



# ***Council Meeting - Agenda***

***CITY COUNCIL CALENDAR  
Tuesday, May 11, 2010 - 7:00 p.m.***

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

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***PRAYER LED BY: REVEREND LEONA FISHER, PASTOR  
IN THE NAME OF JESUS CHURCH***

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***PLEDGE OF ALLEGIANCE***

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## ***CITATIONS***

1. CITATION, Councillors Alves, Coelho, Dehner, Duarte, Gomes, Gonsalves, Council President Lawrence, Councillors Lopes, Martins, Morad and Saunders, honoring JOHN BELMARCE, in recognition of your assisting State and Local Public Safety Officers, and protecting the Residents of our City by transporting live explosives to a safe detonation location.

## ***RESOLUTIONS***

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, honoring SEAN P. RICHARD, for his Perseverance in Obtaining his High School Diploma.

5. RESOLUTION, Councillor Martins, honoring the UNIVERSITY OF MASSACHUSETTS-DARTMOUTH SIFE TEAM for WINNING THE NORTHEAST REGIONAL CHAMPIONSHIP.

## ***MAYOR'S PAPERS***

M1. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER, authorizing the Airport Commission and the Mayor, on behalf of the City, to enter into a Parking Lot Management Agreement and License with LAZ Parking Limited, LLC, for an initial term of five (5) years, with an option to renew for a second five-(5) year term, exercisable by the Airport Commission. (Contract enclosed.)

M1a. AN ORDER/LICENSE AGREEMENT,

M2. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$16,786.00 from ENVIRONMENTAL STEWARDSHIP, CHARGES & SERVICES, to VETERANS, SALARIES & WAGES.

M2a. AN ORDER,

M3. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$11,000.00 from TRAFFIC COMMISSION, SALARIES & WAGES, to TOURISM/MARKETING, SALARIES & WAGES.

M3a. AN ORDER,

M4. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$11,000.00 from PLANNING, SALARIES & WAGES, to TOURISM/MARKETING, SALARIES & WAGES.

M4a. AN ORDER,

M5. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$8,000.00 from LIBRARY, SALARIES & WAGES, to CEMETERY, SUPPLIES & MATERIALS.

M5a. AN ORDER,

M6. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$5,643.000 from LABOR RELATIONS, SALARIES & WAGES, to EMS, CHARGES & SERVICES.

M6a. AN ORDER,

M7. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$1,500.00 from COMMUNITY SERVICES, SALARIES & WAGES, to AUDITORS, CHARGES & SERVICES.

M7a. AN ORDER,

M8. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$38,000.00 from POLICE DEPARTMENT, CHARGES & SERVICES, to POLICE DEPARTMENT, SALARIES & WAGES.

M8a. AN ORDER,

M9. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$10,700.00 from POLICE DEPARTMENT, SUPPLIES & MATERIALS, to POLICE DEPARTMENT, SALARIES & WAGES.

M9a. AN ORDER,

M10. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$5,000.00 from AIRPORT, OTHER CHARGES, to AIRPORT, CHARGES & SERVICES.

M10a. AN ORDER,

M11. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$2,727.00 from AIRPORT, OTHER CHARGES, to AIRPORT, SUPPLIES & MATERIALS.

M11a. AN ORDER,

M12. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$4,950.00 from COMMISSION FOR CITIZENS WITH DISABILITIES, CHARGES & SERVICES, to COMMISSION FOR CITIZENS WITH DISABILITIES, CAPITAL OUTLAY.

M12a. AN ORDER,

M13. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$795.00 from COMMISSION FOR CITIZENS WITH DISABILITIES, CHARGES & SERVICES, to COMMISSION FOR CITIZENS WITH DISABILITIES, SUPPLIES & MATERIALS.

M13a. AN ORDER,

M14. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$1,700.00 from CEMETERY, SALE OF LOTS, to CEMETERY, CHARGES & SERVICES.

M14a. AN ORDER,

M15. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$1,250.00 from CEMETERY, SALE OF LOTS, to CEMETERY, SUPPLIES & MATERIALS.

M15a. AN ORDER,

M16. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$3,007.00 from HEALTH, SUPPLIES & MATERIALS, to HEALTH, CHARGES & SERVICES.

