



CITY OF NEW BEDFORD

JONATHAN F. MITCHELL, MAYOR

January 21, 2021

Council President Joseph P. Lopes
Members of the City Council
City Hall
133 William Street
New Bedford, MA 02740

RE: Public Safety Building

Dear Council President Lopes and Honorable Members:

The Mayor's Papers that were submitted to the City Council for the January 14, 2021 regular meeting included an Order authorizing the Mayor to execute an Easement with Community Action for Better Housing on behalf of the City of New Bedford. The purpose of the Easement is to rectify access issues for the new public safety building. For some reason, the item was omitted from the City Council's meeting agenda and the matter was not considered by the City Council.

I have attached a copy of the Order and documentation that was previously submitted. I am requesting that this matter be properly put before the City Council for consideration at the regular meeting scheduled for January 28, 2021.

Very truly yours,


Jonathan F. Mitchell
Mayor



CITY OF NEW BEDFORD

CITY COUNCIL

January 28, 2021

Ordered, that the Mayor is hereby authorized on behalf of the City of New Bedford to execute a parking easement from the City of New Bedford to Community Action for Better Housing Inc. in consideration of One Dollar (\$1.00) The easement is shown on Parking Easement Plan, AS-102, Dated 6/24/2019, by The Galante Architecture Group, Inc. A copy of said Easement is attached hereto and made a part thereof.

PRESENTED TO THE MAYOR

For approval.....

City Clerk

Approved.....

Mayor

IN CITY COUNCIL

City Clerk

PARKING EASEMENT

The **CITY OF NEW BEDFORD**, a municipal corporation with offices at 133 William Street, New Bedford, Massachusetts 02740 (hereinafter called the "Grantor") for consideration of One (\$1.00) Dollar paid, grants to **Community Action for Better Housing Inc. (CABH)** a Massachusetts non-profit corporation existing in accordance with 501(c)(3) of the Internal Revenue Code, having an address at 72 Eighth Street, New Bedford, Massachusetts 02740 (hereinafter called the "Grantee"), without covenants express or implied, as appurtenant to land owned by Grantee in New Bedford, Bristol County, Massachusetts, a parking easement, described as follows:

As shown on Parking Easement Plan, AS-102, Dated 6/24/2019, by The Galante Architecture Group, Inc. a copy of which is attached hereto as EXHIBIT "A" and incorporated herein by reference.

With respect to said right and easement hereby conveyed by the Grantor, and the Grantee by its acceptance hereof, hereby for itself and its successors and assigns hereby agrees as follows:

- (a) The Grantee and its successors and assigns shall have the right to use and enjoy the foregoing right and easement in perpetuity for the purposes stated;
- (b) The Grantee shall indemnify the Grantor from and against any loss, damage, or liability arising out of their exercise of said right and easement;
- © The Grantor shall bear the costs associated with permitting, construction and maintaining the easement areas.

For Grantor's title see deed dated September 12, 2018 and recorded on September 14, 2018 in the Bristol County (S.D.) Registry of Deeds in Book 12567, Page 243.

SEE NEXT PAGE FOR SIGNATURES

IN WITNESS WHEREOF, the said City of New Bedford, Massachusetts, has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged, and delivered in its name and behalf by Jonathan F. Mitchell, its Mayor, hereto duly authorized, this _____ day of _____ in the year two thousand twenty.

Signed and sealed in the presence of:

City of New Bedford, Massachusetts

Witness

By: _____
Jonathan F. Mitchell, Mayor

Approved as to form:

Mikaela A. McDermott, City Solicitor

COMMONWEALTH OF MASSACHUSETTS

Bristol, ss.

_____, 2020

Before me, the undersigned notary public, personally appeared Jonathan F. Mitchell, Mayor of City of New Bedford, Massachusetts, proved to me through satisfactory evidence of identification which was a Massachusetts Drivers License, to be the person whose name is signed on the preceding or attached document and acknowledged to me that he signed it voluntarily for its stated purpose, on behalf of the City of New Bedford.

Printed Name:

Notary Public

My Commission Expires: _____



CITY OF NEW BEDFORD

JONATHAN F. MITCHELL, MAYOR

December 15, 2020

Council President Joseph P. Lopes.
Members of the City Council
City Hall
133 William Street
New Bedford, MA 02740

Re: Public Safety Building

Dear Council President Lopes and Honorable Members:

I am submitting herewith for your consideration, a proposed Order authorizing the Mayor to execute a Release of Easement with Community Action for Better Housing, Inc. on behalf of the City of New Bedford. I have also enclosed a proposed Order authorizing the Mayor to execute an Easement with Community Action for Better Housing, Inc. The purpose of the Release of Easement and Easement is to relocate the existing parking easement in order to rectify access issues for the new public safety building.

Very truly yours,


Jonathan F. Mitchell
Mayor

JFM/lp
enc.



CITY OF NEW BEDFORD

CITY COUNCIL

January 14, 2021

Ordered, that the Mayor is hereby authorized on behalf of the City of New Bedford to execute a parking easement from the City of New Bedford to Community Action for Better Housing Inc. in consideration of One Dollar (\$1.00) The easement is shown on Parking Easement Plan, AS-102, Dated 6/24/2019, by The Galante Architecture Group, Inc. A copy of said Easement is attached hereto and made a part thereof.