



Appointments and Briefings

April 27, 2010 - 7:00 p.m. – **Agenda**
City Council Chamber, Room 214, Municipal Building

View Minutes

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No one signed up to speak at Citizens Input Time.

1. PUBLIC HEARING on an 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. (4/6/10, duly advertised on Tuesday, April 13, 2010, and Tuesday, April 20, 2010)

INVITEES: Daniel A. DeMedeiros; City Solicitor Irene Schall; City Planner David Kennedy; DIS Commissioner Dan Romanowicz; Licensing Clerk Nick Nanopoulos; DPI Commissioner Ron Labelle; City Clerk Rita Arruda; Abutters

2. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Aaron Tetreault, 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.) (Ref'd 3/25/10)
- 2a. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Aaron Tetreault, 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.) (Ref'd 3/25/10)

INVITEES: Aaron Tetreault

3. 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. (Ref'd 3/25/10)

INVITEES: Douglas F. Furtado

4. Written Motion, Councillor Gonsalves, requesting that the Superintendent of Park Maintenance, Director of Recreation, Director of Community Development, and the Auditor meet with the Committee

on Appointments and Briefings to address the status of the money donated to the City by constituents for purposes of construction of a skate board park. (Ref'd 8/20/09)

INVITEES: DPF Superintendent of Park Maintenance Kevin Amaral; Recreation Director Chic Rose; Community Development Director Patrick Sullivan; City Auditor Peter Schmidt

5. Written Motion, Councillor Alves, requesting that the City Council consider authorizing a limited number of Park Department personnel as "Special Police" to monitor and ensure the safety of those who use the park facilities, and the older and younger individuals who use the park for enjoyment; and further, that we authorize them in the same manner and with the same authority and power similar to what we do with/for St. Luke's Hospital personnel Sore Guards / Security and local Church Staff to are to protect the properties. (Ref'd 8/20/09)
- 5a. Communication, Councillor Alves, to Department of Public Facilities Commissioner Lawrence Worden, and Superintendent of Park Maintenance Kevin Amaral, DATED JULY 22, 2009, CITY COUNCIL MEETING. (Ref'd 8/20/09)

INVITEES: DPF Commissioner Lawrence Worden; DPF Superintendent of Park Maintenance Kevin Amaral

6. Written Motion, Councillors Gomes & Dehner, requesting that the Committee on Appointments and Briefings meet with the City Solicitor and the Lessee of the Whaling City Golf Course for the purpose of seeing if there have been any violations of the contract, and to determine whether the Lessee has kept his word as far as making improvements to the golf course; further, that the City Solicitor look into re-acquiring control of the golf course, due to the fact that the Lessee, Mr. Johnson, is in violation of the original contract that required improvements and certain conditions that went along with leasing the golf course; further, that Mr. Johnson also report to the City as to how much money he has forwarded to the City for the golf carts; further, and most importantly, that an investigation be made of the overall condition of the entire Whaling City Golf Course, including the restaurant area that is also leased by Mr. Johnson, and that the City Solicitor expedite the court proceedings so that control of the golf course revert back to the City of New Bedford due to Mr. Johnson's continuous violations since obtaining the lease. (Ref'd 11/12/09)

INVITEES: City Solicitor Irene Schall; Whaling City Golf Course Lessee Johnson Golf Management, Inc.

7. Written Motion, Councillor Gomes, requesting that the Mayor and the Commissioner of Public Infrastructure Ronald Labelle, provide the City Council with information regarding monies received through grants and/or stimulus money for roadwork in the City; and further, that the City do whatever is possible to begin to apply seal crack on streets throughout the City, in order to maintain some of the side streets or main roads that are in deplorable conditions for another 5, 10, 15 years; and further, that Commissioner Labelle research if there are any monies available for said repairs due to the upcoming weather, and report back to the City Council with the findings. (Ref'd 3/11/10)

INVITEES: Chief of Staff William Burns; DPI Commissioner Labelle

8. Written Motion, Councillor Gomes, asking that the Committee on Appointments & Briefings meet with the City Planner, Conservation Agents and Representative(s) of Parks/Recreation to discuss the overall plans for the East Beach area, including the design for new lifeguard/rest room building(s), and to brief the Councillors on exactly what has taken place at the site so far; further, to discuss the potential of adding/designating space for a Snack Bar to be located in the building(s) for the Beach goers and residents of the area, which, through its rental, would also bring in revenue that could be used as upkeep and maintenance of the new building(s) and facilities; and further, that nothing takes place at that location until the said meeting with the Committee on Appointments and Briefings takes place.(Ref'd 8/16/07, tabled 9/10/07, 11/10/09 – severed from NFA)

INVITEES: City Planner David Kennedy; Conservation Agent Sarah Porter; Recreation Director Chic Rose

9. Written Motion, Councillor Alves, requesting that the Administration and the Cemetery Board explore the possibility of developing a cooperative working relationship with such Organizations as “The Friends of Buttonwood Park, the City’s Garden Club and Bristol County Agricultural School, also Garden Groups, Community Gardens and students interested in/studying agriculture to occupy, use and maintain the Green House located to Buttonwood Park, before it is left vacant and goes into disrepair, to the extent it would have to be torn down, which would be a loss of a valuable resource that could and should be used by all organizations noted in what I consider to be a “WIN, WIN, WIN” situation for all. (Ref’d 7/25/09, 10/13/09 – tabled, letters to Zoo & Cemetery that the CC go on record in support of this partnership and give the Committee a progress report in APRIL of 2010)

INVITEES: Zoological Director Dr. William Langbauer; Cemetery Board Chairperson Judith Downey

The Chairman suggests taking “No Further Action”, on the following item:

10. Related Motion, Councillor Gonsalves, asking that the City Council, in its Committee on Appointments and Briefings, meet in Executive Session with the Solicitor’s Office to go over pending Workman Compensation and Retirement cases or Disability cases to see what the status of those cases are and how they are impacting overtime costs in various departments. (Ref’d 1/14/10)