



Council Meeting - Agenda

CITY COUNCIL CALENDAR

Tuesday, November 24, 2009 - 7:00 p.m.

View Consent Agenda

View Late File Agenda

View Minutes

OPENING OF SESSION BY: CITY COUNCIL PRESIDENT JOHN T. SAUNDERS

**PRAYER LED BY: REVEREND JOHN J. OLIVEIRA, PASTOR
OUR LADY OF MOUNT CARMEL AND SAINT JOHN THE BAPTIST PARISHES**

PLEDGE OF ALLEGIANCE

HAPPY THANKSGIVING DAY HOLIDAYS TO ALL!

**REMINDER: THE NEXT REGULARLY SCHEDULED MEETING OF THE NEW BEDFORD CITY COUNCIL
WILL BE ON THURSDAY, DECEMBER 17, 2009. THERE IS ONLY ONE REGULARLY SCHEDULED
CITY COUNCIL MEETING IN DECEMBER DUE TO THE HOLIDAY SEASON.**

RESOLUTION

1. WITHDRAWN.
2. RESOLUTION, Councillor Gonsalves, recognizing December 01, 2009 as WORLD AIDS DAY.

NEW BUSINESS

3. REPORT, Committee on Appointments and Briefings, recommending that the City Council recommend to the Administration that the City continue to use Walecka Movers for ALL Elections, as it has since 1964.
4. REPORT, Committee on Appointments and Briefings, recommending that the City Council APPROVE the APPOINTMENT of JOHN BULLARD, 19 Irving Street, New Bedford, MA 02740, to the ENERGY RESOURCE COMMISSION, replacing James Mendoza, whose term has expired; this term will expire DECEMBER 2010.
5. REPORT, Committee on Finance, recommending that the City Council ADOPT the ORDER, that, in accordance with M.G.L. Chapter 44, Section 53E ½, the Revolving Fund under the control of the Planning Department, known as the ZONING BOARD OF APPEALS REVOLVING FUND, whose purpose is to provide supplies, postage, advertising costs, technical and administrative support for the ZBA and stipends for ZBA members, whose revenues and amount limited to be spent estimated at \$42,385.00 is hereby authorized for Fiscal Year 2010.
- 5a. AN ORDER,
6. WRITTEN MOTION, Councillor Lawrence, requesting that the City Council Committee on Finance ask the Administration to consider reducing the monthly rate at the Zeiterion Theatre Parking Lot, in light of the fact that the gate is opened and not monitored for more than fifteen hours in the course of a normal business day. (To be Referred to the Mayor.)

