



Council Meeting - Agenda

CITY COUNCIL CALENDAR
Thursday, May 27, 2010 - 7:00 p.m.

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

PRAYER LED BY: THE VERY REVEREND CONSTANTINE BEBIS, PASTOR
ST. GEORGE GREEK ORTHODOX CHURCH
ARCHIMANDRITE OF THE GREEK ORTHODOX CHURCH

PLEDGE OF ALLEGIANCE

RESOLUTIONS

1. RESOLUTION, Councillor Saunders, honoring BARRY SYLVIA, on his RETIREMENT May 21, 2010, after 35+ YEARS OF SERVICE to the City of New Bedford.
2. RESOLUTION, Councillor Saunders, honoring New Bedford High School Teams One and Two on Winning the MATE Center (Marine Advanced Technology Education) New England ROV (remotely-operated vehicle) Contest.

HEARINGS

3. HEARING on Petition of NSTAR Electric Company, for location of One (1) 4" Conduit in COVE ROAD, East of Orchard Street.
- 3a. AN ORDER,

MAYOR'S PAPERS

- M1. COMMUNICATION, Mayor Lang, to City Council, submitting the APPOINTMENT of VINCENT FURTADO, 59 Norman Street, New Bedford, MA 02744, as ACTING SHELLFISH WARDEN, replacing Bradford K. Bourque, who retired; THIS TERM WILL EXPIRE OCTOBER 2010. (Note: Mr. Furtado will continue with his duties as Superintendent of Wastewater.)
- M2. COMMUNICATION, Mayor Lang, to City Council, submitting the APPLICATION for REAPPOINTMENT of DAVID N. ST. AUBIN, 376 Hersom Street, New Bedford, MA 02746, as a SPECIAL POLICE OFFICER.
- M2a. APPLICATION,
- M3. COMMUNICATION, Mayor Lang, to City Council, submitting the APPLICATION for REAPPOINTMENT of DAVID M. SIMOES, 28 Dover Street #2, Fairhaven, MA 02719, as a SPECIAL POLICE OFFICER.
- M3a. APPLICATION,
- M4. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER, **AMENDING** the Order Adopted IN CITY COUNCIL, JUNE 25, 2009, and signed by the Mayor on July 9, 2009, which, in accordance with MGL Chapter 44, Section 53E½, authorized the Revolving Fund under the control of the Department of Community Services, known as **RECREATION SENIOR TRAVEL AGENCY REVOLVING FUND**, whose purpose is to support day trips for

seniors, whose revenues collected and amount limited at **\$161,321.00**, is hereby authorized at **\$184,021.00** for **FISCAL YEAR 2010**.

M4a. AN ORDER,

M4b. AN ORDER, (To be *AMENDED*.)

M5. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$82,000.00 from DEPARTMENT OF PUBLIC FACILITIES, SUPPLIES AND MATERIALS, to GREATER NEW BEDFORD REFUSE MANAGEMENT DISTRICT, CHARGES AND SERVICES.

M5a. AN ORDER,

M6. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$74,106.00 from DEPARTMENT OF PUBLIC FACILITIES, CHARGES AND SERVICES, to SNOW REMOVAL, CHARGES AND SERVICES.

M6a. AN ORDER,

M7. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$285,000.00 from TREASURERS DEBT, OTHER CHARGES, to EMERGENCY MEDICAL SERVICES, SALARIES AND WAGES.

M7a. AN ORDER,

M8. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$45,000.00 from TREASURERS DEBT, OTHER CHARGES, to FIRE DEPARTMENT, CHARGES AND SERVICES.

M8a. AN ORDER,

M9. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$26,300.00 from TREASURERS DEBT, OTHER CHARGES, to POLICE DEPARTMENT, SALARIES AND WAGES.

M9a. AN ORDER,

M10. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$7,300.00 from TREASURERS DEBT, OTHER CHARGES to VETERANS, SALARIES AND WAGES.

M10a. AN ORDER,

M11. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$10,700.00 from POLICE DEPARTMENT, SUPPLIES AND MATERIALS, to POLICE DEPARTMENT, SALARIES AND WAGES.

M11a. AN ORDER,

M12. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$38,000.00 from POLICE DEPARTMENT, CHARGES AND SERVICES, to POLICE DEPARTMENT, SALARIES AND WAGES.

