

REGULAR MEETING  
Chambers of the City Council  
Thursday, January 25, 2018

CITY COUNCIL  
Municipal Building  
7:00 p.m.

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PRESENT: Council President Morad, Councillors Abreu, Dunn, Carney, Coelho, Giesta, Gomes, Markey, Lima, Lopes and Rebeiro

LATE: No One  
ABSENT: No One

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Council President Linda M. Morad called the meeting to order and presided.

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Prayer Led By: Priscilla Louro-Fonseca, Chaplain – Bristol County American Legion

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Councilor Lima led the Assembly in the Pledge of Allegiance to the flag.

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a LOAN ORDER appropriating \$6,115,000.00 which constitutes the next round of projects for the FY2018-2022 Capital Improvement Program (CIP), these projects are intended to continue essential renovation and repair efforts while also designating local funding to supplement state aid for much-needed road and sidewalk repairs.

Referred to the Committee on Finance. (#0082)

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LOAN ORDER,

Referred to the Committee on Finance. (#0083)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting THREE ORDERS for the TRANSFER from FREE CASH, to OPEB TRUST FUND in the amount of \$150,000.00; to POLICE, CAPITAL OUTLAY in the amount of \$194,000.00 and the STABILIZATION FUND in the amount of \$800,000.00.

Referred to the Committee on Finance. (#0084)

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AN ORDER, FREE CASH TO OPEB TRUST FUND,

Referred to the Committee on Finance. (#0085)

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AN ORDER, FREE CASH TO POLICE, CAPITAL OUTLAY,

Referred to the Committee on Finance. (#0086)

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AN ORDER, FREE CASH TO STABILIZATION FUND,

Referred to the Committee on Finance. (#0087)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT REQUEST for BARRY & DEBRA TRAHAN, 20 Maryland Street, New Bedford, MA, in the amount of \$140.36.

Abatement Granted.

Presented to the Mayor for approval January 29, 2018.

Approved January 31, 2018. (#0088)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER authorizing the Statement of Interest (SOI) Form dated February 9, 2018 to the Massachusetts School Building Authority for the following elementary school: TRINITY DAY ACADEMY located at 181 Hillman Street, New Bedford.

Received and Placed on File. (#0089)

CITY OF NEW BEDFORD  
IN CITY COUNCIL  
JANUARY 25, 2018

RESOLVED, Having convened in an open meeting on January 25, 2018, prior to the closing date, the City Council of New Bedford in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 9, 2018, for the Trinity Day Academy located at 181 Hillman Street, New Bedford, which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted the Massachusetts School Building Authority in the future for Priority 5: (Replacement, renovation or modernization of school facility systems such as roofs, windows, boilers, heating and ventilation, and to increase energy conservation and decrease energy related costs in a school facility). This SOI is specifically for boiler replacement; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or Commits the City to Filing an application for funding with the Massachusetts School Building Authority.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval January 29, 2018.

Approved January 31, 2017. (#0090)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER authorizing the Statement of Interest (SOI) Form dated February 9, 2018 to the Massachusetts School Building Authority for the following elementary school: JOHN AVERY PARKER SCHOOL located at 705 County Street, New Bedford.

Received and Placed on File. (#0091)

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CITY OF NEW BEDFORD  
IN CITY COUNCIL  
JANUARY 25, 2018

RESOLVED, Having convened in an open meeting on January 25, 2018, prior to the closing date, the City Council of New Bedford in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 9, 2018, for the John Avery Parker School located at 705 County Street, New Bedford, which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted the Massachusetts School Building Authority in the future for Priority 5: (Replacement, renovation or modernization of school facility systems such as roofs, windows, boilers, heating and ventilation, and to increase energy conservation and decrease energy related costs in a school facility). This SOI is specifically for roof replacement; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or Commits the City to Filing an application for funding with the Massachusetts School Building Authority.

Adopted – Yeas 11, Nays 0.

Presented to the Mayor for approval January 29, 2018.

Approved January 31, 2017. (#0092)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a ONE-YEAR WAIVER OF RESIDENCY for MS. SHARA CROOK, Assistant Director at the Buttonwood Park Zoo, who currently lives in South Dartmouth; Ms. Crook has been employed by the Zoo since July 1994.

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

Presented to the Mayor for approval January 29, 2018.

Approved January 31, 2018. (#0093)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting a ONE-YEAR WAIVER OF RESIDENCY for GLENN STYS, Dartmouth, MA, Paramedic in the Department of Emergency Medical Services.

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

Presented to the Mayor for approval January 29, 2018.

Approved January 31, 2018. (#0094)

COMMUNICATION, Mayor Mitchell, to City Council, submitting a ONE-YEAR WAIVER OF RESIDENCY for ALFRED FIGUEIREDO, Riverside, RI, Paramedic in the Department of Emergency Medical Services.