7. WRITTEN MOTION, Councillor Lawrence, requesting that the City Treasurer secure a price to purchase and incorporate the "Point of Pay" Electronic Program in departments that accept payments, e.g., Treasurer, DPI, Zoning Board of Appeals, etc., and report back to the Committee on Finance with this information within 90 days.
8. WRITTEN MOTION, Councillors Gomes and Morad, requesting that the City Council go on record in support of opening Fire Engines 6 and 9 now that the City has received its stimulus money that focuses on putting all Firefighters back on duty, especially since these areas that have gone without fire apparatus, some for as long as 6 to 9 months, and the taxpayers of these areas deserve to have fire protection; and further, that the Council also express its concerns regarding the winter months that are approaching and that fire apparatus should be readily available within these areas in case of a fire, or support that is needed by the Fire Department, may it be under any circumstance within these areas that these stations represent.
9. WRITTEN MOTION, Councillor Gomes, requesting that a traffic study be done within the City, in conjunction with the State, on King's Highway since now that the new lights have been installed, it seems that traffic is backing up along King's Highway, between Mt. Pleasant Street and the Stop N' Shop and the McDonald's drive-thru entrance on King's Highway; and further, that this study possibly conclude with the adjusting of the lights to keep the flow going so that traffic will not back up from the Route 140 Exit onto King's Highway, which, at this time, is really becoming an inconvenience to motorists traveling in this area.
10. WRITTEN MOTION, Councillors Gonsalves, Dehner, Martins, Council President Saunders, Councillors Gomes, Lawrence, Coelho, Morad, Duarte, Pimental and Alves, requesting that the Committee on Appointments and Briefings meet with Representatives from the Greater New Bedford Regional Refuse Management District, including our City Representative, to discuss the future of the landfill. (To be Referred to the Committee on Appointments and Briefings.)
11. WRITTEN MOTION, Councillors Gonsalves, Dehner, Martins, Council President Saunders, Councillors Gomes, Lawrence, Coelho, Morad, Duarte, Pimental and Alves, requesting that the Committee on Finance meet with the City Solicitor, and the Department of Health Director to explore the idea of asking the State to make public health funding part of its cherry sheet formula. (To be Referred to the Committee on Finance.)
12. WRITTEN MOTION, Councillors Gonsalves, Dehner, Lawrence, Coelho, Duarte and Pimental, requesting the School Committee to explore the possibility of adding additional School Resource Officers so that each elementary school in New Bedford has a School Resource Officer. (To be Referred to the School Department.)
13. WRITTEN MOTION, Councillors Gonsalves, Dehner, Martins, Gomes, Lawrence, Coelho, Duarte, Pimental and Alves, requesting that the Committee on Ordinances meet with Personnel Director Angela Natho and Department of Health Director Marianne DeSouza to discuss the current classification for Public Health Nurses and whether it can be changed. (To be Referred to the Committee on Ordinances.)
14. WRITTEN MOTION, Councillor Gomes, requesting that Jack Spillane or any other Standard-Times Columnist contact this Councillor to further update them on the action that this Council has taken to preserve /rehab the cottages at the Hazelwood Park, which was not addressed in the article.
- 14a. COMMUNICATION, Councillor Gomes submitting Standard-Times Columnist Jack Spillane's article titled "Hazelwood cottages worth preservation" which appeared in the Standard Times on November 19, 2009. (To be Received and Placed on File.)
15. COMMUNICATION, Acting City Engineer Duarte M. Andrade, reporting that the owners (SASSAQUIN HIGHLAND, LLC) have conformed to all Rules and Regulations covering layout of streets, as required by City Code Section 22-35, in connection with acceptance of proposed FIELDSTONE DRIVE, 50 feet wide, from Acushnet Avenue westerly 293.14 feet to terminus.
- 15a. COMMUNICATION, Acting City Engineer Duarte M. Andrade, to City Council, submitting REQUEST TO TAKE LAND, for FIELDSTONE DRIVE, 50 feet wide, from Acushnet Avenue westerly 293.14 feet to terminus, for easement or fee for highway purposes in land belonging to Sassaquin Highland, LLC, in accordance with City Code, Section 22-35.

15b. COMMUNICATION, Acting City Engineer Duarte M. Andrade, recommending NO DAMAGES in connection with the layout and acceptance of proposed FIELDSTONE DRIVE, 50 feet wide, from Acushnet Avenue westerly 293.14 feet to terminus.

15c. COMMUNICATION, Acting City Engineer Duarte M. Andrade, defining metes and bounds in connection with the layout and acceptance of proposed FIELDSTONE DRIVE, 50 feet wide, from Acushnet Avenue westerly 293.14 feet to terminus.

15d. ORDER, for Hearing on THURSDAY, DECEMBER 17, 2009, AT 7:00 P.M. in City Council Chambers, City Hall, for layout and acceptance of proposed FIELDSTONE DRIVE, 50 feet wide, from Acushnet Avenue westerly 293.14 feet to terminus.

15e. ORDER, requesting the City Solicitor to prepare a **LAYOUT ORDER** for acceptance of FIELDSTONE DRIVE, 50 feet wide, from Acushnet Avenue westerly 293.14 feet to terminus.(Hearing on said matter has been ordered for **Thursday, December 17, 2009, at 7:00 p.m., in City Council Chambers, City Hall.**)

16. COMMUNICATION, New Bedford Harbor Development Commission Executive Director Kristin Decas, to Members of the City Council, enclosing for review a copy of the Harbor Plan Renewal as submitted to the State Office of Coastal Zone Management for final approval; also stating that, upon final approval, a copy of the final plan will be provided to all City Council Members. (Copies provided to each Councillor 11/17/09; submitted by Council President Saunders to be Received and Placed on File.)

17. COMMUNICATION, Superintendent of Schools Bonner, to City Council, responding to Written Motion by Councillor Gomes on City Council Agenda of October 22, 2009, re: "No Child Left Behind" Transportation Monies. (Copy all Councillors and Clerk of Committees 11/07/09.)

TABLED BUSINESS

There are No Items on the Table at Present. (11/12/09)