



Council Meeting - Agenda

CITY COUNCIL CALENDAR

Thursday, February 11, 2010 - 7:00 p.m.

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OPENING OF SESSION BY: CITY COUNCIL PRESIDENT DENIS LAWRENCE, JR.

***PRAYER LED BY: REVEREND PAMELA J. COLE, PRESIDENT
GREATER NEW BEDFORD CHAPTER OF CHURCH WOMEN UNITED AND
INTERIM PASTOR OF THE SMITH NECK FRIENDS***

PLEDGE OF ALLEGIANCE

CITATIONS

1. CITATION, Councillor Gomes, honoring JIBREEL KHAZAN, on the FIFTIETH ANNIVERSARY of the non-violent sit-in at Woolworth's in Downtown Greensboro, NC, and the opening of the International Civil Rights Center and Museum.

RESOLUTIONS

2. RESOLUTION, Councillors Gomes and Duarte, IN HONOR AND CELEBRATION OF BLACK HISTORY MONTH – FEBRUARY 2010. (THEME FOR 2010: THE HISTORY OF BLACK ECONOMIC EMPOWERMENT.)

3. RESOLUTION, Council President Lawrence, Councillors Coelho, Morad, Martins, Dehner, Duarte, Gonsalves, Lopes, Saunders, Gomes and Alves, honoring FIRE CHIEF PAUL LEGER on the Occasion of his Retirement as Chief of the New Bedford Fire Department.

MAYOR'S PAPERS

M1. COMMUNICATION, Mayor Lang, to City Council, submitting a SEWER ABATEMENT REQUEST for 1160 Rockdale Avenue Realty Trust (Christopher Simmons, Trustee), 1160 Rockdale Avenue, New Bedford, MA 02740, Account #28022, in the amount of \$35.10.

M2. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of LUIS G. BARTOLOMEY, 80 Bedford Street, New Bedford, MA 02740, to the AIRPORT COMMISSION; this term will expire December 2010.

M3. COMMUNICATION, Mayor Lang, to City Council, submitting draft of AN ORDINANCE, amending Chapter 19, Section 19-135.2 (d) to establish Emergency Medical Services rates that are equal to the Medicare National Fee Schedule at +80.9% rate for ambulance services (striking 50%).

M3a. AN ORDINANCE,

M4. COMMUNICATION, Mayor Lang, to City Council, submitting AN APPROPRIATION, for the transfer of \$400,000.00 from OVERLAY RESERVE, to GENERAL GOVERNMENT UNCLASSIFIED, SALARIES AND WAGES.

M4a. AN ORDER,

M5. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$50,000.00 from PENSION CONTRIBUTIONS to CEMETERY, SALARIES AND WAGES.

M5a. AN ORDER,

M6. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$34,701.00 from PENSION CONTRIBUTIONS to MIS, SALARIES AND WAGES.

M6a. AN ORDER,

M7. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$23,312.00 from PENSION CONTRIBUTIONS to AUDITORS, SALARIES AND WAGES.

M7a. AN ORDER,

M8. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$19,565.00 from PENSION CONTRIBUTIONS to CITY CLERK, SALARIES AND WAGES.

M8a. AN ORDER,

M9. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$16,488.00 from PENSION CONTRIBUTIONS to SOLICITORS, SALARIES AND WAGES.

M9a. AN ORDER,

M10. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$15,000.00 from PENSION CONTRIBUTIONS to ASSESSORS, SALARIES AND WAGES.

M10a. AN ORDER,

M11. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$13,379.00 from PENSION CONTRIBUTIONS, to PURCHASING, SALARIES AND WAGES.

M11a. AN ORDER,

M12. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$13,372.00 from PENSION CONTRIBUTIONS, to LIBRARY, SALARIES AND WAGES.

M12a. AN ORDER,

M13. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$4,975.00 from COMMUNITY SERVICES, CHARGES AND SERVICES, to COMMUNITY SERVICES, CAPITAL OUTLAY.

