



Council Meeting – Minutes

CITY COUNCIL CALENDAR

Chambers of the City Council Municipal Building

Thursday, September 11, 2014 – 7:08 p.m.

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

LATE: No One.

ABSENT: No One.

Council President Lopes called the meeting to order and presided

The Very Reverend Constantine Bebis led the Assembly in Prayer.

Moment of Silence: In Remembrance of the Thirteenth Anniversary of the Victims of the 9/11 Attacks and for Joseph Andrews, Councillor at Large Naomi Carney's father who passed away this morning.

The Boy Scout Troop led the Assembly in the Pledge of Allegiance to the flag.

CITATIONS, Councillor Gomes, honoring BRANDON D. CABRAL, SABRINA M. HINCHEY, JARED D. LIZOTTE, CRAIG R. RIBEIRO and DANIEL J. DUCLOS, in recognition of their Appointments as New Bedford Police Officers.

Adopted. (#1460)

CITATIONS, Councillor Gomes, honoring DAVID PROVENCHER, CHIEF OF POLICE, and SGT. JASON GOMES, Charles W. Morgan Homecoming Committee, in recognition of their contributions to our City and their dedication of the Historic Whaleship, Charles W. Morgan to her homeport of New Bedford, Massachusetts, 2014 with thanks and gratitude.

Adopted. (#1461)

CITATION, Councillor Martins, honoring ELIZABETH LEIWANT, in recognition of her commitment and dedication as a Literary Specialist at the Alma Del Mar Charter School.

Adopted. (#1462)

CITATION, Councillors Martins and Morad, THE BACKPACK MISSION, in recognition of your dedication and commitment to providing assistance to students in need and the homeless in the New Bedford Area.

Adopted. (#1463)

The following resolution honoring Peter Britto was presented by Councillors Martins, Winterson, Oliveira, Council President Lopes and Councillor Gomes.

CITY OF NEW BEDFORD

IN CITY COUNCIL

SEPTEMBER 11, 2014

RESOLUTION HONORING PETER BRITTO, FOUNDER OF NEW BEDFORD YOUTH UNITED FOR HIS FORTY YEARS OF DEDICATION TO THE YOUTH OF NEW BEDFORD

WHEREAS, Peter Britto is a retired Superior Court Officer, who for several decades has taught boys and girls the game of basketball, also teaching them patience, leadership and respect for their teammates; and

WHEREAS, For many years, Peter Britto worked with the New Bedford Boys and Girls Club and the City of New Bedford Basketball League, while running the Monte Park Basketball League; and

WHEREAS, Peter Britto had a idea of bringing kids together by creating a new area youth league; and

WHEREAS, Peter Britto founded the New Bedford Youth United in 2004, a basketball league made up of one hundred and twenty players from across the City; and

WHEREAS, New Bedford Youth United has no home court, their basketball games are played at parks throughout New Bedford and they are now under the sponsorship of the Department of Parks, Recreations and Beaches; and

WHEREAS, Peter Britto has organized basketball tournaments in conjunction with the Annual Cape Verdean Recognition Week Parade, bringing teams from all over New England to New Bedford for games, he also began what has now become an annual tradition, a summertime trip to Oak Bluffs on Martha's Vineyard for the young players, not only for a game of basketball, but also for a day of fun exploring the island; and

WHEREAS, The game of basketball has been a way for Peter Britto to reach children and he is known as a positive role model for young athletes in the City:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby commends **PETER BRITTO, FOUNDER OF NEW BEDFORD YOUTH UNITED FOR HIS FORTY YEARS OF DEDICATION TO THE YOUTH OF NEW BEDFORD**, honors him for his commitment to area youth basketball, thanks him for the many years he has spent mentoring children and wishes him many years of continued health and happiness.

Adopted.

(#1464)

The following resolution honoring Sid Wainer and Son was presented by Council President Lopes, Councillors Bousquet, Martins and Morad.

CITY OF NEW BEDFORD

IN CITY COUNCIL

SEPTEMBER 11, 2014

RESOLUTION HONORING SID WAINER AND SON SPECIALTY PRODUCE AND SPECIALTY FOODS, ON THE OCCASION OF THEIR 100TH ANNIVERSARY IN BUSINESS.

WHEREAS, When Wainer Brothers Wholesale Produce first opened their doors in 1914, on Union Street in New Bedford, Massachusetts, brothers Henry and David would deliver products to local restaurants and stores by horse and buggy, today Sid Wainer and Son Specialty Produce and Specialty Foods have a three hundred thousand square foot facility, with plans to enlarge; they ship their products internationally and to the finest chefs in America; and

WHEREAS, Henry B. Wainer, son of Sid Wainer, is the third generation of Wainers in the produce business in New England, and as a child he would accompany his father Sidney around the City, they would frequently visit farms throughout the Southcoast region, Henry's daughter, Allie has now also joined Sid Wainer and Son Specialty Produce and Specialty Foods to help strengthen the business for the future; and

