger to pedestrians and children in the area and a potential liability to the City. (To be Referred to the Department of Public Infrastructure.)

NO FURTHER ACTION. (#1309)

WRITTEN MOTION Councillor Alves, requesting, that the Traffic Commission address the issues at the Purchase Street Zeiterion Theatre Garage, as they relate to the safety and security of residents and patrons. (To be Referred to the Traffic Commission and the Committee on Public Safety and Neighborhoods.)

Adopted. (#1310)

COMMUNICATION, Councillor Alves, submitting copy of letter from Ms. Bernice Stensen, regarding safety concerns at the Purchase Street Zeiterion Theatre Garage.

Received and Placed on File. (#1311)

WRITTEN MOTION, Council President Lopes requesting, School Superintendent Durkin provide the members of the Committee on Public Safety and Neighborhoods with a copy of the New Bedford Public Schools Alarm Monitoring Contract, as well as the policies and procedures for after hour's school safety.

Adopted and requesting a response within 30-days.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014. (#1312)

WRITTEN MOTION: Councillors Morad, Bousquet, Council President Lopes, Councillors Gomes, Martins and Alves, requesting that School Committee Vice Chairperson Livramento, appear before the Committee on Finance to discuss the City Council's concern over the non-operational alarm system at Keith Middle School, considering that

taxpayer monies were expended in the construction of the brand new school building and that taxpayer monies will certainly be required to cover the expense of repairing the alarm system and for the costs associated with the destruction that was caused at Keith Middle School by the vandals in the recent break-in.

Adopted.

(#1313)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of constituents on Sylvia Street, that Department of Public Infrastructure Commissioner Ronald Labelle look into every possible way to assist the people in that neighborhood with flooding issues; and further, that City Solicitor Mikaela McDermott, do everything in her power to assist those residents financially, relative to reimbursement for items damaged and lost due to the flooding incidents; and further, this Councillor disagrees with the Mayor Mitchell's statement that "the reality is no matter what they do, flooding may always happen", this Councilor believes we should be doing everything possible for this to never happen again and that the good people residing on Sylvia Street should not be worrying if the next rainy day will bring more damage.

Adopted.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval August 22, 2014.

RETURNED UNSIGNED September 5, 2014.

(#1314)

WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor, the Licensing Board and the Police Chief, favorably consider asking all bars and liquor establishments long Acushnet Avenue and Belleville Avenue within an eight block radius, north and south, east and west of the Feast of the Blessed Sacrament location to close at midnight, on all four nights of the Feast giving law enforcement the ability to the control crowds and provide a safe area for all residents and tourists and those visiting the area for this special event. (To be Referred to the Mayor, Committee on Public Safety and Neighborhoods and the New Bedford Licensing Board.)

Adopted.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014.

(#1315)

WRITTEN MOTION Councillor Gomes, requesting, that a round table summit meeting be held with the Committee on Public Safety and Neighborhoods, for the purpose of discussing and addressing a strategic plan of action on criminal and gang activity in the City of New Bedford; and further, that the following agencies be invited to attend said summit; Massachusetts Department of Public Safety, the District Attorney, the Police Chief, the City Solicitor, a representative from the Mayor's Office and the Mayor's Housing Task Force, the State Police, a member of the Bureau of Alcohol, Tobacco, Firearms and Explosives, and any agency presently working with local law enforcement; and further, that all members of our State and Federal Legislative Delegation be invited to said meeting, which will be a collaborative effort working together for a safer City.

Adopted.

(#1316)

WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Library Board of Trustees consider installing spotlights in the column area of the Downtown Main Public Library; and further, that “NO TRESPASSING DURING BUSINESS HOURS AND AFTER CLOSING, TRESPASSERS WILL BE SUBJECT TO ARREST”, signage be posted on the area of the sixth row of stairs continuing to the top on the Pleasant Street side of the Library. (To be Referred to the Mayor, the Library Board of Trustees and the Committee on Ordinances.)

