



Council Meeting - Agenda

CITY COUNCIL CALENDAR

Thursday, April 22, 2010 - 7:00 p.m.

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

***PRAYER LED BY: REVEREND MAREK CHMURSKI, PASTOR
SAINT LAWRENCE THE MARTYR PARISH***

PLEDGE OF ALLEGIANCE

***THE NEXT REGULARLY SCHEDULED MEETING OF THE CITY COUNCIL WILL BE ON
TUESDAY, MAY 11, 2010; THE AGENDA WILL CLOSE AT 10:00 A. M. ON THURSDAY, MAY 06, 2010.***

RESOLUTIONS

1. RESOLUTION, Councillors Martins and Morad, honoring FOLCO JEWELERS, INC., ON THEIR 70TH ANNIVERSARY IN BUSINESS.
2. RESOLUTION, Councillor Gonsalves, honoring JON WILLIAMS, CO-CAPTAIN OF THE NEW BEDFORD HIGH SCHOOL INDOOR TRACK TEAM and the STANDARD-TIMES BOYS INDOOR TRACK ATHLETE OF THE YEAR AWARD WINNER.
3. RESOLUTION, Councillor Gonsalves, in honor of the NEW BEDFORD HIGH SCHOOL SHUTTLE HURDLE RELAY TEAM.
4. RESOLUTION, Councillor Gonsalves, recognizing April 30, 2010, as "YWCA STAND AGAINST RACISM DAY".
5. RESOLUTION, Councillor Morad, honoring the 75TH ANNIVERSARY OF THE NEW BEDFORD LIONS CLUB.

MAYOR'S PAPERS

M1. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER, approving the grant of a Conservation Restriction/Easement on approximately 3,065 acres of City-owned property surrounding the Assawompset Pond Complex to the Commonwealth of Massachusetts, acting through the Department of Fish and Game; the restriction/easement is given as part of the City's consideration of the purchase of the property known as Betty's Neck, and is authorized under Chapter 254 of the Acts of 2004; also submitting AN ORDER to RESCIND the previous ORDER granted by the City Council on June 13, 2002, and approved by the Mayor on June 17, 2002, which was never recorded at the Registry of Deeds; please note: the Department of Public Infrastructure, Office of the City Solicitor and State Personnel from Fish and Game have redrafted the previous agreement to clarify its language and strengthen its provisions so as to protect the Assawompset Pond Complex, its watershed, and the City's water supply in perpetuity.

M1a. AN ORDER,

M1b. AN ORDER, (Rescinding previous ORDER)

M1c. AN ORDER, (Previously Granted on June 13, 2002 – To be Rescinded.)

M2. COMMUNICATION, Mayor Lang, to City Council, submitting a RESOLUTION, authorizing the Mayor to apply for Federal Financial Assistance from the United States of America and copies of the Fiscal Year 2010 Action Plan and Certifications and the 2010-2014 Five Year Consolidated Plan. (Please note: No significant changes to the draft and summary provided to all Councillors 04/15/2010.)

M2a. RESOLUTION,

M3. COMMUNICATION, Mayor Lang, to City Council, submitting for confirmation the promotion of ACTING FIRE CHIEF BRIAN FARIA, 41 Oliver Street, Dartmouth, MA 02747, to the position of FIRE CHIEF.

M4. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$512,000.00 from STABILIZATION FUND, to VETERANS, CHARGES & SERVICES.

M4a. AN ORDER,

M5. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$82,000.00 from STABILIZATION FUND, to GREATER NEW BEDFORD REFUSE MANAGEMENT DISTRICT.

M5a. AN ORDER,

M6. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$27,000.00 from PENSION CONTRIBUTIONS, to ZOO, SALARIES & WAGES.

M6a. AN ORDER,

M7. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$4,300.00 from PENSION CONTRIBUTIONS, to AUDITORS, SALARIES & WAGES.

M7a. AN ORDER,

M8. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$1,000.00 from PENSION CONTRIBUTIONS, to AUDITORS, SUPPLIES & MATERIALS.

M8a. AN ORDER,

M9. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$30,000.00 from TRAFFIC COMMISSION, SALARIES & WAGES, to ELECTIONS, CHARGES & SERVICES.

M9a. AN ORDER,

M10. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$159,800.00 from DPI/WATER, SALARIES & WAGES, to DPI/WATER, OTHER CHARGES.

M10a. AN ORDER,

M11. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$127,000.00 from DPI/WATER, CHARGES & SERVICES, to DPI/WATER, OTHER CHARGES.