M12a. AN ORDER,

M13. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$18,732.00 from TREASURERS, CHARGES AND SERVICES, to TREASURERS, SALARIES AND WAGES.

M13a. AN ORDER,

M14. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$250.00 from TREASURERS, CHARGES AND SERVICES, to TREASURERS, SUPPLIES AND MATERIALS.

M14a. AN ORDER,

M15. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$1,325.00 from HEALTH DEPARTMENT, SUPPLIES AND MATERIALS to HEALTH DEPARTMENT, CAPITAL OUTLAY.

M15a. AN ORDER,

M16. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDER for the TRANSFER of \$5,500.00 from ZOO, CHARGES AND SERVICES, to ZOO, SUPPLIES AND MATERIALS.

M15a. AN ORDER,

NEW BUSINESS

4. REPORT, Committee on Ordinances, recommending that the City Council ADOPT the ORDINANCE Amending Chapter 2, Section 2-11, Relative to Boards and Commissions

4a. AN ORDINANCE, (To be Passed to a Second Reading.)

5. REPORT, Committee on Ordinances, recommending that the City Council change the pay structure of the Nursing Supervisor by Ordinance, by reclassifying it to M11, Step 5 – 8.

6. REPORT, Committee on Appointments and Briefings, recommending that the City Council GRANT the DEMOLITION with the CONDITIONS that a temporary fence be put up around the property, and that a 21E Assessment be done on the property; AND that the parcels from Tremont Street, East to Park Street, on Union Street, for a distance of 80 feet South of the curb line of Union Street be REZONED from Commercial to Residential B.

6a. COMMUNICATION/BUILDING DEMOLITION REVIEW, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 478 – 480 UNION STREET, A SINGLE-STORY CONCRETE BLOCK BUILDING; 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 a historically significant building or structure and NOT preferably preserved.”

7. REPORT, Committee on Appointments and Briefings, recommending that the City Council GRANT the License, as amended, (striking the words “old metals” from the language) to **Kevin A. Farland, 110 Willow Street, New Bedford, MA 02740, d/b/a THIS & THAT RESALE & CONSIGNMENT, 1613 Acushnet Avenue, New Bedford, MA 02746**, 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.

7a. 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.**)

8. REPORT, Committee on Appointments and Briefings, recommending that the City Council GRANT THE LICENSE, AS AMENDED, (striking the words “old metals” from the language) to **Kathleen Adams, 100 Burgess Avenue, Rochester, MA 02770, d/b/a K&K KOZEY KORNER CONSIGNMENT, 1657 Acushnet Avenue, New Bedford, MA 02746, 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, AND TO GRANT A WAIVER OF RESIDENCY requirement in accordance with Chapter 15-38 of the City Code, to obtain a new License to **DEAL IN JUNK, OLD METALS OR ANY OTHER SECOND HAND ARTICLES**.

8a. 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**.)

8b. 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.)

9. WRITTEN MOTION, Council President Lawrence, Councillors Alves, Martins, Gonsalves, Lopes, Coelho, Saunders, and Dehner, asking that the New Bedford City Council go on record to Adopt and Receive and Place on File the letter sent to the Massachusetts Congressional Delegation (U. S. Senate and U. S. House of Representatives) by the Gloucester City Council, urging them to join Legislation now being drafted by Senator Nelson of Florida, prohibiting the United States Interior Department from acting to implement the Obama Administration’s plans to expand offshore drilling; and further, that the New Bedford City Council also send a letter, to be signed by all Councillors, stating our endorsement of, and mutual concerns and beliefs with, our Colleagues on the Gloucester City Council, that, at a time when the fishermen of New Bedford, MA and Gloucester, MA and other fishing ports in Massachusetts and the Northeast are being pounded and burdened by the new and unfair fisheries regulations, inflicting further hardships on our fishing families in these hard economic times, and in the aftermath of the BP and the previous equally disastrous oil spills, it is “absolutely unacceptable that we simultaneously entertain any suggestion that our coast should be threatened by the notion of expanded oil exploration and drilling” and, therefore, are in full support of Senator Nelson’s Legislation; and further, that a letter be sent to the Gloucester City Council, thanking them for their efforts on behalf of our mutual fishing interests, stating that we have Adopted their Communication and are enclosing a copy of our letter to the Massachusetts Congressional Delegation indicating our backing and approval of their initiative.