Adopted – FAILED – Yeas 4, Nays 6. (Councillors Bousquet, Coelho, Gomes, and Winterson IN FAVOR; Councillor Oliveira not present for the vote.) (#1317)

WRITTEN MOTION, Councillors Gomes, Winterson and Council President Lopes, Councillors Bousquet, Carney, Coelho, Morad, Martins, Rebeiro and Alves requesting, for the third time, that immediate action be taken by the State Public Safety Commissioner along with State Public Health Commissioner in removing the synthetic smoking drugs from the shelves of stores throughout the City of New Bedford and the Commonwealth of Massachusetts; and further, that the City Council’s Legal Counsel immediately draft an Ordinance banning all synthetic smoking drugs from store shelves in New Bedford; and further, that Mayor Mitchell join the City Council in this effort of banning a product that is well known to cause suicidal behavior, mental illness or even instant death; and further, that a letter be sent to our Federal and State Legislative Delegation asking for the appropriate action on the this issue.

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

Presented to the Mayor for approval August 22, 2014.

RETURNED UNSIGNED September 5, 2014. (#1318)

WRITTEN MOTION, Councillor Alves, requesting, in light of the fact that the City of New Bedford will be the site of the first facility in the Nation designed to support the assembly and deployment of offshore wind projects, and that the City Council has had little in-put or details as to the port development, asking that the Administration and/or Matthew Morrissey, Director of the New Bedford Wind Energy Center set-up a personal on-site tour of the newly developed South Terminal Construction site to allow the members of the Committee on Appointments and Briefings to view and learn more about the project. (To be Referred to the Administration, the New Bedford Wind Energy Center and the Committee on Appointments and Briefings.)

Adopted.

Presented to the Mayor for approval August 25, 2014.

Approved September 1, 2014. (#1319)

WRITTEN MOTION, Councillor Carney requesting that the Traffic Commission look into designating “SENIOR CITIZENS ONLY PARKING” on the north side of Middle Street in front of the New Bedford Hotel during the operational hours of the Senior Center. (To be Referred to the Traffic Commission.)

Adopted.

(#1320)

WRITTEN MOTION, Councillor Alves, requesting, that in light of the current back up at this time within the New Bedford Fire Prevention Department that has caused major problems in the scheduling for smoke inspection certificates, which is causing major delays in closings and/or the purchases of homes in the City of New Bedford of approximately five to six weeks, causing major inconveniences to families and the potential loss of a low mortgage rate

for many first time homebuyers, that the City Council ask the Administration and/or the Chief of the Fire Department to assign additional personnel to the Fire Prevention Unit to immediately address the problem. (To be Referred to the Committee on Appointments and Briefings.)

Adopted. (#1321)

WRITTEN MOTION, Councillor Coelho, requesting that the Administration and ABC Disposal Service look into bringing back the policy of allowing one bulky item to be placed curbside each week on designated trash and recycling day; and further, requesting that ABC Disposal Service canvas the City and dispose of any trash or illegal dumping that has been happening since the new trash and recycling program has gone into effect.

Referred to the Administration and the Committee on Internal Affairs.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014. (#1322)

WRITTEN MOTION, Councillors Martins and Morad, requesting, that Department of Inspectional Services Commissioner Romanowicz be invited to the Committee on Appointments and Briefings to discuss permitting procedures and enforcement for signs and flags on City sidewalks.

Adopted and requested that City Planner Maclean be invited to said meeting. (#1323)

WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Police Chief increase patrols in the Sawyer Street area, between North Front Street and Bellevue Avenue and include Bonneau Court, due to the increasing criminal activity and drug dealing in this area; and further, requesting, that the Mayor's Housing Task Force inspect and address all violations in this area.

Adopted.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED September 5, 2014. (#1324)

WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Ordinances amend Chapter 23, Section 24, Solicitation Of Contributions On Public Ways, to read “No person or persons will be allowed to solicit on any public way without a permit issued from the City, said permit will be issued only if accompanied by an organization or corporate letter that can be verified; and further, any person caught soliciting without the proper permit will be subject to immediate removal and fined up to three hundred dollars; and further, anyone not complying will also be subject to arrest”, this change in Chapter 23, Section 24, will not apply to Police, Fire or Emergency Services fundraising solicitation.