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

Presented to the Mayor for approval January 29, 2018.

Approved January 31, 2018.

(#0095)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of PAULA ROBINSON DEARE, New Bedford, MA 02744, to the BOARD OF PARK COMMISSIONERS replacing David Peixoto who resigned May 2017; this term will expire May 2018.

Rule 38 Waived and Appointment Confirmed – Yeas 10, Nays 1. (Council President Morad Opposed.)

(#0096)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of DANIEL S. GOULART, New Bedford, MA 02740 to the VETERAN'S ADVISORY BOARD; replacing Stephen Rogers whose term has expired; this term will expire December 2019.

Rule 38 Waived and Appointment Confirmed – Yeas 10, Nays 1. (Council President Morad Opposed.)

(#0097)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of RICHARD M. PIMENTAL, Acushnet, MA as a SPECIAL POLICE OFFICER.

Received and Placed on File.

(#0098)

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APPLICATION, RICHARD M. PIMENTAL, Acushnet, MA 02743, for APPOINTMENT as a SPECIAL POLICE OFFICER.

Appointment made and confirmed – All Ayes.

(#0099)

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COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of WILLIAM T. CAMBRA, Dartmouth, MA as a SPECIAL POLICE OFFICER.

Received and Placed on File.

(#0100)

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APPLICATION, WILLIAM T. CAMBRA, North Dartmouth, MA 02747, for APPOINTMENT as a SPECIAL POLICE OFFICER.

Appointment made and confirmed – All Ayes.

(#0101)

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WRITTEN MOTION, Councillors Abreu, Lima, Giesta and Lopes, requesting, that the City of New Bedford send a letter to the Wampanoag Tribe of Gay Head (Aquinnah) expressing support of their casino interest for the mainland Southeastern Massachusetts region; and further, the City of New Bedford could be poised to host such a casino, given its available space for potential economic development, strong workforce, solid public infrastructure, community support, and nearby location to Rhode Island and Cape Cod. (To be referred to Wampanoag Tribe of Gay Head (Aquinnah) Tribal Council, Mayor's Office and the New Bedford Economic Development Council Office.)

Adopted.

Presented to the Mayor for approval January 29, 2018.

RETURNED UNSIGNED February 12, 2018.

(#0102)

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WRITTEN MOTION, Councillor Carney, requesting that the Traffic Commission approve locations for the Safety Zones and install signage for said locations. (To be Referred to the Traffic Commission.)

Referred to the Traffic Commission.

(#0103)

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WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with MIS Director, Maria Pina-Rocha, along with City Council Clerk Dennis Farias for the purposes of discussing the creation of a New Bedford City Council Facebook page along with a Twitter page, the creation of these two website pages will give the City Council the opportunity to make sure that it reports out work and proposals along with actions and Committee reports in addition to the work throughout the community and ceremonies that the City Council participate in throughout the New Bedford, these website pages could also contain news faxes, and commentary from City Councillors; and further, that the City Council look into an internship program with local high schools and

universities for the Council office in order to assist in making this proposal successful in getting all the information and  
faxes to the people of this great City.

Referred to the Committee on Appointments and Briefings. (#0104)

WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods,  
meet with a Representative from the Mayor's Office, Police Chief Cordeiro, the Community Development Director Patrick  
Sullivan, the President of Neighborhoods United and Chairs from neighborhood crime watch groups from across the City,  
for the purposes of discussing the creation of new neighborhood crime watch signs; these new signs will be placed in all  
present areas that have crime watch groups and awarded to new neighborhood crime watch groups that organize and  
participate in making their neighborhoods safer across the City.

Referred to the Committee on Public Safety and Neighborhoods. (#0105)

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WRITTEN MOTION, Councillors Gomes, Carney and Rebeiro, requesting, that the Committee on  
Appointments and Briefings meet with John DaCosta, the property manager at King Village Apartments, and  
owner/owners of King Village Apartments, along with the residents of buildings east and west, the Health Department  
and the Department of Inspectional Services for a report on what has taken place since our last meeting with residents;  
and further, that the Council get an update on building improvements, security, outside building structure problems,  
mold and cleanliness of the building and other possible problems that may be harmful to the Senior population living at  
both locations; and further, that a representative from HUD, State Representative Antonio Cabral, along with Federal  
and State officials also be invited to said meeting.

Referred to the Committee on Appointments and Briefings. (#0106)

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COMMUNICATION, City Clerk/Clerk of the City Council, Dennis W. Farias, submitting a copy of a letter  
from Superintendent of Schools Pia Durkin, notifying that the School Committee appointed Bruce J. Oliveira, as Vice  
Chairperson of the New Bedford School Committee for 2018 at a meeting held on Monday, January 8, 2018. (Copy all  
Councillors via email January 19, 2018; To be Received and Placed on File.)