9a. COMMUNICATION/EMAIL, Gloucester City Council, to New Bedford City Council (and other Councillors and Selectmen in Massachusetts Communities associated with fishing and maritime interests,) requesting that we join or adopt the letter sent by the Gloucester City Council to the Massachusetts Congressional Delegation. (To be Adopted and Received and Placed on File.)

10. WRITTEN MOTION, Councillors Lopes, Coelho, Dehner, Council President Lawrence, Councillors Saunders, Gonsalves, Alves and Duarte, requesting that the New Bedford School Committee look to establish a comprehensive suicide prevention program at New Bedford High School; and further, if and when the program is established, that they ensure it would provide teachers, counselors, and other school personnel with an overview of the causes of suicidal

behaviors in teenagers – including risk factors, characteristics of suicidal tendencies, warning signs and the availability of help. (To be Referred to the New Bedford School Committee.)

11. WRITTEN MOTION, Councillors Gonsalves, Saunders and Martins, requesting that the City Council correspond with the State Delegation and UMASS-Dartmouth Chancellor Dr. Jean F. MacCormack to advise them of our eager interest in seeing the proposed Biotech Park relocate from Fall River to New Bedford.

12. WRITTEN MOTION, Councillors Coelho and Duarte, requesting, on behalf of a constituent, that the mermaid statue at the Waterfront Visitor's Center have signage installed beside it, describing the history of the statue and the reason for the placing of said statue at that location, since many other statues throughout the City of New Bedford had such signage placed at the time they were initially installed. (To be Referred to the Committee on Memorials and Dedications.)

13. WRITTEN MOTION, Councillor Coelho, asking that the Mayor consider using the Phillips Avenue School and the Ottiwell School (once they are no longer in use) as Community Centers, since both are in good locations, within easy reach of the Community, and, considering the economical hardships facing the City and the Country, these two buildings could be transformed to house agencies to assist our Citizens in need; and further, if this is not feasible, what is the intention of the City regarding these two former schools, and whether or not they can be used, in some way, to benefit the City before going out to bid.

14. WRITTEN MOTION, Councillor Alves, on behalf of residents of Pamela Drive, requesting that the Department of Public Facilities take immediate action to clean and maintain the City-owned paper street next to 48 Pamela Drive, to eliminate the unsightly view to the residents in the area, as well as to eliminate the danger of rats and other wildlife going into/living in that area due to people dumping garbage, grass and other items on the said property; further, asking that the Department of Public Facilities, the Department of Public Infrastructure and/or the Traffic Commission post the area with signs noting "NO DUMPING," which, hopefully, will act as a deterrent to the violators; and further, requesting that the Chief of Police request the Officer(s) patrolling and assigned in that area to make regular and frequent tours/checks of the area to ensure that if they see or recognize any violators, that those person(s) are fined. (To be Referred to the Department of Public Facilities, Department of Public Infrastructure, the Traffic Commission and the Police Chief.)

15. WRITTEN MOTION, Councillor Saunders, requesting that the City sell a portion of land off LAMBETH STREET, which is behind wetland areas; said land was heard before the Planning Board on November 14, 2007, where the Board voted that a portion of LAMBETH STREET should be "abandoned" as follows: From the Intersection of Edgewood Street, Northwest to its Terminus, 1,512+/- feet, Plot 125A, Lots 75, 69, 63, 57 and 47.

16. WRITTEN MOTION, Councillor Saunders, requesting that the City's Wire Inspector and/or DPF Superintendent Blanchard, perhaps with the aid of summer help, conduct a streetlight survey in and around the City, since this Councillor has found many streetlights deteriorating and/or broken or damaged, with plates missing, exposed wires, etc., presenting a hazard to the general public.

17. WRITTEN MOTION, Councillor Saunders, requesting that the Department of Public Facilities/Forestry Division take a look at the tree in front of 1422 Sassaquin Avenue, at the home of Andrew Harding; the resident feels the tree is a danger and has asked that someone from Forestry go out and make a determination if it is or isn't, and if it is, that action be taken as soon as possible.