WHEREAS, Sid Wainer and Son harvest, produce and test experimental crops at their own local farm, called Jansa Valley and have first pick of the harvest from dedicated farms throughout the world allowing them access to the freshest, highest quality products for consumption by retailers, restaurants, airlines, caterers and hotels; and

WHEREAS, One of the early leaders in the organic food movement in the United States, Sid Wainer and Son Specialty Produce and Specialty Foods has a sales staff who are food experts and trained chefs and a management team made up of individuals who are HACCP trained and dedicated to quality and customer service; and

WHEREAS, Henry B. Wainer, owner and President of the business founded by his grandfather and great-uncle a century ago, is known for his leadership in food safety and has appeared in major newspapers and magazines throughout the United States, he has appeared on Food Network shows and cooking talk shows, Sid Wainer and Son Specialty Produce and Specialty Foods was the subject of a Fox International News Report that aired in prime-time throughout the United States, as well as in sixty foreign countries; and

WHEREAS, Today, Sid Wainer and Son Specialty Produce and Specialty Foods are the acknowledged worldwide leaders in food safety; and

WHEREAS, Sid Wainer and Son Specialty Produce and Specialty Foods has been selected by the United States Farm Bureau as an example of a company committed to sustainable agriculture and food safety, the company sources products from numerous Countries around the world, supplying chefs and specialty stores across the United States, they supply about 25,000 restaurants daily throughout the United States; and

WHEREAS, Sid Wainer and Son Specialty Produce and Specialty Foods is a nationwide business with a warehouse in London, Henry Wainer continues to be an international leader in food safety and sustainable agriculture, having been awarded numerous gold medals by the Fancy Food Association and having been recognized by the President of the United States, the Secretary and Under Secretary of the Department of Agriculture for their high standards of food safety and expertise; and

WHEREAS, On May 20, 2000, Henry Wainer was awarded a Doctorate, Honoris Causa, in Business Management from Johnson and Wales University, the largest culinary university in the world for his many years of promoting food safety throughout the world:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby honors SID WAINER AND SON SPECIALTY PRODUCE AND SPECIALTY FOODS ON THE OCCASION OF THEIR 100m ANNIVERSARY IN BUSINESS, thanks Henry Wainer for continuing the high standards which his grandfather Henry, great-uncle David and father Sidney established and which will be continued by his daughter, Allie, commends him for his dedication to food quality and safety and to preserving open farm land and wishes all many more years of continued success.

Adopted.

(#1465)

The following resolution honoring Market Basket was presented by Councillors Coelho and Martins.

CITY OF NEW BEDFORD

IN CITY COUNCIL

SEPTEMBER 11, 2014

RESOLUTION HONORING MARKET BASKET

WHEREAS, Demoulas Super Markets, Inc., under the trade name of Market Basket, is a chain of seventy-one supermarkets in New Hampshire, Massachusetts and Maine; and

WHEREAS, In 1917, Greek immigrants Athanasios "Arthur" and Efrosini Demoulas opened DeMoulas Market, a grocery store in Lowell, Massachusetts, specializing in fresh lamb, by 1938, in the midst of the Great Depression, the store was largely operating on credit; and

WHEREAS, After the Second World War, with the ever expanding post-war housing boom, the Demoulas brothers purchased the store from their parents and began the transformation of the business into a modern supermarket chain, Mike Demoulas would open stores under different names, which led to the stores being named the Market Basket chain, controlled entirely by Mike Demoulas and his family; and

WHEREAS, Today, Market Basket is a low price grocer, with fresh produce, does not have supermarket loyalty cards and typically does not feature pharmacies within its stores and does not have self checkout lanes, Company President, Arthur T. Demoulas has said that he wanted "a human being waiting on a human being"; and

WHEREAS, During the recent six week work stoppage, the absence of Market Basket was felt Citywide as employees dealt with job uncertainty; and

WHEREAS, The work stoppage caused stress on local folks with no transportation or means to shop elsewhere, Market Basket uplifts the entire community, the development itself is an anchor store and is a magnet for other developers and anyone who drives by can see the ripple effect of the growth, also this anchor store brings in people from afar who not only come by for groceries but also stop in at local shops, restaurants and bakeries; and

WHEREAS, Best of all, Market Basket has a great mix of diversity and class of customers as well as employees and congratulations to all of Market Basket's employees as well as Arthur T. Demoulas as they are a great example of an American business with a face on it; and

WHEREAS, The City of New Bedford is grateful for the initial investment and the faith that the Demoulas Family had in opening a business in this area:

NOW, THEREFORE, BE IT RESOLVED, That the New Bedford City Council hereby honors **MARKET BASKET**, thanks them for providing this City with superior products and service, commends them for their hard work and dedication and wishes them many more years of continued success.

Adopted.

(#1466)

HEARING, on NSTAR ELECTRIC COMPANY, for location of eight (8) 5" Conduits, six (6) 4" Conduits and two (2) 6'x10'x6' Manholes in BLACKMER STREET, East and West of South Front Street.

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

No One Opposed; Hearing closed.

Petition Placed on File.