M16a. AN ORDER,

M17. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of MARIA TOMASIA, 265 Maple Street, New Bedford, MA 02740, to the BOARD OF ELECTIONS COMMISSION for a FOUR-YEAR TERM, WHICH WILL EXPIRE APRIL 2014.

M18. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of MARK MAHONEY, 261 Pine Grove Street, New Bedford, MA 02745, as the EMERGENCY MANAGEMENT DIRECTOR for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M19. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of DAVID A. KENNEDY, 52 Moss Street, New Bedford, MA 02744, as CITY PLANNER for a TWO-YEAR TERM, WHICH WILL EXPIRE JANUARY 2012.

M20. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of JILL MACLEAN, 295 Palmer Street, New Bedford, MA 02740, as ASSISTANT CITY PLANNER for a TERM, WHICH WILL EXPIRE JANUARY 05, 2011.

M21. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of RONALD LABELLE, 358 Smith Neck Road, South Dartmouth, MA 02748, as COMMISSIONER OF PUBLIC INFRASTRUCTURE for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.  
(Note: Permanent Residency Waiver on File.)

M22. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of LAWRENCE D. WORDEN, 60 Birchwood Drive, New Bedford, MA 02745, as COMMISSIONER OF PUBLIC FACILITIES for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M23. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of DUARTE M. ANDRADE, 33 Sidney Street, New Bedford, MA 02740, as ACTING CITY ENGINEER, for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M24. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of SCOTT ALFONSE, 57 Briarwood Drive, New Bedford, MA 02745, as DIRECTOR OF ENVIRONMENTAL STEWARDSHIP for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M25. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of DANNY ROMANOWICZ, 252 Hillman Street, New Bedford, MA 02740, as ACTING COMMISSIONER OF INSPECTIONAL SERVICES for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M26. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of DANNY ROMANOWICZ, 252 Hillman Street, New Bedford, MA 02740, as FENCE VIEWER for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M27. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of CYNTHIA WALLQUIST, 3598 Acushnet Avenue, New Bedford, MA 02745, as DIRECTOR OF COMMUNITY SERVICES, for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M28. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of CYNTHIA WALLQUIST, 3598 Acushnet Avenue, New Bedford, MA 02745, as EXECUTIVE DIRECTOR TO THE COMMISSION FOR CITIZENS WITH DISABILITIES, for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M29. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of DONAT J. "DAN" LEBLANC, 148 County Road, East Freetown, MA 02717, as DIRECTOR/AGENT OF VETERANS BENEFITS AND SERVICES for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.  
(Note: Permanent Residency Waiver on File.)

M30. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of DEBRA L. TRAVERS, 12 Alford Street, New Bedford, MA 02745, as PURCHASING AGENT, for a ONE-YEAR TERM ,WHICH WILL EXPIRE MARCH 31, 2011.

M31. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of PETER SCHMIDT, 412 West Clinton Street, New Bedford, MA 02740, as CITY AUDITOR, for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M32. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of R. RENEE FERNANDES-ABBOTT, 24 Seventh Street, New Bedford, MA 02740, as CITY TREASURER for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M33. COMMUNICATION, Mayor Lang, to City Council, submitting the APPOINTMENT of MICHAEL BAKER, 213 Aquidneck Street, New Bedford, MA 02744, as WIRE INSPECTOR for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M34. COMMUNICATION, Mayor Lang, to City Council, submitting the APPOINTMENT of MARCELINA CHRISTIAN-PINA, 104 Smith Street, New Bedford, MA 02740, as EXECUTIVE DIRECTOR TO THE HUMAN RELATIONS COMMISSION for a ONE-YEAR TERM, WHICH WILL EXPIRE MARCH 31, 2011.

M35. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of GLORIA HILL, 40 Durfee Street, New Bedford, MA 02740, to the COMMISSION FOR CITIZENS WITH DISABILITIES; THIS TERM WILL EXPIRE MAY 2013.

M36. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of TAMMY CANASTRA-CALLAHAN, 150 Armour Street, New Bedford, MA 02740, to the COMMISSION FOR CITIZENS WITH DISABILITIES; THIS TERM WILL EXPIRE MAY 2013.