Received and Placed on File. (#0107)

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CITATION, Councillor Gomes, honoring, OFFICER JEREMY DEMELLO, New Bedford Police Department,  
in recognition of his receiving the Chief's Award and his commitment to protect and serve the Citizens of New Bedford.

Adopted, to be presented at a later date. (#0108)

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CITATION, Councillor Gomes, honoring, SERGEANT MICHAEL CASSIDY, New Bedford Police  
Department, in recognition of his promotion within the New Bedford Police Department and his commitment to protect  
and serve the Citizens of New Bedford.

Adopted, to be presented at a later date. (#0109)

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CITATION, Councillor Gomes, honoring, LIEUTENANT JUSTIN KAGAN, New Bedford Police Department,  
in recognition of his promotion within the New Bedford Police Department and his commitment to protect and serve the  
Citizens of New Bedford.

Adopted, to be presented at a later date. (#0110)

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WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of Geoffrey Smith, The Sightings, LLC, that  
the following street(s) be CLOSED: UNION STREET AND MACARTHUR DRIVE, proceeding along MacArthur  
Drive to Conway Street/right onto Hassey Street/right at Wright Street/left back to MacArthur Drive/proceed to Front  
Street, take a left onto Front Street, proceed along Front Street to Cove Street/right to the Traffic Light at the intersection  
of John F. Kennedy Highway, take a right turn on John F. Kennedy Highway/proceed along John F. Kennedy Highway  
to MacArthur Drive/take a right turn at the intersection of Potomska Street and another right turn onto MacArthur Drive,  
to finish at the Waterfront Park/Union Street area, ON SATURDAY, MARCH 31, 2018, FROM 7:00 A.M. TO 3:00  
P.M., for the purpose of The Ireland, 5K Walk/Run.

Permission Granted.

Presented to the Mayor for approval January 29, 2018.

Approved January 29, 2018. (#0111)

COMMUNICATION, DANIEL MCCARTHY, RACE COORDINATOR - NEW BEDFORD HALF-MARATHON/FRIENDLY SONS OF SAINT PATRICK, to City Council/City Clerk, Requesting THE CLOSING/OBSTRUCTION OF: WILLIAM STREET, at Sixth Street, MIDDLE STREET, at Sixth Street, MARKET STREET, at Sixth Street, PLEASANT STREET, at Union Street, ELM STREET, at Acushnet Avenue and SOUTH SECOND STREET, from Union Street to School Street, FROM: 8:00 A. M. TO: 3:30 P. M. ON SUNDAY, MARCH 18, 2018 FOR THE PURPOSE OF: THE 2018 NEW BEDFORD HALF-MARATHON (COMMENCING AT 11:00 A.M.) ALSO REQUESTING:- that they be allowed to place cones on the centerline of HATHAWAY ROAD from Mt. Pleasant Street West to Rockdale Avenue, creating two-way traffic on the WESTBOUND LANE; - that the Police close ROCKDALE AVENUE, from Hathaway Road South to Potter Street, for approximately 30 MINUTES, or until the runners have passed; - that two-way traffic on ROCKDALE AVENUE, South from Grape Street to Cove Road, be stopped, and cones be placed in the middle of ROCKDALE AVENUE and COVE ROAD, to create a lane for runners on South Side; - that the WEST LANE of WEST RODNEY FRENCH BOULEVARD and the EAST LANE of EAST RODNEY FRENCH BOULEVARD, be blocked to traffic, except at intersections where autos must cross - horses or cones will be placed at WEST RODNEY FRENCH BOULEVARD and Portland, Hudson, Seymour, Bayview, Rodney French Boulevard and Brock Avenue and SOUTH-BOUND TRAFFIC at SEYMOUR STREET will be BLOCKED to prevent autos from entering the race course; - that WESTBOUND traffic on COVE ROAD be directed NORTH onto Orchard Street, then if they choose, be detoured WEST on SWIFT STREET, again detoured SOUTH onto BOLTON STREET, to eventually cross ROCKDALE AVENUE and continue SOUTH; - that COUNTY STREET be closed to two-way traffic from COVE STREET, NORTH to Kempton Street; - that KEMPTON STREET be closed to all EASTERLY traffic, from County Street EAST to Pleasant Street, and cones be placed in the South corridor of the Octopus intersection, preventing traffic entrance to SIXTH STREET, and guiding runners to Pleasant Street; - that SIXTH STREET be closed to traffic at Kempton Street; and- that DETOUR SIGNS be installed directing EASTERLY traffic on KEMPTON STREET to detour traffic NORTH on COUNTY STREET, then EAST on HILLMAN STREET, then SOUTH on PURCHASE STREET, thus allowing EASTERLY TRAFFIC access to the New Bedford/Fairhaven Bridge. (Submitted by Councillor Ward Four Dana Rebeiro.)