M13a. AN ORDER,

NEW BUSINESS

4. WRITTEN MOTION, Councillor Martins, asking that the City Council go on record in favor of, and draft a letter to our State Delegation in support of, the 2011 budget money for the Toxics Use Reduction Act Program that Governor Patrick is funding; and further, that the City Council request our Local State Delegation to vote in support of the Governor's 2011 request for said funding for TURA. (Further information regarding program enclosed; Emailed to all Councillors 01/02/10.)

5. WRITTEN MOTION, Councillor Lopes, requesting that Mayor Lang and Chief Teachman increase the Police presence in the far South End, patrolling all the streets, from Clara Street, south to South Rodney French Boulevard, on both sides of Brock Avenue, due to the increase in criminal activities occurring throughout the area.

6. WRITTEN MOTION, Councillor Lopes, requesting, on behalf of LIBAD'S BAR AND GRILLE, 578 BROCK AVENUE, that the following street(s) be CLOSED: BROCK AVENUE, from Butler Street to Clara Street, on SUNDAY, JULY 18, 2010, FROM 9:00 A.M. TO 11:00 P.M., for the purpose of their Annual Bike Run, held to benefit the New Bedford Women's Crisis Center.

7. WRITTEN MOTION, Councillor Gomes, requesting that Police Chief Teachman provide the City Council Committee on Public Safety and Neighborhoods, in addition to the information already submitted, the amount of overtime spent between the months of August 01, 2009, to December 13, 2009, which was in the amount of \$94,512.00, and that the addition he presents to us include a breakdown of the overtime spent on Commanding Officers between the dates of December 14, 2009, and February 06, 2010, and that this breakdown be further broken down by individual numbers of who is receiving the overtime, and where the overtime is going; and further, that the Chief continue to provide the City Council with a breakdown of the overtime, and who receives the overtime, due to the fact that the City Council, on many occasions, has provided this Police Department and this Police Chief with monies needed to cover the overtime, only to not have a real explanation as to where the money authorized by this Council has been going; these numbers seem to keep growing and fluctuating, especially in the Commanding Officers' positions, and that is why these breakdowns should be submitted to the City Council on an ongoing monthly basis, right up to the end of Fiscal Year 2010, so that when the Police Chief does request additional overtime dollars, the Council will be able to see exactly where the overtime has been spent and where it has gone.

7a. COMMUNICATION, Police Chief Teachman, to Councillor Gomes, Chairman, Committee on Public Safety and Neighborhoods, responding to letter dated January 20, 2010, requesting information regarding the amount of overtime that has been spent for Commanding Officers and a listing of vacancies and positions that are empty by virtue of IAD's, disabilities, medical conditions and pending retirements. (To be Referred to the Committee on Public Safety and Neighborhoods.)

8. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Peter Harris, 6408 Norway Road, Dallas TX 75230, d/b/a/ FRIENDLY HARBOR SERVICES, 107 Welby Road, New Bedford, MA 02745**, hereby submit a copy of the Application requesting **RENEWAL** of a Private Livery License, under the provisions of M.G.L. Chapter 159A, Section 1 and amendments thereto, and M.G.L. Chapter 270, Section 22 (Smoke Free Workplace Law) and all other laws applicable to such operation, to carry passengers for hire over the streets of New Bedford. (Current License expires February 22, 2010.)

9. COMMUNICATION, New Bedford Historical Commission, to City Council, re: **BUILDING DEMOLITION REVIEW: 336 – 338 MAPLE STREET, A CONCRETE BLOCK GARAGE STRUCTURE**; advising that, the structure is not located in a National Register Historic District; the structure is of no notable historic significance either recorded or found with existing condition of the structure; therefore, "The NBHC has determined that the building is NOT an historically significant building or structure and NOT preferably preserved."

10. COMMUNICATIONS, Councillor Morad, to Senator-Elect Scott Brown, congratulating him on his election to the United States Senate, and from Senator-Elect Brown to Councillor Morad, thanking her for her congratulatory letter.

TABLED BUSINESS

01/28/10 RESOLUTION, Councillors Martins and Morad, honoring SOWLE THE FLORIST on the Occasion of their 120th Anniversary in Business.