M37. COMMUNICATION, Mayor Lang, to City Council, submitting the REAPPOINTMENT of LORRAINE PHENIX, 880 Bartlett Street, New Bedford, MA 02745, to the COMMISSION FOR CITIZENS WITH DISABILITIES; THIS TERM WILL EXPIRE MAY 2013.

M38. COMMUNICATION, Mayor Lang, to City council, submitting the APPOINTMENT of WILLIAM O'BRIEN, 52 Carroll Street, New Bedford, MA 02740, to the COUNCIL ON AGING, replacing George C. Arruda, who resigned 08/01/2009; THIS TERM WILL EXPIRE DECEMBER 2010.

M39. COMMUNICATION, Mayor Lang, to City Council, submitting the APPLICATION for REAPPOINTMENT of JAMES M. ANDRE, JR., 33 Beech Street, Acushnet, MA 02743, as a CONSTABLE. (License expires June 28, 2010.)

M39a. APPLICATION,

M40. COMMUNICATION, Mayor Lang, to City Council, submitting the APPLICATION for REAPPOINTMENT of VINCENT RODRIGUES, 254 Dawson Street, New Bedford, MA 02745, as a SPECIAL POLICE OFFICER.

M40a. APPLICATION,

#### **NEW BUSINESS**

6. REPORT, Committee on Appointments and Briefings, recommending to the City Council to Grant a **NEW** Pawnbroker's License **AND** a **NEW** License to Deal in Junk, Old Metals or any other Second Hand Articles to Aaron Tetrault, 619 County Street, New Bedford, MA, Spindle City Pawnbrokers, d/b/a Fall River Pawnbrokers, 268 Union Street, New Bedford, MA 02740.

6a. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Aaron Tetrault, 619 County Street, New Bedford, MA 02740, Spindle City Pawnbrokers d/b/a/ FALL RIVER PAWNBROKERS, 268 Union Street, New Bedford, MA 02740**, hereby submit a copy of the Application requesting a **NEW 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, 2010.)

6b. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Aaron Tetrault, 619 County Street, New Bedford, MA 02740, Spindle City Pawnbrokers d/b/a/ FALL RIVER PAWNBROKERS, 268 Union Street, New Bedford, MA 02740**, 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 M.G.L. 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, 2010.)

6c. COMMUNICATION, Attorney Richard J. Manning, Jr., on behalf of Spindle City Pawnbrokers, to City Council, re: Applications of Spindle City Pawnbrokers, Inc., requesting a **NEW PAWNBROKER'S LICENSE AND a NEW LICENSE TO DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES**, submitting petition of City Residents IN FAVOR of the application(s) and a Memorandum in support of the Application(s). (Copies provided all Councillors April 27, 2010.)

7. REPORT, Committee on Appointments and Briefings, recommending to the City Council, APPROVAL of a NEW 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 to Douglas F. Furtado, 39 Perry Street, South Dartmouth, MA 02748, d/b/a/ IDEAL MOTORS, INC., 439 Bolton Street, New Bedford, MA 02740.

7a. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Douglas F. Furtado, 39 Perry Street, South Dartmouth, MA 02748, d/b/a/ IDEAL MOTORS, INC., 439 Bolton Street, New Bedford, MA 02740**, hereby submit a copy of the Application requesting a **NEW** 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.

8. REPORT, Committee on Appointments and Briefings, recommending to the City Council, APPROVAL of the APPLICATION of DANIEL A. DeMEDEIROS, d/b/a/ D & D AUTO SALES, 44 Erin Court,

**New Bedford, MA 02745, for a SPECIAL PERMIT FOR MOTOR VEHICLE – SALES AND RENTALS / LIGHT SERVICE at 160 COVE STREET.**

8a. APPLICATION,

9. WRITTEN MOTION, Council President Lawrence, requesting that the City Council Waive City Council Rule 38, and CONFIRM THE REAPPOINTMENT OF DENNIS W. FARIAS, 1092 Pelletier Street, New Bedford, MA 02745, as CLERK OF COMMITTEES, for a ONE-YEAR TERM, WHICH WILL EXPIRE APRIL 2011.