18. WRITTEN MOTION, Councillor Duarte, requesting, on behalf of the Mayor's Office and "Summerfest 2010" Committee, that the following street(s) be CLOSED: SOUTH SECOND STREET, from Union Street to William Street, on FRIDAY, JULY 02, 2010, AT 12:00 NOON, for the purpose of "Greater New Bedford Summerfest 2010."
(Please Note: This is an ADDITIONAL Street Closing and for a longer period of time.)

19. WRITTEN MOTION, Councillor Dehner, requesting, on behalf of "La Ligue des Franco-Americains," that the following street(s) be CLOSED: MT. PLEASANT STREET, from Nauset Street NORTH, to the Intersection of Hathaway Road (The Point), on SUNDAY, JUNE 27, 2010, FROM 10:00 A.M. TO 2:00 P. M., for the purpose of A Memorial at the French Veterans Square. (ALSO REQUESTING SAW HORSES TO BLOCK OFF DRIVEWAYS IN THE SHOPPING AREA ON THE EAST SIDE OF MT. PLEASANT STREET.)

20. WRITTEN MOTION, Councillor Duarte, requesting, on behalf of the BISCA CLUB, that the following streets be CLOSED: WING STREET, from Purchase Street to Acushnet Avenue, FROM 8:00 A.M. TO 5:00 P. M., ON SATURDAY, JULY 03, 2010, for the purposes of Cape Verdean Recognition Week Activities.
21. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Cape Verdean-American Veterans, that the following streets be CLOSED: PURCHASE STREET, from Madison Street to School Street, ON SATURDAY, JUNE 26, 2010, FROM 11:00 A. M. TO 8:00 P. M., for the purpose of Veterans Enrollment Day and Expo.
22. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the Cape Verdean-American Veterans, that the following streets be CLOSED: PURCHASE STREET, from Spring Street to School Street, on SATURDAY, JULY 03, 2010, FROM 11:00 A. M. TO 11:00 P. M., for the purpose of a BLOCK PARTY.
23. WRITTEN MOTION, Councillors Gomes and Duarte, requesting, on behalf of the Cape Verdean Parade Committee, that the following street(s) be CLOSED: JOLI GONSALVES WAY, (formerly Cherry Street,) from Sixth Street to Seventh Street, on SATURDAY, JULY 03, 2010, FROM 8:00 A.M. TO 5:00 P. M. NOTE: NO PARKING WILL BE ALLOWED ON BOTH SIDES OF THE STREET DURING THE SAME, and ACUSHNET AVENUE, between Wing and Grinnell Streets, and WING STREET, between Purchase Street and Acushnet Avenue, on SATURDAY, JULY 03, 2010, FROM 10:00 A. M. TO 9:30 P.M. for the purpose of Cape Verdean Recognition Week Activities.
24. WRITTEN MOTION, Councillors Gomes and Duarte, requesting, on behalf of the Cape Verdean Parade Committee, that the following street(s) be CLOSED: GRINNELL STREET AND PLEASANT STREET, South Sixth Street Side; WING STREET AND PLEASANT STREET, East and West Side and WING STREET AND PURCHASE STREET, East Side, on SATURDAY, JULY 03, 2010, FROM 10:00 A.M. TO 9:30 P.M., for the purpose of The 38th Annual Cape Verdean Recognition Parade.
25. WRITTEN MOTION, Councillor Duarte, requesting, on behalf of Joe Jesus, that the following street(s) be CLOSED: PURCHASE STREET, from William Street to Union Street; UNION STREET, from Pleasant Street to South Second Street; ACUSHNET AVENUE, from William Street to Spring Street, on THURSDAY, JULY 15, 2010, FROM 3:00 P.M. TO 9:00 P.M., and CUSTOM HOUSE SQUARE on THURSDAY, JULY 15, 2010, FROM 9:00 A.M. THROUGH 9:00 P.M., for the purpose of Fifties Night Downtown. NOTE: ALTERNATE RAIN DATE SCHEDULED FOR THURSDAY, JULY 22, 2010.
26. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **FERNANDO A. PEDRO, 61 Eugenia Street, New Bedford, MA 02745, d/b/a ATLAS MOTORS & GENERATORS, 161 Earle 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.)
27. COMMUNICATION, Board of Assessors, to Mayor Lang, Re: Optional Cost of Living Adjustments for Fiscal Year 2011 Exemptions – **0%** (3.5% increase amount for 2010, REMAINS IN EFFECT); urging that the Mayor, with the City Council, ADOPT three ORDERS relating to the Consumer Price Index; also submitting Information Guideline Release from Massachusetts Department of Revenue, re: Optional Cost of Living Adjustment for Fiscal Year 2011 Exemptions, which is an unusual **0%**; therefore, the legislation for this year must be ADOPTED so as to keep last year's amounts in place for FY 2011, as follows: Clause 17 remains at \$273.55; the asset amount under Chapter 59, Section 5 (17E) remains at \$55,775; Chapter 59, Section 5 (41, 41-B and 41-C) income limit for single taxpayers remains at \$18,126, and married couples at \$20,917; Chapter 59, Section 5 (41, 41-B and 41-C) asset limits for single taxpayers remains at \$39,041 and married couples at \$41,830; there is no State reimbursement for any money expended in the increased exemptions, which are adopted yearly. (Included is the Informational Guideline Release from the Massachusetts Department of Revenue, Division of Local Services, re: OPTIONAL COST OF LIVING ADJUSTMENT FOR FISCAL YEAR 2011 EXEMPTIONS.)