Referred to the Committee on Ordinances. (#1325)

COMMUNICATION, City Clerk/Clerk of the City Council, Dennis W. Farias, to City Council, requesting that the City Council set the Annual Bond for 2014-2015 for the City Clerk at \$35,000.00.

Received and Placed on File. (#1326)

AUGUST 21, 2014

ORDERED, that the amount of the Annual Bond of the City Clerk of the City of New Bedford be and the same is hereby established at THIRTY-FIVE THOUSAND DOLLARS (\$35,000.00), said sum being the amount which the Commissioner of Revenue has established for the tax year 2014/2015, and said Bond to be in the form established by the Commissioner of Revenue and approved by the Commissioner as required by law.

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

Presented to the Mayor for approval August 25, 2014.

Approved August 25, 2014. (#1327)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **GEORGE M. VIVEIROS, 102 Durfee Street, New Bedford, MA 02740 d/b/a MED FIRST, INC., 102 Durfee Street, New Bedford, MA 02740**, hereby submit a copy of the Application requesting a **RENEWAL** of a **Private Livery License**, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford. (**Current License will expire September 12, 2014.**)

Renewal License Granted.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1328)

COMMUNICATION, City Clerk/Clerk to the City Council, to City Council, on behalf of **Khalil B. Arsanios, 1220 Pleasant Street, New Bedford, MA 02740, d/b/a INTERNATIONAL TRANSPORTATION, 308 Mill 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 expired February 28, 2014.**)

Renewal License Granted.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1329)

COMMUNICATION, Councillor Martins, submitting an Ordinance from the City of South Bend, Indiana, regarding Honey Bee Keeping Regulations. (To be Referred to the Committee on Ordinances.)

Referred to the Committee on Ordinances. (#1330)

COMMUNICATION, Massachusetts Clean Energy Center, to Councillor Winterson, regarding the relocation of an AM Broadcast Tower for WNBH-1340 from a property adjacent to the New Bedford Marine Commerce Terminal. (To be Received and Placed on File.)

Received and Placed on File. (#1331)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of David N. Pimental d/b/a CD'S RELIABLE TRANSIT, 135 Thompson Street, New Bedford, MA 02740, 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. (#1332)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Mariam Bokhari, 347 North Street, Apt 1E, New Bedford, MA 02740 & Ali Masood Bokhari, 44 Liberty Street, New Bedford, MA 02740, d/b/a MAGIC WHEELS TRANSPORTATION, 347 North Street, Apt 1E, New Bedford, MA 02740**, 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. (#1333)

CITATIONS, Councillor Gomes, honoring NEW BEDFORD POLICE DEPARTMENT and FIRE DEPARTMENT RETIREES.

Adopted, to be presented at a later date. (#1334)

WRITTEN MOTION, Council President Lopes, requesting, on behalf of the Zeiterion Theatre, that the following street(s) be CLOSED: PURCHASE STREET, from School Street to Spring Street, ON WEDNESDAY, AUGUST 20, 2014, FROM 4:00 P.M. TO 12:00 P.M., for the purpose of Night Ranger at the "Z".

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT JOSEPH P. LOPES, ON THURSDAY, AUGUST 07, 2014, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, AUGUST 21, 2014.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1335)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Our Lady of the Assumption Church, that the following street(s) be CLOSED: SEVENTH STREET, from Joli Gonsalves Way to Madison Street, FROM 8:00 A.M. TO 4:00 P.M. and MADISON STREET, from Sixth Street to Seventh Street, FROM 10:30 A.M. TO 11:30 A.M., ON SUNDAY, AUGUST 17, 2014, for the purpose of a Procession for a Mass.