10. WRITTEN MOTION, Councillor Coelho, requesting that the Department of Public Facilities clean all existing graffiti all over the City of New Bedford, and not just focus on specific areas; with the warmer weather approaching, there has already been a marked increase in this type of vandalism; and further, that a team from said Department should be assigned to document this graffiti for public safety purposes, as much of this graffiti is gang related. (To be Referred to the Committee on Public Safety and Neighborhoods.)

11. WRITTEN MOTION, Councillor Coelho, requesting that the Mayor's Office look into implementing a program similar to the Westport River Watershed Association, where residents are encouraged to surrender large and small unwanted electronics for a minimal fee on a designated day at Westport Town Hall, in an effort to cut down on illegal dumping on City sidewalks and other areas.

12. WRITTEN MOTION, Councillor Coelho, requesting that the Police Department increase patrols inside Fort Taber Park and the surrounding area due to the gangs of youth loitering, swearing, disrobing and creating havoc, all in full view of children playing and visitors strolling by, creating a terrible image of the City; and further, that these patrols continue on a regular basis to deter the constant spraying of graffiti and littering by the gangs, and, if possible, that there be foot patrols or bicycle patrols; and further requesting, that a Supervisor from a City Department be given the responsibility of overseeing conditions at the Fort to ensure that the work is done. (Photo documentation enclosed.)

13. WRITTEN MOTION, Councillor Alves, requesting, on behalf of Irmandade do Divino Espirito Santo Do Pico, that the following street(s) be CLOSED: BRIGHTMAN STREET, from Wood Street to Sylvia Street, on FRIDAY, JUNE 25, 2010, AT 6:00 P.M. THROUGH SUNDAY, JUNE 27, 2010, AT 10:00 P.M. (AS NEEDED), for the purpose of their Annual Religious Feast.

14. WRITTEN MOTION, Councillor Alves, requesting, on behalf of Irmandade Do Divino Espirito Santo Do Pico, (Brotherhood of the Holy Spirit of Pico) that ACUSHNET AVENUE, between Duncan Street and Wood Street be CLOSED ON SUNDAY, JUNE 27, 2010, FROM 10:00 A.M. TO 11:00 A.M., AND AGAIN, FROM 12:00 P.M. (NOON) TO 12:30 P.M., for the purpose of the Organization's Annual Procession from their Cultural Center to St. Joseph/St. Therese Church on Acushnet Avenue (for Mass), and return to the Cultural Center for their Annual Feast.

15. WRITTEN MOTION, Councillor Duarte, requesting, on behalf of the Mayor's Office and the "Summerfest 2010 Committee," that the following street(s) be CLOSED: SOUTH SECOND STREET, from Union Street to William Street, from 8:00 A.M. ON FRIDAY, JULY 02, 2010, THROUGH 11:00 P.M., SUNDAY, JULY 04, 2010, AND NORTH WATER STREET, from Union Street to Elm Street; JOHNNY CAKE HILL and BETHEL STREET, from Union Street to Elm Street; SECOND STREET, from William Street to Elm Street; BARKER'S LANE, from Acushnet Avenue to North Second Street; ACUSHNET AVENUE, from Union Street to Elm Street; WILLIAM STREET, from Purchase Street to North Water Street; CENTRE STREET, from Front Street to North Water Street; FRONT STREET, from Centre Street to Rose Alley; FROM 5:00 P.M. on FRIDAY, JULY 02, 2010, THROUGH 11:00 P.M. on SUNDAY, JULY 04, 2010, for the purpose of "Greater New Bedford SUMMERFEST 2010." PLEASE NOTE: CLOSINGS ARE "AS NEEDED" AND INCLUDING AREAS FOR CRAFT BOOTHS.

16. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the New Bedford Day of Portugal Committee, that the following street(s) be CLOSED: WILLIAM STREET, from Sixth Street to Pleasant Street, on THURSDAY, JUNE 10, 2010, from 5:30 P.M. to 7:00 P.M., for the purpose of the Opening Ceremonies of the 13<sup>th</sup> ANNUAL DAY OF PORTUGAL FESTIVAL.