(#1467)

ORDER

Adopted and ordered recorded in Book of Location Order Records.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1468)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a VETO on the BUILDING DEMOLITION REVIEW, 4026 Acushnet Avenue, Map 136, Parcel 252, given the historic and architectural significance of the structure, it is important that the City be provided with a full explanation regarding the rationale for demolition.

Veto Received and Ordered Spread on the Records. (#1469)

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, June 17, 2014 meeting – May 22, 2014.

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

August 21, 2014.

Veto Received and Ordered Spread on the Records.

Presented to the Mayor for approval August 22, 2014.

VETOED September 2, 2014. (#0743)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDINANCE to amending Chapter 25, VETERANS, the amendment is designed to update the language which describes the Veterans Advisory Board membership requirements.

Received and Placed on File. (#1470)

AN ORDINANCE,

Passed to a Second Reading. (#1471)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER accepting a 2005 Ford Explorer donated to the City by Sid Wainer & Son for educational outreach use by the Buttonwood Park Zoo.

Received and Placed on File. (#1472)

IN CITY COUNCIL

CITY OF NEW BEDFORD

SEPTEMBER 11, 2014

ORDERED, that, pursuant to M.G.L. C. 44, Sec 53 A1/2, the City of New Bedford accept a Ford Explorer donated to the City of New Bedford by Sid Wainer & Son to be used for educational outreach and related purposes by the Buttonwood Park Zoo.

Adopted.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1473)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$5,782.00 from FIRE, CAPITAL OUTLAY, to FIRE, OTHER FINANCING USES.

Received and Placed on File. (#1474)

CITY OF NEW BEDFORD
IN CITY COUNCIL
SEPTEMBER 11, 2014

ORDERED: That the sum of **FIVE THOUSAND, SEVEN HUNDRED, EIGHTY TWO DOLLARS (\$5,782.00)** now standing to the credit of the account from **FIRE CAPITAL OUTLAYS** be and the same is hereby transferred and appropriated to as follows:

FIRE OTHER FINANCING USES..... \$5,782.00

Adopted.

To be certified and approved by the Department Head.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1475)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$2,000.00 from VETERANS' SERVICES, CHARGES & SERVICES, to VETERANS' SERVICES, SUPPLIES & MATERIALS.

Received and Placed on File. (#1476)

CITY OF NEW BEDFORD
IN CITY COUNCIL
SEPTEMBER 11, 2014

ORDERED: That the sum of **TWO THOUSAND DOLLARS (\$2,000.00)** now standing to the credit of the account from **VETERAN'S SERVICES CHARGES AND SERVICES** be and the same is hereby transferred and appropriated to as follows:

VETERAN'S SERVICES SUPPLIES AND MATERIALS..... \$2,000.00

Adopted.

To be certified and approved by the Department Head.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1477)

COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that the City establish a minimum annual pension of \$7,500.00 effective July 01, 2014, in accordance with M.G.L. Chapter 32, Section 90D ½, on August 21, 2014, the City Council voted to accept statue but it did not specify the amount by which any particular

member's retirement allowance would be increased; and further, that on August 27, 2014, the New Bedford Retirement Board adopted a minimum annual pension of \$7,500.00 effective July 01, 2014.

Received and Placed on File.

(#1478)

CITY OF NEW BEDFORD

IN CITY COUNCIL

SEPTEMBER 11, 2014

ORDERED, that in accordance with M.G.L. Chapter 32, section 90D1/2, the City of New Bedford establishes a minimum annual pension of \$7,500.00 effective July 1, 2014 for retirees who have retired under this chapter or similar provision of earlier law on a superannuation, accidental disability or ordinary disability retirement allowance and who have completed at least 25 years of creditable service. The minimum annual pension of \$7,500.00 is consistent with the New Bedford Retirement Board's August 27, 2014 vote.

Adopted.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1479)

COMMUNICATION, Mayor Mitchell, to City Council, recommending that Clerk of the Works, Paulo Condez in the Department of Public Infrastructure be placed at Step 6, Grade M-5 on the Unit C Salary Schedule of \$49,668.00, placing Mr. Condez at Step 6 avoids a reduction in pay as a result of his promotion.

Approval of Step and Grade.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1480)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a renewal of a ONE YEAR WAIVER OF RESIDENCY for Legal Secretary with the Office of the City Solicitor, ANA M. POEIRA, North Dartmouth, MA; Ms. Poeira's current waiver expired in August 2014.

One-Year Waiver of Residency Granted – Yeas 11, Nays 0.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1481)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT REQUEST for SHAY ASSAD, 39 Grove Street, New Bedford, MA, Account Number 004821A, in the amount of \$1,315.55.

Abatement Granted.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1482)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT REQUEST for ALFRED SILVA, 103 Holly Street, New Bedford, MA, Account Number 027216A, in the amount of \$1,473.65.

Abatement Granted.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1483)

COMMUNICATION, Mayor Mitchell, to City Council, submitting the confirmation of BRANDON D. CABRAL, SABRINA M. HINCHEY, JARED D. LIZOTTE, CRAIG R. RIBEIRO and DANIEL J. DUCLOS as a New Bedford Police Officer.