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT JOSEPH P. LOPES, ON FRIDAY, AUGUST 08, 2014, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, AUGUST 21, 2014.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1336)

WRITTEN MOTION, Councillor Alves, requesting, on behalf of individuals being honored for their participation in the "Annual Joe Jesus 50's Night", that the following street(s) be CLOSED: WILLIAM STREET, from North Sixth

Street to Pleasant Street, FROM 5:00 P.M. TO 9:00 P.M., ON THURSDAY, AUGUST 21, 2014, for the purpose of Parking and Displaying Vintage Cars in front of City Hall.

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT JOSEPH P. LOPES, ON MONDAY, AUGUST 11, 2014, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, AUGUST 21, 2014.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1337)

WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Lee Heald and AHA! and Deborah Bastoni, Team Builders, Inc./House of Music, that the following street(s) be CLOSED: PURCHASE STREET, from Union Street to Spring Street, **FROM 8:00 A.M. TO 8:00 P.M.**, ON THURSDAY, AUGUST 14, 2014, for the purpose of the 5th Annual Everybody Dance Contest. **PLEASE NOTE: THE TIME OF CLOSING HAS BEEN REVISED.**

GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT JOSEPH P. LOPES, ON TUESDAY, AUGUST 12, 2014, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, AUGUST 21, 2014.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1338)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of Mr. Jason B. Hoglund, 211 Query Street, that the Traffic Commission install a "NO PARKING EXCEPT HANDICAP VEHICLE" Sign in front of said address. (Copy of Handicap Placard and letter from owner of building allowing installation of sign enclosed.) (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission. (#1339)

WRITTEN MOTION, Councillor Martins, requesting, on behalf of constituents, that the Traffic Commission install a "STOP SIGN" at the corner of Brook and Princeton Streets. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission. (#1340)

WRITTEN MOTION, Councillor Alves requesting that the Traffic Commission authorize the transfer of the HANDICAP PARKING Sign from Hathaway Street at the intersection of Acushnet Avenue to Duncan street, at the intersection of Acushnet Avenue, in light of the fact that Mr. Paul Collard (Massachusetts Handicap Placard #P06547532) has moved to a rental apartment at the new address on Duncan street, at the intersection of Acushnet Avenue, (landlord authorization letter to be submitted under separate cover.) (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission. (#1341)

WRITTEN MOTION, Councillor Gomes, requesting, that the Health Department and the Department of Inspectional Services inspect and send a letter to the owner of Nice N' Clean Car Wash, located at 145 Bliss Street at Bolton Street and also at 5 Rockdale Avenue at Orchard Street, asking that the owners/management do a better job with collecting trash and keeping their properties clean, due to the fact that the trash and debris coming from both Car Washes

is affecting the neighborhoods and the litter from the Bliss Street Nice N' Clean Car Wash is affecting a nearby Veterans Monument. (To be Referred to the Health Department and the Department of Inspectional Services.)

Referred to the Health Department and the Department of Inspectional Services.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1342)

WRITTEN MOTION, Councilor Gomes, requesting, on behalf of Jose and Carol Raposo, that the Traffic Commission install a "FIVE MINUTE PARKING" Sign in the front of the Allen Street Convenience Store, 282 Allen Street, at the corner of Allen Street and Oak Street. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission. (#1343)

CONSTABLE BOND, ANTHONY J. POENTE, JR., New Bedford, MA 02740, with Western Surety Company in the amount of \$5,000.00.

Approved.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1344)

COMMUNICATION, Councillor Alves, submitting copy of a letter to Mr. Barry M. Gosin, Principal, KG Urban Enterprises, LLC, relative to the City Council's support of the development of a Casino site in Downtown New Bedford.

Received and Placed on File. (#1345)

MINUTES, Board of Assessors, submitting Minutes of meetings held on July 17 and 24, 2014.

Received and Placed on File. (#1346)

MINUTES, Bristol County Public Health Emergency Preparedness Coalition, submitting MINUTES of a meeting held on June 17, 2014.