17. WRITTEN MOTION, Councillors Alves and Martins, requesting that the following street(s) be CLOSED: ACUSHNET AVENUE, from Beetle Street to Coffin Avenue; SAWYER STREET, from North Front Street to Ashley Boulevard; HOLLY STREET, from North Front Street to Ashley Boulevard; TALLMAN STREET, from North Front Street to Ashley Boulevard; NYE STREET, from North Front Street to Ashley Boulevard; BULLARD STREET, from North Front Street to Ashley Boulevard and DEANE STREET, from Ashley Boulevard to Acushnet Avenue, FROM 6:00 A.M., FRIDAY, JUNE 11, 2010, THROUGH 10:00 A.M., MONDAY, JUNE 14, 2010; and further, that the following streets or intersections be designated NO PARKING AND ENFORCED AS A TOW ZONE: ACUSHNET AVENUE, from Beetle Street to Coffin Avenue (both sides); THE NORTH SIDE OF SAWYER STREET, EASTERLY APPROXIMATELY 150 feet, ending at a line parallel to the eastern most property line of the Howard Street Parking Lot (both sides); HOLLY STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); TALLMAN STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); NYE STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); BULLARD STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); DEANE STREET – 50 feet east and west of the intersection of Acushnet Avenue (both sides); for the purpose of THE 13<sup>th</sup> ANNUAL DAY OF PORTUGAL CELEBRATION.

18. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Holy Ghost Society of St. Anthony's Church, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Nye Street to Coffin Avenue, on SUNDAY, MAY 23, 2010, from 11:00 A.M. to 12:00 NOON, for the purpose of a Religious Procession.

19. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Portuguese-American War Veterans, that ALLEN STREET, from Brownell Avenue to John Street, be CLOSED on MONDAY, MAY 31, 2010, FROM 8:30 A.M. TO 9:30 A.M., for THE ANNUAL MEMORIAL DAY SERVICES.

20. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Greater New Bedford Veterans Council, that the following street(s) be CLOSED: HUNTER STREET, from Parker Street to Maxfield; PARKER STREET, from Hunter Street to County Street; COUNTY STREET, from Parker Street to Pope Street; POPE STREET, from County Street to Purchase Street, on MONDAY, MAY 31, 2010, FROM 8:00 A.M. TO 2:00 P.M., for the purpose of THE ANNUAL MEMORIAL DAY CEREMONIES.

21. WRITTEN MOTION, Councillor Lopes, requesting on behalf of Our Lady of Mount Carmel Church, that KATHERINE STREET, between Crapo Street and Bonney Street, be CLOSED on SATURDAY, MAY 22, 2010, AND SUNDAY, MAY 23, 2010, for the purpose of The Annual Our Lady of Mount Carmel Church Holy Ghost Feast.

22. WRITTEN MOTION, Councillor Lopes, requesting, on behalf of Our Lady of Mount Carmel Church, that KATHERINE STREET, between Crapo Street and Bonney Street, be CLOSED ON FRIDAY, JULY 23, 2010, THROUGH SUNDAY, JULY 25, 2010, FROM 4:00 P.M. FRIDAY THROUGH MIDNIGHT SUNDAY, for the purpose of The Annual Our Lady of Mount Carmel Church Feast; also, that the following streets be CLOSED ON SUNDAY, JULY 25, 2010, FROM 8:00 A.M. THROUGH 5:00 P.M., for the Our Lady of Mount Carmel Church Feast PROCESSION, and so that the streets can be decorated for said Procession, as follows: RIVET STREET, between Crapo Street and Bolton Street; BONNEY STREET, between Rivet Street and Thompson Street; THOMPSON STREET, between Bonney Street and Hemlock Street; HEMLOCK STREET, between Thompson Street and Swift Street; SWIFT STREET, between Hemlock Street and Bolton Street; BOLTON STREET, between Swift Street and Rivet Street. (Including Parade Permit submitted to Police Chief Teachman.)

23. WRITTEN MOTION, Councillor Duarte, requesting, on behalf of the Mayor's Office and The Taste of SouthCoast Festival, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Union Street to Elm Street; WILLIAM STREET, from Purchase Street to Bethel Street; SOUTH SECOND STREET, from Union Street to Elm Street; BETHEL STREET, from William Street to Elm Street, and BARKER'S LANE, from South Second Street to Acushnet Avenue, on SUNDAY, MAY 16, 2010, FROM 10:00 A.M. THROUGH 7:00 P.M., for the purpose of The Taste of SouthCoast Festival at Custom House Square.