Permission Granted.

Presented to the Mayor for approval January 29, 2018.

Approved January 29, 2018.

(#0112)

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COMMUNICATION, City Clerk/Clerk of the City Council, to the City Council, notifying that the Office of the City Clerk has received Meeting Minutes from the Bristol County PHEP Coalition for meetings held on 12/19/2017 and 01/16/2018; School Committee – Transportation Sub-Committee for meetings held on 4/12/2017 and 09/21/2017; School Committee – Finance Sub-Committee for meetings held on 10/05/2017 and 08/08/2017; School Committee for a meeting held on 12/11/2017; Board of Assessors for meetings held on 12/19/17, 01/02/2018, and 01/12/2018; Bristol County PHEP Coalition Executive Board for a meeting held on 1/16/2018; and Commission for Citizens with Disabilities for a meeting held on 11/28/2017.

Received and Placed on File.

(#1113)

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PETITION /INDEMNITY AGREEMENT, PACHECO FAMILY TRUST, for Permission to Erect and Maintain a Projecting, Illuminated Sign at 1811 Acushnet Avenue, New Bedford, MA 02746. Provisionally Granted, subject to Approval of the Building Commissioner and subject to Ratification by Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval January 29, 2018.

Approved January 29, 2018.

(#0114)

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CONSTABLE BOND, RICHARD J. COLETTI, East Wareham, MA 02538, in the amount of \$5,000.00, with the Massachusetts Bay Insurance Company.

Approved.

Presented to the Mayor for approval January 29, 2018.

Approved January 29, 2018.

(#0115)

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APPLICATION, **Farland Corp. Inc.**, for permission to maintain a STREET OBSTRUCTION at **57 Cove Street**, provisionally granted by the City Clerk on January 23, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval January 29, 2018.

Approved January 29, 2018. (#0116)

APPLICATION, **Farland Corp. Inc.**, to DISTURB THE SURFACE, of **57 Cove Street**, provisionally granted by the City Clerk on January 23, 2018, subject to ratification by the Mayor and City Council.

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval January 29, 2018.

Approved January 29, 2018. (#0117)

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on January 12, 2018, subject to ratification by the Mayor and City Council as follows:

1033 Belleville Avenue (#0118)

Sharp Street from Rockdale Avenue to 31 Sharp Street (#0119)

81 Briarwood Drive (#0120)

899 Pleasant Street (#0121)

Intersection of Brock Avenue and Warren Street (#0122)

Earle Street between 394 – 400 Earle Street (#0123)

Homer Street from Locust Street to Parker Street (#0124)

Acushnet Avenue between 2421 & 2427 Acushnet Avenue (#0125)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval January 29, 2018.

Approved January 29, 2018.

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APPLICATIONS, **Eversource Gas**, to DISTURB THE SURFACE, provisionally granted by the City Clerk on January 17, 2018, subject to ratification by the Mayor and City Council as follows:

1070 Church Street (#0126)

1183 Joyce Street (#0127)

Received and Action of the City Clerk Ratified.

Presented to the Mayor for approval January 29, 2018.

Approved January 29, 2018.

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PETITION, NSTAR ELECTRIC COMPANY d/b/a Eversource Energy for location of six (6) 4” Conduits, one (1) 6’x10’x6’ Manhole and one (1) 5’x7’x6’5” Manhole in UNION STREET, West of Pleasant Street.

RECEIVED AND HEARING ORDERED FOR THURSDAY, FEBRUARY 08, 2018.

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PETITION, NSTAR ELECTRIC COMPANY d/b/a Eversource Energy for location of two (2) 4” Conduits and one 6”x10”x6” Manhole in UNION STREET, East of Acushnet Avenue.

RECEIVED AND HEARING ORDERED FOR THURSDAY, FEBRUARY 08, 2018.

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PETITION, NSTAR ELECTRIC COMPANY d/b/a Eversource Energy for location of two (2) 4” Conduits in UNION STREET, East of Acushnet Avenue.

RECEIVED AND HEARING ORDERED FOR THURSDAY, FEBRUARY 08, 2018.

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PETITION, NSTAR ELECTRIC COMPANY d/b/a Eversource Energy for location of two (2) 4” Conduits in POTTER STREET, West of Turner Street.

RECEIVED AND HEARING ORDERED FOR THURSDAY, FEBRUARY 08, 2018.

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On a motion, the Council then adjourned at 7:50 p.m.

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ATTEST:

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