27a. COMMUNICATION, Board of Assessors, to City Council, submitting MOTION, passed 3-0, at its open meeting on MARCH 30, 2010, and requesting that the City Council, with the Mayor, ADOPT three ORDERS relating to the Consumer Price Index, as determined by the Commissioner of Revenue, of: a **0% increase** amount for Clause 17's, for the amount of exemption to REMAIN at \$273.55; to accept under Chapter 59, Section 5, Clause 17E to KEEP the amount of assets to \$55,775 to qualifying individuals; and under Chapter 59, Section 5, Clauses 41, 41B & 41C, KEEPING the base limit of income for single taxpayers to \$18,126 and married taxpayers to \$20,917, and to KEEP the assets limits to \$39,041 for single taxpayers and \$41,830 for married taxpayers.

27b. ORDER,

27c. ORDER,

27d. ORDER,

28. COMMUNICATION/BUILDING DEMOLITION REVIEW, New Bedford Historical Commission, to City Council, re: BUILDING DEMOLITION REVIEW: 24 ALLEN STREET, A SINGLE-STORY REAR ADDITION; 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 a historically significant building or structure and NOT preferably preserved."

29. COMMUNICATION, Councillor Morad, to the thirty-four (34) property owners along Cherokee Street, advising them of the May 29, 2010, STREET CLOSING, requested by Boy Scout Troop 24 – St. Joseph-St. Therese Parish of New Bedford, for the Annual Boy Scout Soap Box Derby Race event. (To be Received and Placed on File.)

30. COMMUNICATION/EMAIL, Jessica Fernandes, Harbor Development Commission Deputy Port Director, to City Councillors, submitting a Revision to HDC Rules and Regulations, pertaining to transient berthing and off-loading of commercial fishing vessels at the reserved berth located on the northwest face of Pier 3, as well as revisions to Mooring Markers and Mooring Regulations, changing the color of mooring markers that are named in HDC existing mooring regulations due to the possibility that existing colors may confuse vessels with navigation markers in the harbor, particularly those of the federal channel; these incorporate the voted changes from the Harbor Development Commission's April 08, 2010, and May 17, 2010, meetings, respectively; Please note: Rule changes will become valid 30 days after being submitted to the Mayor and City Council - email sent on 05/18/10. (Submitted by Councillor Martins.)

31. COMMUNICATION, Representatives Cabral, Canessa and Koczera, to Dr. Jean MacCormack, Chancellor, University of Massachusetts, Dartmouth, in light of Fall Rivers' decision to pursue expanded gaming at the proposed BioPark location, encouraging the Chancellor to look to the City of New Bedford as an alternative location for their bio-manufacturing facility.

32. COMMUNICATION, James Allen, President, New Bedford Firefighters Union, to City Council, inviting Councillors to attend annual FIRE FIGHTER MEMORIAL SUNDAY SERVICE TO BEGIN AT 08:30 A. M. on SUNDAY, JUNE 13, 2010, at the FireFighters' Monument, located outside the Lawler Library, at the corner of Lake Street and Rockdale Avenue. (Copies provided to All Councillors 05/24/10.)

TABLED BUSINESS

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