24. WRITTEN MOTION, Councillor Lopes, requesting, on behalf of the Cove Street Neighborhood Association, that the following street(s) be CLOSED: RUTH STREET, from Salisbury Street to Ashley Street, on

SATURDAY, JUNE 19, 2010, FROM 7:00 A.M. to 4:00 P.M., for the purpose of their Annual Family Fun Day.

25. WRITTEN MOTION, Councillor Duarte, requesting, on behalf of Father Raphael, Our Lady's Chapel, 600 Pleasant Street, New Bedford, MA 02740, that PLEASANT STREET, from Market to William Streets, BE CLOSED on SUNDAY, JUNE 06, 2010, FROM 11:00 A.M. TO 3:00 P.M., for the purpose of decorating the street for a Religious Procession.

26. WRITTEN MOTION, Councillors Gonsalves, Morad, Martins, Dehner, Lopes, Gomes, Council President Lawrence, Councillor Saunders, Coelho, Alves and Duarte, asking that the Police Chief and the Police Department Training Officer attend the next Committee on Public Safety and Neighborhoods meeting to address the Department's policy relative to off-site training, both in-state and out-of-state, specifically relative to criteria used to choose who will attend the training and the cost of said training, and how it is paid for. (To be Referred to the Committee on Public Safety and Neighborhoods.)

27. WRITTEN MOTION, Council President Lawrence and Councillor Lopes, requesting that the Traffic Commission approve the current painted crosswalk at Clara Street and East Rodney French Boulevard as an accepted City crosswalk; and further, following the crosswalk's acceptance, that a PEDESTRIAN CROSSING Sign be posted, further identifying the crosswalk as well as bringing it to motorists' attention.

28. WRITTEN MOTION, Council President Lawrence, Councillors Martins and Saunders, asking that the City Council send a letter, requesting CAPE WIND, LLC, who are the prospective builders of the Wind Turbines to be erected off the Coast of Massachusetts, inviting them to make contact with the City of New Bedford as a potential site in setting up shop to construct and build those turbines here in the City of New Bedford, given the close proximity to where they are to be erected; and further, that a copy of the letter, once approved in City Council, be sent to our State and Federal Delegation, including Governor Patrick, also requesting their assistance in having Cape Wind use New Bedford as their home port, rather than in another State.

29. WRITTEN MOTION, Council President Lawrence, Councillors Martins and Saunders, requesting that the City Council go on record, and a communication be signed by ALL Councillors and sent, in addition to the one already submitted by the Council President, to Jane Lubchenco, Administrator, National Oceanic and Atmospheric Administration, requesting that implementation of the Catch Share/Sector Management in the Northeast Region (Amendment #16) be DELAYED until such time as issues and concerns are addressed and adjustments are made for the public good, as well as to benefit the economic vitality of fishing communities, aid our fishing families and ensure that the City of New Bedford will not endure the further economic hardship, during these hard financial times, that the losses in our fishing fleet would bring about.

29a. COMMUNICATION, Council President Lawrence, to Jane Lubchenco, Administrator, National Oceanic and Atmospheric Administration, requesting delay in implementation of the Catch Share/Sector Management in the Northeast Region (Amendment #16) be DELAYED.

30. WRITTEN MOTION, Councillor Saunders, requesting that NSTAR Electric Company check the power to the streetlights on Elm and Kempton Streets, on the Cottage Street side, since the streetlights have been out for over a year.

31. WRITTEN MOTION, Councillor Gomes, requesting that the Special Committee on Memorials and Dedications, along with the Lang Administration, discuss and complete the dedication of City Hall Square, naming it JOSEPH THEODORE, JR., CITY HALL SQUARE, which is a long overdue tribute to a great patriot; and further, that the Committee make the appropriate arrangements for this dedication to take place this spring or summer, in remembrance of Joe Theodore one of the greatest Citizens of New Bedford and the United States of America- he truly loved America and its people. (To be Referred to the Special Committee on Memorials and Dedications.)