Appointments Confirmed.

(#1484)

WRITTEN MOTION, Councillor Bousquet, requesting, on behalf of the residents of upper Sawyer Street, that the Traffic Commission consider the installation of a STOP SIGN at the intersection of Sawyer Street and Summer Street, heading east and west. (To be Referred to the Traffic Commission and Police Chief Provencher.)

Adopted.

Presented to the Mayor for approval September 15, 2014.

RETURNED UNSIGNED October 02, 2014.

(#1485)

WRITTEN MOTION, Councillor Gomes, requesting, on behalf of the New Bedford High School Marching Band, that the following street(s) be CLOSED: PARKER STREET, from Hathaway Boulevard to Liberty Street, ON SUNDAY, OCTOBER 12, 2014, FROM 11:00 A.M. TO 4:00 P.M., for the purpose of the ANNUAL BAND COMPETITION.

Permission Granted.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1486)

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, (In Front of the Zeiterion Theatre) ON SATURDAY, SEPTEMBER 27, 2014, FROM 3:00 P.M. TO 12:00 P.M. MIDNIGHT, for the purpose of Opening Night with Wanda Sykes at the "Z".

Permission Granted.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1487)

WRITTEN MOTION, Councillors Coelho, Winterson, Council President Lopes and Councillor Morad, requesting, a clarification from the New Bedford School Department regarding the scheduling of school bus service for the City of New Bedford, what has transpired this school semester which has resulted in hundreds of children from all areas of the City left without any means of transportation to and from school; and further, why parents were not given any advance notification of these changes which have left many with no alternative but to hire a taxi, which they cannot afford, to bring their children to school, this places additional stress on students even before classes begin; and further, parents would like this matter resolved without delay, considering that Daylight Savings Time will soon come to an end, there is also a safety factor and weather factor to consider.

Referred to the Mayor, Superintendent Durkin, School Committee and the Committee on Appointments and Briefings.

Presented to the Mayor for approval September 15, 2014.

RETURNED UNSIGNED October 2, 2014.

(#1488)

WRITTEN MOTION, Councillors Alves, Bousquet, Gomes, Council President Lopes, Councillors Martins, Morad and Winterson, requesting that Superintendent Durkin and School Committee Vice Chairperson Jack Livramento appear before the Committee on Finance to discuss what staffing issues in the Central Office contributed to having classrooms across our City Schools without a full time permanent educator hired for the start of the school year; and further, to discuss the School Administration's priorities in filling open positions within the School Department that are directly related to the education of the children of the City of New Bedford vs. the image of the "new" New Bedford School Department.

Referred to the Committee on Finance.

(#1489)

WRITTEN MOTION, Councillor Martins, requesting, that the Attorney General and our City Solicitor, look into "Just Energy", who have a bad reputation in Massachusetts for harassing people about their services, representatives from "Just Energy" are ringing door bells and telling people they are from the electric company, "Just Energy" has a troubled past in Massachusetts and in several other States, where they faced allegations of deceptive practices, convincing people to switch over once pressured and once people sign up, they are committed for five years and rates can change every month; and further, requesting, that "Just Energy" be seriously investigated and until they are, they should be banned from New Bedford to better protect our constituents.

TABLED.

(#1490)

WRITTEN MOTION, Councillors Bousquet, Martins, Alves, Winterson and Morad, requesting, on behalf of the people of Ward Three, that the MASS/DOT light and/or video the property around the overpasses and the State Highway Rt. 18, behind the Car Barn and in the vicinity of Giammalvo's Market, on Logan and Weld Streets, these areas are becoming notorious for nefarious acts of all kinds. (To be Referred to MASS/DOT and to our State Legislative Delegation.)

Adopted.

(#1491)

WRITTEN MOTION, Council President Lopes and Councillor Oliveira, requesting that the New Bedford Economic Development Council and the City of New Bedford apply for Transformative Development Initiative (TDI) Collaborative Workspace Grant being offered by The Mass Development Office; said grant if awarded to the City and New Bedford Economic Development Council could allow for the build out or renovation of collaborative workspace to spur entrepreneurship across New Bedford. (To be Referred to Derek Santos, Executive Director of the New Bedford Economic Development Council.)

Adopted.

(#1492)

WRITTEN MOTION, Councillors Gomes, Oliveira, Martins, Winterson, Bousquet, Alves, Coelho, Carney, Rebeiro, Lopes and Morad requesting, that the New Bedford Police Union, Police Chief Provencher and Mayor Mitchell adopt the following wording "Loyalty, Integrity, Courage" uniformly placed on every Police vehicle, which will be a Mission Statement to the people and the City they serve, this will be the first time ever in the City of New Bedford that a statement in wording has ever been placed on Police cruisers. (To be Referred to the New Bedford Police Union, Police Chief Provencher and Mayor Mitchell.)

Refereed to Mayor Mitchell, Police Chief Provencher, New Bedford Police Union and the Committee on Public Safety and Neighborhoods.