Received and Placed on File. (#1347)

MINUTES, Conservation Commission, submitting MINUTES of meetings held on April 25 and May 06, 2014.
Received and Placed on File. (#1348)

APPLICATION, **Goulart Square Realty, LLC**, for permission to maintain a STREET OBSTRUCTION at **414-430 Rivet Street**, provisionally granted by the City Clerk on July 17, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1349)

APPLICATION, **Dias Brothers Construction**, for permission to maintain a STREET OBSTRUCTION at **435 County Street**, provisionally granted by the City Clerk on August 05, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1350)

APPLICATION, **Joseph E. Dupre, Inc.**, for permission to maintain a STREET OBSTRUCTION at **800-814 Purchase Street**, provisionally granted by the City Clerk on August 05, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1351)

APPLICATION, **Pods of New England**, for permission to maintain a STREET OBSTRUCTION at **2 Stanton Court**, provisionally granted by the City Clerk on August 20, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1352)

APPLICATION, **Frank Corp. Environmental Services**, for permission to maintain a STREET OBSTRUCTION at **Intersection of Court Street and Ash Street**, provisionally granted by the City Clerk on July 21, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1353)

APPLICATION, **W.C. Smith & Son, Inc.** for permission to maintain a STREET OBSTRUCTION at **748 Mt. Pleasant Street/Downey Street**, provisionally granted by the City Clerk on July 23, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1354)

APPLICATION, **W.C. Smith & Son, Inc.** for permission to maintain a STREET OBSTRUCTION at **389 Cottage Street**, provisionally granted by the City Clerk on July 23, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1355)

APPLICATION, **Christopher Mendoza** for permission to maintain a STREET OBSTRUCTION at **80 Forest Street**, provisionally granted by the City Clerk on August 05, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1356)

APPLICATION, **R.J. Canessa Excavating** for permission to maintain a STREET OBSTRUCTION at **Lucy Street (cul-de-sac) P18/L26**, provisionally granted by the City Clerk on August 06, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1357)

APPLICATION, **Technical Drilling Services, Inc.** for permission to maintain a STREET OBSTRUCTION at **Corner of Bates Street and Acushnet Avenue**, provisionally granted by the City Clerk on August 08, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1358)

APPLICATION, **Technical Drilling Services, Inc.** for permission to maintain a STREET OBSTRUCTION at **Corner of Query Street and Acushnet Avenue**, provisionally granted by the City Clerk on August 08, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1359)

APPLICATION, **R.J. Canessa Excavating, Company** for permission to maintain a STREET OBSTRUCTION at **270 Phillips Avenue**, provisionally granted by the City Clerk on August 12, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1360)

APPLICATION, **W.C. Smith & Son** for permission to maintain a STREET OBSTRUCTION at **Acushnet Avenue (E.S) 148' ft x Jessica Lane**, provisionally granted by the City Clerk on August 14, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014.

(#1361)

APPLICATION, **R.J. Canessa Excavating** for permission to maintain a STREET OBSTRUCTION at **162 Francis Street** provisionally granted by the City Clerk on August 20, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1362)

APPLICATION, **Able Asphalt, Inc.** for permission to maintain a STREET OBSTRUCTION at **129 Perry Street** provisionally granted by the City Clerk on August 20, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1363)

APPLICATION, **Able Asphalt, Inc.** for permission to maintain a STREET OBSTRUCTION at **148 Apponagansett Street** provisionally granted by the City Clerk on August 20, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 2, 2014. (#1364)

APPLICATION, **Frank Corp. Environmental Services** to DISTURB THE SURFACE, of **Intersection of Court Street and Ash Street**, provisionally granted by the City Clerk on July 21, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1365)

APPLICATION, **W.C. Smith & Son, Inc.** to DISTURB THE SURFACE, of **748 Mt. Pleasant Street/Downey Street**, provisionally granted by the City Clerk on July 23, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1366)

APPLICATION, **W.C. Smith & Son, Inc.** to DISTURB THE SURFACE, of **389 Cottage Street**, provisionally granted by the City Clerk on July 23, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1367)

APPLICATION, **Christopher Mendoza** to DISTURB THE SURFACE, of **80 Forest Street**, provisionally granted by the City Clerk on August 05, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1368)