M11a. AN ORDER,

M12. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$23,516.00 from HIGHWAYS, SALARIES & WAGES, to HIGHWAYS, CAPITAL OUTLAY.

M12a. AN ORDER,

M13. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$10,000.00 from HIGHWAYS, SALARIES & WAGES, to HIGHWAYS, CHARGES & SERVICES.

M13a. AN ORDER,

M14. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$13,500.00 from AIRPORT, OTHER CHARGES, to AIRPORT, SALARIES & WAGES.

M14a. AN ORDER,

M15. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$11,740.00 from LIBRARY, CHARGES & SERVICES, to LIBRARY, SALARIES & WAGES.

M15a. AN ORDER

M16. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$7,000.00 from TRAFFIC COMMISSION, SUPPLIES & MATERIALS, to TRAFFIC COMMISSION, CHARGES & SERVICES.

M16a AN ORDER,

M17. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$500.00 from CLERK OF COMMITTEES, CHARGES & SERVICES, to CLERK OF COMMITTEES, SUPPLIES & MATERIALS.

M17a. AN ORDER,

M18. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of PETER S. BARNEY, 567 Rockdale Avenue, New Bedford, MA 02740, to the position of ADMINISTRATIVE ASSISTANT TO THE BOARD OF ASSESSORS, FOR A TERM OF FIVE (5) YEARS, under Chapter 5 of the Acts of 1990, of the Commonwealth of Massachusetts by which the position of Administrative Assistant to the Board of Assessors was created.

M19. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of NORMAN BERGERON, 82 Brownell Avenue, New Bedford, MA 02740, to the GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL DISTRICT COMMITTEE; this term will expire May 01, 2014.

M20. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of MARY-ELLEN BERGERON, 82 Brownell Avenue, New Bedford, MA 02740, to the LIBRARY BOARD OF TRUSTEES; this term will expire April 2013.

M21. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of JAMES L. HENRY, 78 Orchard Street, New Bedford, MA 02740, to the LIBRARY BOARD OF TRUSTEES; this term will expire April 2013.

M22. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of NORMAN "DAN" NADEAU, 229 Hersom Street, New Bedford, MA 02745, to the VETERANS ADVISORY BOARD; this term will expire December 2012.

M23. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of BRUCE DUARTE, 14 Parker Street, New Bedford, MA 02740, to the VETERANS ADVISORY BOARD; this term will expire December 2012.

M24. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of NILTON CORDONIZ, 177 Central Avenue, New Bedford, MA 02745 as a SPECIAL POLICE OFFICER.

M24a. APPLICATION,

M25. COMMUNICATION, Mayor Lang, to City Council, submitting the APPOINTMENT of JUSTIN DION, 59 Hart Street, Taunton, MA 02780 as a SPECIAL POLICE OFFICER.

M25a. APPLICATION,

NEW BUSINESS

6. REPORT, Committee on Memorials and Dedications, recommending to the City Council that the portrait that has been done of the former City Council President Rosalind Poll Brooker be hung in an appropriate location in the City Council Chamber, which will be chosen by the collective Council.

7. 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 +88.3% rate for ambulance services (striking 50%). (Passed to a Second Reading March 25, 2010; To be Passed, to be ORDAINED.)

8. AN ORDINANCE, Amending Chapter 23, Section 23-27, Relative to Text Messaging. (Passed to a Second Reading March 25, 2010; To be Passed, to be ORDAINED.)

9. WRITTEN MOTION, Councillor Alves, requesting, on behalf of Our Lady of Perpetual Help Church, that the following street(s) be CLOSED: NORTH FRONT STREET, from Coggeshall Street to Beetle Street, ON SATURDAY, JUNE 19, 2010, FROM 8:00 A.M. TO 8:30 P.M., or shortly after, AND SUNDAY, JUNE 20, 2010, from 8:00 A.M. TO 8:30 P.M., or shortly after, for the purpose of the "POLISH FESTIVAL"; and further requesting, that "NO PARKING" signs be POSTED ON NORTH FRONT STREET, from Coggeshall Street to Beetle Street, on FRIDAY, JUNE 18, 2010, at 6:00 P.M., THROUGH SUNDAY, JUNE 20, 2010, at 10:00 P.M. (NOTE: WOODEN HORSES WILL ALSO BE USED.)

10. WRITTEN MOTION, Council President Lawrence, requesting, on behalf of the Whaling City Festival Committee, that the following streets(s) be CLOSED: FULLER MEMORIAL PARKWAY, from Rockdale Avenue, westerly through Buttonwood Park, to Brownell Avenue, from 9:00 A.M. ON THURSDAY, JULY 08, 2010, THROUGH 10:00 P.M. ON SUNDAY, JULY 11, 2010, for the purpose of THE ANNUAL WHALING CITY FESTIVAL.