Presented to the Mayor for approval September 15, 2014.

RETURNED UNSIGNED October 02, 2014.

(#1493)

WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with officials from the Massachusetts Department of Transportation for the purposes of discussing the conditions and the roadway maintenance of exits, entering and exiting the City of New Bedford off of Rt. 195, east and west and Route 18, north and south; and further, to discuss how the State and the City can work together to maintain and keep up the appearance of these exits the best we can, this is the first vision people get entering the City of New Bedford and can be a lasting impression; and further, once more requesting, that the Downtown exit off both 195 east and west be repaired, the condition and maintenance of these exits are very poor and need attention by MassDOT, this is not the first request; and further, requesting the assistance of our State Legislative Delegation and Senator Montigny in getting this work done; and further that MassDOT also repair the exits on Rt. 140 north to Exit 7 and Rt. 140 south from Exit 7 to Kempton Street. (To be Referred to the Committee on Appointments and Briefings, MassDOT and our State Legislative Delegation.)

Referred to the Committee on Appointments and Briefings, MassDOT and our State Legislative Delegation

(#1494)

RELATED MOTION; Councilor Coelho requesting that the Council send a letter to MassDOT and our State Legislative Delegation, including senator Montigny, requesting a response within 30 days of an action plan for the repair and restoration of exit ramps on Route 195 east and west; Route 140 north and south; and route 18 north and south in accordance with this Council's plea that has been requested several times.

Adopted.

(#1495)

WRITTEN MOTION, Councillor Winterson, Council President Lopes and Councillor Alves, requesting, that the School Department inform the City Council as to what is the "student to teacher ratio" throughout the New Bedford school system on all levels Citywide, but specifically, the Betsey B. Winslow School, the Ellen R. Hathaway School and the Elizabeth Carter Brooks School, to include the number of out of district students, and also what is the student population in all public schools across New Bedford; and further, that the School Administration provide the Council with what they anticipate what is the School Department's five-year projection plan; and further, requesting "a response in writing" no later than thirty (30) days; and further that said response include number of students per school that English is

their second language. (To be Referred to Dr. Pia Durkin, Superintendent of Schools, the School Committee and the Committee on Appointments and Briefings.)

Referred to Dr. Pia Durkin, Superintendent of Schools, the School Committee and the Committee on Appointments and Briefings.

Presented to the Mayor for approval September 15, 2014.

RETURNED UNSIGNED October 02, 2014.

(#1496)

WRITTEN MOTION, Councillor Gomes, requesting that the Committee on Public Safety and Neighborhoods DISCHARGE the Committee from further consideration on the matter of the installation of panic buttons throughout New Bedford's public school system for the purpose of making our schools safe in the City of New Bedford, and further that the City Council vote a favorable recommendation that this matter be immediately sent to the Superintendent of Schools, Dr. Pia Durkin and the School Committee for implementation.

Adopted.

(#1497)

WRITTEN MOTION, Councillors Gomes and Gonsalves, requesting, that the School Department immediately look into the possibility of alarming all schools in their main office with panic buttons that would alert our Police Department in case of an emergency; and further, that we look into the possibility of alarming every classroom and at what cost would it be to do this throughout the City; and further, requesting that no new schools in the City of New Bedford be built without putting this safety mechanism in place in all classrooms and offices for the purposes of making our schools safe in the City of New Bedford for our students and faculty, making our School System one of the first in the Commonwealth to implement such a security system in order to guarantee to the parents and the taxpayers of this City that their kids are attending school in a safe atmosphere with a resource to get immediate emergency response in case of any type of attack or emergency within each school building; and further, if implemented that the City look into if the panic button system can work in conjunction with the camera systems installed at some of our schools. (Referred to the Committee on Public Safety and Neighborhoods, School Department and the Administration – February 14, 2013; RETURNED UNSIGNED by Mayor Mitchell – March 04, 2013.)

Referred to the Committee on Public Safety and Neighborhoods, School Department and the Administration-February 14, 2014.

Presented to the Mayor for approval February 19, 2014.

RETURNED UNSIGNED March 04, 2014.

Matter DISCHARGED from the Committee on Public Safety and Neighborhoods – Yeas 11, Nays 0.

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

Presented to the Mayor for approval September 12, 2014.

RETURNED UNSIGNED October 02, 2014.

(#0261)

RELATED MOTION, Councillor Morad in consideration of the City Council's request, that for the purpose of making our schools safe in the City of New Bedford that Superintendent of Schools, Dr. Pia Durkin, respond to the Committee on Public Safety and Neighborhoods within 30 days as to the plans for implementation of panic buttons in all New Bedford Public Schools.

Referred to the Committee on Public Safety and Neighborhoods and Superintendent of Schools, Dr. Pia Durkin.

Rule 40 Waived – Yeas 11, Nays 0.

Presented to the Mayor for approval September 12, 2014.