APPLICATION, **R.J. Canessa Excavating** to DISTURB THE SURFACE, of **Lucy Street (cul-de-sac) P18/L26** provisionally granted by the City Clerk on August 06, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1369)

APPLICATION, **Technical Drilling Services, Inc.** to DISTURB THE SURFACE, of **Corner of Bates Street and Acushnet Avenue** provisionally granted by the City Clerk on August 08, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1370)

APPLICATION, **Technical Drilling Services, Inc.** to DISTURB THE SURFACE, of **Corner of Query Street and Acushnet Avenue** provisionally granted by the City Clerk on August 08, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1371)

APPLICATION, **R. J. Canessa Excavating Company,** to DISTURB THE SURFACE, of **270 Phillips Avenue** provisionally granted by the City Clerk on August 12, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1372)

APPLICATION, **W.C. Smith & Son, Inc.** to DISTURB THE SURFACE, of **Acushnet Avenue (E.S) 148 ft x Jessica Lane,** provisionally granted by the City Clerk on August 14, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1373)

APPLICATION, **R. J. Canessa Excavating** to DISTURB THE SURFACE, of **162 Francis Street,** provisionally granted by the City Clerk on August 20, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1374)

APPLICATION, **Able Asphalt, Inc.** to DISTURB THE SURFACE, of **129 Perry Street**, provisionally granted by the City Clerk on August 20, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1375)

APPLICATION, **Able Asphalt, Inc.** to DISTURB THE SURFACE, of **148 Apponagansett Street**, provisionally granted by the City Clerk on August 20, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014. (#1376)

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 21, 2014, subject to ratification by the Mayor and City Council as follows:

20 Granfield Street (#1377)

18 Linden Street (#1378)

Intersection of Tradewind Street and Hathaway Road (#1379)

Intersection of Cottage Street and Pope Street (#1380)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014

Approved September 02, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 23, 2014, subject to ratification by the Mayor and City Council as follows:

103 Mott Street (#1381)

414 Cottage Street (#1382)

939 Pleasant Street (#1383)

24 Alva Street (#1384)

445 Maxfield Street (#1385)

Richmond Street @ Austin Street (#1386)

35 Lambeth Street (#1387)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 28, 2014, subject to ratification by the Mayor and City Council as follows:

925-927 Brock Avenue (#1388)

14 Edward Street	(#1389)
186 Rockdale Avenue	(#1390)
65 Seymour Street	(#1391)
63 East Clinton Street	(#1392)
Intersection of Russell Street and South Sixth Street	(#1393)
Intersection of School Street and South Second Street	(#1394)
Intersection of South Sixth Street and Walnut Street	(#1395)

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval August 25, 2014.
Approved September 02, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 29, 2014, subject to ratification by the Mayor and City Council as follows:

Mina Street, Charles Street and Aquidneck Street	(#1396)
Charles Street, Mina Street and Brock Avenue	(#1397)

Received and Action of the City Clerk Ratified.
Presented to the Mayor for approval August 25, 2014.
Approved September 02, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 06, 2014, subject to ratification by the Mayor and City Council as follows:

28 Viall Street	(#1398)
34 Swift Street	(#1399)
42 Stephen Street	(#1400)
42 Sherman Street	(#1401)
62 Sherman Street	(#1402)
15 Stackhouse Street	(#1403)
171 Osborne Street	(#1404)
141 Phillips Avenue	(#1405)
73 Fruit Street	(#1406)
69 Foster Street	(#1407)
390 Summer Street	(#1408)
359 Maple Street	(#1409)
189 Orchard Street	(#1410)
278 Purchase Street	(#1411)
366 Cedar Street	(#1412)
57 East Clinton Street	(#1413)
574 Brock Avenue	(#1414)

436 Orchard Street (#1415)
648 County Street (#1416)
23 Cottage Street (#1417)
87 Acushnet Avenue (#1418)
251-253 Central Avenue (#1419)
Seymour Street, Fort Street – East Rodney French Boulevard (#1420)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 12, 2014, subject to ratification by the Mayor and City Council as follows:

527 Bedford Street (#1421)
62 Bedford Street (#1422)
35 Lucas Street (#1423)
67 Emma Street (#1424)
251 Phillips Avenue (#1425)
139 Dartmouth Street (#1426)
667 Cottage Street (#1427)
388 County Street (#1428)
67-71 Rivet Street (#1429)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 18, 2014, subject to ratification by the Mayor and City Council as follows:

12 and 18 Lincoln Street (#1430)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 18, 2014, subject to ratification by the Mayor and City Council as follows:

32 Lincoln Street (#1431)
264 Reed Street (#1432)
478 Bedford Street (#1433)
26 Lemos Street (#1434)
1095 Pequot Street (#1435)

1099 Phillips Road (#1436)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on July 23, 2014, subject to ratification by the Mayor and City Council as follows:

Page Street between Bedford Street and Allen Street (#1437)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014.

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

367 Ash Street (#1438)

261 Union Street (#1439)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014.

APPLICATIONS, **S & L Roll-Off Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on July 31, 2014, subject to ratification by the Mayor and City Council as follows:

47 Carroll Street (#1440)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014.

APPLICATIONS, **ABC DISPOSAL SERVICE, INC.**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on August 12, 2014, subject to ratification by the Mayor and City Council as follows:

209 Hathaway Street (#1441)

204 Union Street (#1442)

3 Green Street (#1443)

53 Snow Street (#1444)

300 Wilson Street (#1445)

60 Merrimac Street (#1446)

52-57 Palmer Street (#1447)

5 Lincoln Street (#1448)

302-306 North Front Street (#1449)

37 Ivy Street (#1450)

53 Crapo Street (#1451)

7 Ashland Terrace (#1452)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval August 25, 2014.

Approved September 02, 2014.

IT WAS VOTED, on a motion made and duly seconded, Yeas 10, Nays 0, to waive Rule 42 in order to take up the late file items. (Councillor Coelho not present for vote.)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of FRANK J. ADESSO, New Bedford, MA 02746, as a CONSTABLE.

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

Received and Placed on File. (#1453)

APPLICATION, FRANK J. ADESSO, New Bedford, MA 02746, for REAPPOINTMENT as a CONSTABLE.

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

Confirmed. (#1454)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of IAN DALEY, Taunton, MA 02780, as a CONSTABLE.

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

Received and Placed on File. (#1455)

APPLICATION, IAN A. DALEY, Taunton, MA 02780, for REAPPOINTMENT as a CONSTABLE.

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

Confirmed. (#1456)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of DAVID N. ST. AUBIN, New Bedford, MA 02740, as a SPECIAL POLICE OFFICER.

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

Received and Placed on File (#1457)

APPLICATION, DAVID N. ST. AUBIN, New Bedford, MA 02780, for REAPPOINTMENT as SPECIAL POLICE OFFICER.

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

Appointment made and confirmed.

(#1458)

WRITTEN MOTION, Councillor Gomes, requesting, that the School Department's Facility Management Office take immediate action at the William H. Taylor School on Brock Avenue and cut back the overgrowth, which is affecting pedestrian traffic at the back area of the school on the Norman Street, Cleveland Street and Frederick Street sides, due to the fact that classes will be starting soon and this area sees a lot of pedestrian traffic, it is used by those attending both the Taylor School and Roosevelt Middle School; and further, asking that the School Department clean the interior of the field behind the Taylor School and cut back the overgrowth, so that Public Safety officials can have an clear view of what goes on behind the Taylor School. (To be Referred to the School Department for immediate action.)

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

Adopted.

Presented to the Mayor for approval August 25, 2014.

RETURNED UNSIGNED SEPTEMBER 05, 2014.

(#1459)

On a motion, the Council then adjourned at 11:37pm.

ATTEST:

DENNIS W. FARIAS, CITY CLERK/
CLERK OF THE CITY COUNCIL