11. WRITTEN MOTION, Councillor Duarte, requesting, on behalf of Mellissa Morris, COCA Representative with the UMASS College of Visual and Performing Arts, that PURCHASE STREET, between Union Street and Spring Street, BE CLOSED on THURSDAY, MAY 13, 2010, FROM 3:30 P.M. TO 7:30 P.M. for the purpose of creating a temporary mural on the street with the children from the Boys & Girls Club.

12. WRITTEN MOTION, Councillor Dehner, requesting that the Mayor look into ways to obtain increased funding for additional Public Health Nurses; and further, that Director of Health, Marianne DeSouza, be invited to the next Committee on Finance meeting. (To be Referred to the Committee on Finance.)

13. WRITTEN MOTION, Councillor Gomes, requesting that the Department of Inspectional Services, take immediate action enforcing Chapter 22, Section 22-13 of the City Code Ordinances relative to Advertising on Trees and Poles to hold those responsible and to fine those individuals who are in violation by attaching posters or advertisements to City poles and trees; said matter, once again, seems to be getting out of hand throughout the City of New Bedford and enforcement of Ordinance would ensure keeping our City looking clean.

14. WRITTEN MOTION, Councillor Gomes, requesting that the City Council send a letter to our State Delegation, along with the Massachusetts School Building Authority, for the purposes of requesting if the SBA is considering additional assistance funding to address the older schools that are in the City of New Bedford, and across the Commonwealth, for the purposes of bringing them up to date; whether that be electrical repair, windows, or whatever needs to be done, in place of building new schools, seeing that the State, at this time, is in financial difficulties, and we

have some older schools that are deteriorating due to lack of repairs and/or improvements to the buildings, that could be more efficient for the teachers and students and would create an improved educational atmosphere.

15. WRITTEN MOTION, Councillor Gomes, requesting that the City's Energy Resource Commission and the City Council's Special Committee on Environmental Affairs meet as soon as possible with the members of CLEAN and Director of Environmental Affairs Scott Alfonse for an update as to what is continuing to be done and addressed as far as environmental contaminations and concerns at the Keith Middle School/Parker Street area; and further, that a letter be sent to Senators Brown and Kerry, Congressman Frank, and our State Legislative Delegation, including Senator Montigny, requesting assistance for the City of New Bedford in addressing this issue that has now become bigger than the City can handle as far as the financial ramifications, and the assistance from the Federal Government; and further, that the EPA be requested to address this issue as far as funding and clean-up of the entire area that is affecting not only the quality of life within that general area, but the educational process in the City of New Bedford.

16. WRITTEN MOTION, Councillor Gomes, that the City Council send a letter to TASER International, Inc., requesting information regarding their new product COP CAM, which is the "eyes and ears," of the Police Officers while on patrol in the City's streets and neighborhoods; further, requesting that the City Council also send a letter to the Cincinnati, Ohio's Police Chief Tom Streicher, requesting that he forward any information regarding COP CAM; and further, that any and all information regarding COP CAM be forwarded to the Committee on Public Safety and Neighborhoods for discussion on implementing the COP CAM Program to assist Police Officers in City of New Bedford.

17. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **John F. Keithline, 205 Kenyon Avenue, East Greenwich, RI 02818, d/b/a/ EMPIRE LOAN OF NEW BEDFORD, 1304 Acushnet Avenue, New Bedford, MA 02746**, hereby submit a copy of the Application requesting **RENEWAL of PAWNBROKER'S LICENSE**, under the provisions of M.G.L. Chapter 140, Sections 70-85 and all Acts amending the same or in addition thereto, and Orders and Regulations of the New Bedford City Code, Chapter 15, Section 15-1 through Section 15-37 and the City, at his place of Business. (License will expire **April 30, 2011**, and Waiver of Residency was granted on June 22, 1995.)

18. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **John F. Keithline, 205 Kenyon Avenue, East Greenwich, RI 02818, d/b/a/ EMPIRE LOAN OF NEW BEDFORD, 1304 Acushnet Avenue, New Bedford, MA 02746**, hereby submit a copy of the Application requesting a **RENEWAL OF LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES** under the provisions of MGL, Chapter 140, Sections 202-205 as amended, and as provided in the Code of the City of New Bedford, Chapter 15 and all Ordinances amending the same or in addition thereto, and further avers that he or she has been a resident of the City of New Bedford for at least six months next preceding the date of the application for such license; or that he or she has been a resident for at least six months in one of the towns next adjoining the limits of the City or that he or she has applied for a waiver of said residence requirement by the New Bedford City Council. (License will expire **April 30, 2011**, and Waiver of Residency was granted on June 22, 1995.)

19. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Daniel F. Oliver, 1230 Acushnet Avenue, New Bedford, MA 02746, d/b/a/ DANNY'S RESALE, 1469 Acushnet Avenue, New Bedford, MA 02746**, hereby submit a copy of the Application requesting a **RENEWAL OF LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES** under the provisions of MGL, Chapter 140, Sections 202-205 as amended, and as provided in the Code of the City of New Bedford, Chapter 15 and all Ordinances amending the same or in addition thereto, and further avers that he or she has been a resident of the City of New Bedford for at least six months next preceding the date of the application for such license; or that he or she has been a resident for at least six months in one of the towns next adjoining the limits of the City or that he or she has applied for a waiver of said residence requirement by the New Bedford City Council. (License will expire **April 30, 2011**.)

20. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Judd K. Zeitz, 34 Strathmore Road, North Dartmouth, MA 02747, d/b/a/ NEW BEDFORD ANTIQUES AT THE COVE, INC., 127 West Rodney French Boulevard, New Bedford, MA 02744**, hereby submit a copy of the Application requesting a **RENEWAL OF LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES** under the provisions of MGL, Chapter 140, Sections 202-205 as amended, and as provided in the Code of the City of New Bedford, Chapter 15 and all Ordinances amending the same or in addition thereto, and further avers that he or she has

been a resident of the City of New Bedford for at least six months next preceding the date of the application for such license; or that he or she has been a resident for at least six months in one of the towns next adjoining the limits of the City or that he or she has applied for a waiver of said residence requirement by the New Bedford City Council. (License will expire **April 30, 2011.**)

21. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Carlton Thatcher, 6 Bay Street, Fairhaven, MA 02719, d/b/a/ ACUSHNET RIVER ANTIQUES, 72 Kilburn Street, New Bedford, MA 02740**, hereby submit a copy of the Application requesting a **RENEWAL OF LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES** under the provisions of MGL, Chapter 140, Sections 202-205 as amended, and as provided in the Code of the City of New Bedford, Chapter 15 and all Ordinances amending the same or in addition thereto, and further avers that he or she has been a resident of the City of New Bedford for at least six months next preceding the date of the application for such license; or that he or she has been a resident for at least six months in one of the towns next adjoining the limits of the City or that he or she has applied for a waiver of said residence requirement by the New Bedford City Council. (License will expire **April 30, 2011.**)

22. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Ronald N. Lapointe, 805 Belleville Avenue, New Bedford, MA 02745, d/b/a/ THE MUSIC CENTER, 802 Belleville Avenue, New Bedford, MA 02745**, hereby submit a copy of the Application requesting a **RENEWAL OF LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES** under the provisions of MGL, Chapter 140, Sections 202-205 as amended, and as provided in the Code of the City of New Bedford, Chapter 15 and all Ordinances amending the same or in addition thereto, and further avers that he or she has been a resident of the City of New Bedford for at least six months next preceding the date of the application for such license; or that he or she has been a resident for at least six months in one of the towns next adjoining the limits of the City or that he or she has applied for a waiver of said residence requirement by the New Bedford City Council. (License will expire **April 30, 2011.**)

23. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Kathleen Adams, 100 Burgess Avenue, Rochester, MA 02770, d/b/a/ K&K KOZEY KORNER CONSIGNMENT, 1657 Acushnet Avenue, New Bedford, MA 02746**, hereby submit a copy of the Application requesting a **NEW LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES** under the provisions of MGL, Chapter 140, Sections 202-205 as amended, and as provided in the Code of the City of New Bedford, Chapter 15 and all Ordinances amending the same or in addition thereto, and further avers that he or she has been a resident of the City of New Bedford for at least six months next preceding the date of the application for such license; or that he or she has been a resident for at least six months in one of the towns next adjoining the limits of the City or that he or she has applied for a waiver of said residence requirement by the New Bedford City Council. (License will expire **April 30, 2011.**)

23a. PETITION, **KATHLEEN ADAMS, 100 Burgess Avenue, Rochester, MA 02270, d/b/a/ K&K KOZEY KORNER CONSIGNMENT, 1657 Acushnet Avenue, New Bedford, MA 02746**, requesting that she be granted a Waiver of the Residency requirement in accordance with 15-38 of the City Code, to obtain a **NEW LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES.** (Submitted by City Clerk/Clerk of the City Council.)

24. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Kevin A. Farland, 110 Willow Street, New Bedford, MA 02740, d/b/a/ THIS & THAT RESALE & CONSIGNMENT, 1613 Acushnet Avenue, New Bedford, MA 02746**, hereby submit a copy of the Application requesting a **NEW LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES** under the provisions of MGL, Chapter 140, Sections 202-205 as amended, and as provided in the Code of the City of New Bedford, Chapter 15 and all Ordinances amending the same or in addition thereto, and further avers that he or she has been a resident of the City of New Bedford for at least six months next preceding the date of the application for such license; or that he or she has been a resident for at least six months in one of the towns next adjoining the limits of the City or that he or she has applied for a waiver of said residence requirement by the New Bedford City Council. (License will expire **April 30, 2011.**)

25. COMMUNICATION/**BUILDING DEMOLITION REVIEW**, New Bedford Historical Commission, to City Council, re: **BUILDING DEMOLITION REVIEW: 340 SUMMER STREET; A BRICK GARAGE STRUCTURE**; advising that, the structure IS LOCATED IN ACUSHNET HEIGHTS NATIONAL REGISTER HISTORIC DISTRICT;

the structure IS HISTORICALLY SIGNIFICANT as it is listed as a contributing resource to the district; IS ARCHITECTURALLY SIGNIFICANT as an unusual type of outbuilding currently not well represented in the district because of its unique features and roof structure and retention of original materials; and the Commission recommends that the structure be fully and thoroughly documented with architectural drawings and photographs PRIOR TO the issuance of a Demolition Permit because of the uniqueness of the structure; therefore, “the NBHC has determined that the garage structure at 340 Summer Street IS an historically significant building or structure AND PREFERABLY PRESERVED.” (Copy all Councillors 04/15/10.)

26. COMMUNICATION, Department of Environmental Protection Waterways Regulation Program, giving Notice of License Application Pursuant to M.G.L. Chapter 91, Waterways License Application Number W10-3003, City of New Bedford, Office of Fishing and Boating Access, for boat ramp, prop wash pad, and stone revetment and remove and relocate floats at Gifford Street; stating the Department will consider all written comments on this Waterways Application received within 30 days subsequent to the “Notification Date” (**April 12, 2010**). (Plans included.) (Copy All Councillors 04/12/10; copy to Clerk of Committees and Councillor Alves, Chair, Committee on Appointments and Briefings.)

27. COMMUNICATION, Zoning Board of Appeals, Notice of Decision for a Variance, **Appeal #3967**, **48 LINDSEY STREET**, Plot 50/Lot 479, filed by Kevin Santos and T-Mobile Northeast, LLC, in a Residential B Zone, to add base station equipment cabinets to accommodate the proposed alteration of the tower on Lot 480 for a Wireless Communication Facility; GRANTED for the reasons set forth in “Decision,” with conditions as described in the Decision, April 12, 2010. (Copies provided to all Councillors 04/12/10.)

28. COMMUNICATION, Zoning Board of Appeals, Notice of Decision for a Variance, **Appeal #3968**, **480/479 LINDSEY STREET**, Plot 50, Lots 480 & 479, filed by Kevin Santos and T-Mobile Northeast, LLC, in a Residential B Zone, to erect a wireless communication facility, add six (6) antennas to an existing lattice tower on the site (**506 MIDDLE STREET**), as well as associated Base Station equipment and Cables on Lot 479 (48 Lindsey Street); GRANTED for the reasons set forth in “Decision,” with conditions as described in the Decision, April 12, 2010. (Copies provided to all Councillors 04/12/10.)

29. COMMUNICATION, John Rich, Director of Workforce Development, Associated Builders and Contractors, Inc., Massachusetts Chapter, to Councillor Martins, re: Responsible Employer Ordinance, stating that changes discussed while they were present at City Council Meeting of April 08, 2010, should NOT be adopted, but that other solutions can be provided, thanking Council for sending Ordinance back to Committee and requesting an opportunity to discuss members’ views. (Copy all Councillors and Copy to Clerk of Committees and Committee on Ordinances Chair 04/16/10.)

30. COMMUNICATION, Energy Director Scott Durkee, to City Councillors, informing of meeting with Building Community and including Information on the Stretch Code. (Copies provided to all Councillors 04/13/10.) **AND** Notes from said 04/13/10 Stretch Code Meeting with Building Community. (Copies provided to all Councillors 04/20/10.)

TABLED BUSINESS

04/08/10 CITATION, Council President Lawrence and Councillor Morad, honoring PALACE PIZZA’S 35TH ANNIVERSARY.