RETURNED UNSIGNED October 02, 2014. (#1498)

WRITTEN MOTION, Councillors Oliveira, Alves, Morad and Gomes, requesting that the NS of Shawmut Avenue, Assessor's Map Plot 124, Lots 150, 48, 34, 162, 161 and 160 be rezoned from Mixed-Use Business to RESIDENTIAL B.(To be Referred to the Committee on Ordinances and the Planning Board.)

Adopted. (#1499)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **DOUGLAS FURTADO, 39 Perry Street, Dartmouth, MA 02748 d/b/a IDEAL LIMO, 439 Bolton 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 expires September 12, 2014.)**

License Renewal Granted.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1500)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **KAREN A. MACIULEWICZ, 128 Chipaway Road, East Freetown, MA 02717 d/b/a PROJECT INDEPENDENCE SERVICES INC., 250 Elm 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 expires September 12, 2014.)**

License Renewal Granted.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1501)

COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **MARIA RAPOSO, d/b/a T&R TRANSPORTATION, 47 Elaine Avenue, 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.)**

License Renewal Granted.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1502)

COMMUNICATION, City Clerk/Clerk of the City Council Dennis W. Farias, to City Council, regarding the Novus Agenda Software Presentation. (Copy all Councillors via email 09/08/2014; To be Referred to the Committee on Appointments and Briefings.)

Referred to the Committee on Appointments and Briefings.

(#1503)

COMMUNICATION, Kim Dobosz, MBTA South Coast Rail Project Manager, to City Council regarding work along the South Coast Rail's Right-of-Way, the MBTA and its consultants will enter upon segments of the railroad's ROW through New Bedford to gather survey and geotechnical information, the purpose of these activities is to advance data collection to further the developing design for the South Coast Rail Project. (Copy all Councillors 08/25/2014.)

Received and Placed on File.

(#1504)

COMMUNICATION, Paul F. Ford, Acting Regional Administrator, Federal Emergency Management Agency, Region 1, to City Council, regarding the East Beach restroom facilities in the City, stating "that as a member of the National Flood Insurance Program (NFIP) the community must adopt a floodplain ordinance that meets minimum standards" and "communities that fail to administer their Floodplain Ordinance can put themselves in jeopardy of losing membership in the NFIP and the ability of their property owners and renters to secure flood insurance policies from the NFIP." (Copy all Councillors 09/09/2014; To be Received and Placed on File.)

Received and Placed on File.

(#1505)

CITATION, Councillors Bousquet and Oliveira, honoring LUCY CARREIRO, in recognition of her commitment to excellent care and personal service and thanking her for going above and beyond for the families at The Oaks Life Care Centers of America.

Adopted, to be presented at a later date.

(#1506)

CITATION, Councillors Bousquet and Oliveira, honoring BETH AKIN, in recognition of her commitment to excellent care and thanking her for the personal service she provides to the families at The Oaks Life Care Centers of America.

Adopted, to be presented at a later date.

(#1507)

WRITTEN MOTION, Council President Lopes, requesting, on behalf of AHA!, that the following street(s) be CLOSED: PURCHASE STREET, from School Street to Spring Street, (In Front of the Zeiterion Theatre) FROM 4:00 P.M. TO 9:00 P.M., ON THURSDAY, SEPTEMBER 11, 2014, for the purpose of AHA! Night at the "Z". GRANTED PROVISIONALLY BY THE CITY COUNCIL PRESIDENT JOSEPH P. LOPES, ON THURSDAY, SEPTEMBER 04, 2014, TO BE RATIFIED BY THE CITY COUNCIL ON THURSDAY, SEPTEMBER 11, 2014.

Received and Action of the City Council President Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1508)

WRITTEN MOTION, Councillor Gomes, requesting, that the Department of Public Infrastructure repaint the crosswalks at the corner of Cedar Street and Parker Street, this area is heavily traveled by School pedestrian traffic. (To be Referred to the Department of Public Infrastructure.)

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval September 15, 2014.

RETURNED UNSIGNED October 02, 2014. (#1509)

WRITTEN MOTION, Councillor Gomes, requesting, that the Department of Public Infrastructure take immediate action at the corner of Ruth Street and Salisbury Street, there are tables and furniture on the Ruth Street side that need to be picked up, they are blocking the sidewalk; and further, that the City put a lien on the property at that location and that the City send the crew to cut the grass on this lot due to the dumping and unsafe conditions. (To be Referred to the Department of Public Infrastructure.)

Referred to the Department of Public Infrastructure.

Presented to the Mayor for approval September 15, 2014.

RETURNED UNSIGNED October 02, 2014. (#1510)

PETITION/INDEMNITY AGREEMENT, MANUEL DEMELLO d/b/a Endzone Café, for Permission to Erect and Maintain a Projecting Awning at 218 Coggeshall Street, New Bedford, MA. Provisionally Granted, subject to approval of the Building Commissioner and subject to Ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1511)

CONSTABLE BOND, IAN DALEY, 59 Linden Street, Taunton, MA 02780, with Massachusetts Bay Insurance Company in the amount of \$5,000.00.