32. PETITION/INDEMNITY AGREEMENT, **ANTONIO MARTINHO d/b/a/ ANTONIO'S RESTAURANT, 267-271 Coggeshall Street, New Bedford, MA 02746** for permission to encroach on City Sidewalk with a vestibule to extend onto the sidewalk by 44". (Submitted by Councillor Alves.)

32a. AN ORDER,

33. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Daniel Xavier, 68 Deane Street, New Bedford, MA 02746, d/b/a/ MCKENZIE'S BUS CO., 68 Deane Street, New Bedford, MA 02746**, hereby submit a copy of the Application requesting a **NEW** 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 June 29, 2010.)
34. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Gladys Lomas, 2237 Acushnet Avenue, New Bedford, MA 02745, d/b/a/ GRACE CHURCH THRIFT STORE, 133 School Street, New Bedford, MA 02740**, hereby submit a copy of the Application requesting 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.)
35. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Jose Rodriguez, 492 Maxfield Street, New Bedford, MA 02740, d/b/a/ J. R.'S USED GOODS, 180 North Front Street, New Bedford, MA 02746**, hereby submit a copy of the Application requesting 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.)
36. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Cheryl E. Baptista, 280 Earle Street, New Bedford, MA 02746, d/b/a/ SAVER'S THRIFT DEPARTMENT STORE, 1014 King's Highway, New Bedford, MA 02745**, hereby submit a copy of the Application requesting 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.)
37. COMMUNICATION, Councillor Morad, to the seventy-one (71) members of the Brooklawn Neighborhood Association, advising them of the May 12, 2010, Public Meeting regarding the multiphase restoration project of Brooklawn Park. (To be Received and Placed on File.)
38. COMMUNICATION, Councillor Martins, to the one hundred and fifty-four (154) abutters of Brooklawn Park, advising them of the May 12, 2010, Public Meeting regarding the multiphase restoration project of Brooklawn Park.
39. COMMUNICATION, Peter S. Barney, Administrative Assistant to the Board of Assessors, to Council President Lawrence and Members of the City Council, thanking the City Council for confirming his reappointment as Administrative Assistant to the Board of Assessors, and stating appreciation for the City Council's continued support to himself and the Members of the Board of Assessors. (Copies provided to all Councillors 04/23/10.)
40. COMMUNICATION/EMAIL, Pauline Lally, Owner, Piping Systems, Inc., to Councillor Gonsalves, RE: New Bedford Proposed REO Ordinance, stating that she is in opposition to said Ordinance due to the Apprentice Program requirement. (Submitted by Councillor Gonsalves, to be Referred to the Committee on Ordinances.)

41. COMMUNICATION, Senator Kerry, to City Council, thanking Councillors for contacting his Office to go on record in support of Expanded Gambling in the Commonwealth, noting the Council's support, and stating he will NOT forward letter since copies were sent to the entire State Delegation. (Copy all Councillors 04/27/10.)

42. COMMUNICATION, Department of Environmental Protection – Waterways Regulation Program, to City Council, Public Notice of License Application Pursuant to MGL Chapter 91, Waterways License Application Number W10-3034, **New Bedford Harbor Development, to construct and maintain a dinghy dock at 102 Pope's Island** (Notification Date: May 13, 2010) and stating written comments may be made to Carlos T. B. Fragata, Environmental Analyst, DEP Waterways Regulation Program, 20 Riverside Drive, Lakeville, MA 02347. (Plan(s) included.)

43. COMMUNICATION, Department of Environmental Protection – Waterways Regulation Program, to City Council, Public Notice of License Application Pursuant to MGL Chapter 91, Waterways License Application Number W10-3036/TM # X232910, **MASSACHUSETTS Department of Conservation & Recreation – Waterways, to construct and maintain a pile held float system and associated dolphins at 49 State Pier** (Notification Date: May 06, 2010, Public Hearing Date May 12, 2010, Comment Period Closes June 06, 2010) and stating written comments may be made to Mitch Ziencina, Assistant Section Chief, DEP Waterways Program, 20 Riverside Drive, Lakeville, MA 02347. (Plan(s) included.)

***TABLED BUSINESS***

**04/08/10** CITATION, Council President Lawrence and Councillor Morad, honoring PALACE PIZZA'S 35<sup>TH</sup> ANNIVERSARY.