Approved.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1512)

CONSTABLE BOND, FRANK J. ADESSO, 74 Deane Street, New Bedford, MA 02746, with Hanover Insurance Company in the amount of \$5,000.00.

Approved.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1513)

COMMUNICATION/EMAIL, Councillor Bousquet, submitting copy of email from Mr. Jay Rodrigues, landlord, 106 Chestnut Street, New Bedford, MA, relative to tenant problems at said address. (To be Referred to the Committee on Ordinances.)

Referred to the Committee on Ordinances.

(#1514)

MINUTES, Council on Aging Advisory Board, submitting MINUTES of a meeting held on July 10, 2014.

Received and Placed on File. (#1515)

MINUTES, Commission for Citizens with Disabilities, submitting MINUTES of a meeting held on May 27, 2014.

Received and Placed on File. (#1516)

MINUTES, Bristol Coalition Meeting, submitting MINUTES of a meeting held on August 19, 2014.

Received and Placed on File. (#1517)

MINUTES, Bristol County Public Health Emergency Preparedness Coalition, submitting MINUTES of a meeting held on August 19, 2014.

Received and Placed on File. (#1518)

MINUTES, Board of Assessors, submitting MINUTES of meetings held on August 14 and 26, 2014.

Received and Placed on File. (#1519)

APPLICATION, **Joseph E. Dupre, Inc.** for permission to maintain a STREET OBSTRUCTION at **53 Eastland Terrace**, provisionally granted by the City Clerk on August 26, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1520)

APPLICATION, **New Hampshire Boring, Inc.** for permission to maintain a STREET OBSTRUCTION at **Intersection of Shawmut Avenue and Hathaway Road** provisionally granted by the City Clerk on August 26, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1521)

APPLICATION, **JLC Construction** for permission to maintain a STREET OBSTRUCTION at **69 Scott Street** provisionally granted by the City Clerk on August 28, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1522)

APPLICATION, **TMC Environmental** for permission to maintain a STREET OBSTRUCTION at **969 Shawmut Avenue** provisionally granted by the City Clerk on August 29, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1523)

APPLICATION, **Reis Asphalt, Inc.** for permission to maintain a STREET OBSTRUCTION at **395 Hersom Street** provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1524)

APPLICATION, **Reis Asphalt, Inc.** for permission to maintain a STREET OBSTRUCTION at **57 Reynolds Street** provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1525)

APPLICATION, **Reis Asphalt, Inc.** for permission to maintain a STREET OBSTRUCTION at **9 Welby Road** provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1526)

APPLICATION, **Reis Asphalt, Inc.** for permission to maintain a STREET OBSTRUCTION at **46 Milford Street** provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1527)

APPLICATION, **JB Lanagan & Company** for permission to maintain a STREET OBSTRUCTION at **1765 Acushnet Avenue** provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1528)

APPLICATION, **JLC Construction** for permission to maintain a STREET OBSTRUCTION at **50 – 52 Emery Street** provisionally granted by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1529)

APPLICATION, **R.W. Bryant** for permission to maintain a STREET OBSTRUCTION at **163 – 255 Samuel Barnett Boulevard** provisionally granted by the City Clerk on September 04, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1530)

APPLICATION, **R.J. Canessa Excavating** for permission to maintain a STREET OBSTRUCTION at **948 Barnum Street** provisionally granted by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1531)

APPLICATION, **Mirra Company, Inc.** for permission to maintain a STREET OBSTRUCTION at **38 Blackmer Street** provisionally granted by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1532)

APPLICATION, **Morgado Company** for permission to maintain a STREET OBSTRUCTION at **113 Eugenia Street Plot 106/Lot 42** provisionally granted by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1533)

APPLICATION, **Cardoso Contracting, Inc** for permission to maintain a STREET OBSTRUCTION at **305 Dartmouth Street** provisionally granted by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1534)

APPLICATION, **W.C. Smith and Son** for permission to maintain a STREET OBSTRUCTION at **2301 Purchase Street** provisionally granted by the City Clerk on September 10, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1535)

APPLICATION, **The Dow Company, Inc.** for permission to maintain a STREET OBSTRUCTION at **52 Blackmer Street** provisionally granted by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1536)

APPLICATION, **The Dow Company, Inc.** for permission to maintain a STREET OBSTRUCTION at **Plot 21/Lot 45 South Terminal Project** provisionally granted by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1537)

APPLICATION, **Joseph E. Dupre, Inc.**, to DISTURB THE SURFACE, of **53 Eastland Terrace**, provisionally granted by the City Clerk on August 26, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1538)

APPLICATION, **New Hampshire Boring, Inc.**, to DISTURB THE SURFACE, of **Intersection of Shawmut Avenue and Hathaway Road**, provisionally granted by the City Clerk on August 26, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1539)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **69 Scott Street**, provisionally granted by the City Clerk on August 28, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1540)

APPLICATION, **TMC Environmental**, to DISTURB THE SURFACE, of **969 Shawmut Avenue**, provisionally granted by the City Clerk on August 29, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1541)

APPLICATION, **Reis Asphalt, Inc**, to DISTURB THE SURFACE, of **395 Hersom Street**, provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1542)

APPLICATION, **Reis Asphalt, Inc**, to DISTURB THE SURFACE, of **57 Reynolds Street**, provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1543)

APPLICATION, **Reis Asphalt, Inc**, to DISTURB THE SURFACE, of **9 Welby Road**, provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1544)

APPLICATION, **Reis Asphalt, Inc**, to DISTURB THE SURFACE, of **46 Milford Street**, provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1545)

APPLICATION, **JB Lanagan & Company**, to DISTURB THE SURFACE, of **1765 Acushnet Avenue**, provisionally granted by the City Clerk on September 02, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1546)

APPLICATION, **JLC Construction**, to DISTURB THE SURFACE, of **50 – 52 Emery Street**, provisionally granted by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1547)

APPLICATION, **R.W. Bryant** , to DISTURB THE SURFACE, of provisionally granted **163 – 255 Samuel Barnett Boulevard** by the City Clerk on September 04, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1548)

APPLICATION, **R.J. Canessa Excavating**, to DISTURB THE SURFACE, of provisionally granted **948 Barnum Street** by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1549)

APPLICATION, **Mirra Company, Inc.**, to DISTURB THE SURFACE, of provisionally granted **38 Blackmer Street** by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1550)

APPLICATION, **Mirra Company, Inc.**, to DISTURB THE SURFACE, of provisionally granted **113 Eugenia Street Plot 106/Lot 42** by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014. (#1551)

APPLICATION, **Cardoso Contracting, Inc.**, to DISTURB THE SURFACE, of provisionally granted **305 Dartmouth Street** by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014.

(#1552)

APPLICATION, **W.C. Smith and Son**, to DISTURB THE SURFACE, of provisionally granted **2301 Purchase Street** by the City Clerk on September 10, 2014, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1553)

APPLICATION, **The Dow Company, Inc**, to DISTURB THE SURFACE, of provisionally granted **52 Blackmer Street** by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014.

(#1554)

APPLICATION, **The Dow Company, Inc**, to DISTURB THE SURFACE, of provisionally granted **P21/L45 South Terminal Project** by the City Clerk on September 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 September 15, 2014.

Approved September 22, 2014.

(#1555)

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on August 26, 2014, subject to ratification by the Mayor and City Council as follows:

20 Rotch Street

(#1556)

1314 Cove Road

(#1557)

99 Armour Street

(#1558)

390 Purchase Street

(#1559)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

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

13 Mosher Street

(#1560)

15 Mosher Street

(#1561)

19 Rutland Street

(#1562)

20 Rotch Street (#1563)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

APPLICATIONS, **NSTAR Gas Company**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on September 09, 2014, subject to ratification by the Mayor and City Council as follows:

458 Ashley Boulevard (#1564)

386 Ash Street (#1565)

1210 Cherokee Street (#1566)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

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

Wamsutta Street, East of Acushnet Avenue

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1567)

APPLICATION, **S&L Roll-Off Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on August 26, 2014, subject to ratification by the Mayor and City Council as follows:

3 Arch Street

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1568)

APPLICATION, **S&L Roll-Off Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on September 05, 2014, subject to ratification by the Mayor and City Council as follows:

3 Arch Street

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014. (#1569)

APPLICATION, **S&L Roll-Off Service**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on September 08, 2014, subject to ratification by the Mayor and City Council as follows:

3 Arch Street

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1570)

APPLICATIONS, **ABC Disposal Service, Inc.**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on August 25, 2014, subject to ratification by the Mayor and City Council as follows:

629 – 631 Brock Avenue	(#1571)
168 Jenny Lind Street	(#1572)
27 Maple Street	(#1573)
1072 Sheffield Street	(#1574)
3 Desautels Street	(#1575)
190 Heritage Drive	(#1576)
111 Capitol Street	(#1577)
29 Viall Street	(#1578)
40 Russell Street	(#1579)
132 Alva Street	(#1580)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

APPLICATION, **South Shore Disposal**, for permission to maintain a STREET OBSTRUCTION, provisionally granted by the City Clerk on September 10, 2014, subject to ratification by the Mayor and City Council as follows:

447 Ash Street

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval September 15, 2014.

Approved September 22, 2014.

(#1581)

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 item.

WRITTEN MOTION, Councillors Oliveira, Alves, Bousquet, Carney, Coelho, Gomes, Council President Lopes, Councillors Martins, Morad, Rebeiro, and Winterson. Requesting that the City Council express our strenuous objection to the Patrick Administration's sudden and unilateral decision to change the name of the "New Bedford Marine Commerce Terminal" to the Massachusetts Marine Commerce Terminal".

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

Referred to Governor Patrick, State Legislative Delegation and Massachusetts Clean Energy Center Senior Director Bill White.

Rule 40 Waived – Yeas 11, Nays 0.

(#1582)

On a motion, the Council then adjourned at 10:21 p.m.

ATTEST:

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