



Appointments and Briefings

May 19, 2010 - 7:00 p.m. – **Agenda**

City Council Chamber, Room 214, Municipal Building

View Minutes

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1. Citizens Input Time – Not to exceed the first thirty (30) minutes of the meeting.
- 1a. Juraci Capataz, 11 Duke Street, New Bedford, MA, 02740, speaking on the Senior Whole Health Care Option Plans for seniors.

INVITEES: Juraci Capataz

2. 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**) (Ref'd 4/22/10)

INVITEES: Kevin Farland

3. 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.
- 3a. 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**.

INVITEES; Kathleen Adams

4. 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 that the Department will consider all written comments on this Waterways Application received within 30 days subsequent to the “Notification Date”. (April 12, 2010) (Ref’d 4/22/10)

INVITEES: Harbor Development Commission Executive Director Kristin Decas

5. Related Motion, Councillor Lawrence, asking that the City Council request the Harbor Development Commission to provide a listing of ALL of the floats/floating docks that we are presently permitting, and any others (in addition to this one at Leonard’s Wharf) that will be requested, to be made permanent, and/or are pending with the Massachusetts Departments of Environmental Protection, Wetlands and Waterways. (Ref’d 4/8/10)

INVITEES: Harbor Development Commission Executive Director Kristin Decas

6. Written Motion, Councillor Lawrence, requesting that the New Bedford Harbor Trustee Council provide us with a copy of their annual audit as well as a list of their annual expenditures since the time of the Council’s inception. (Ref’d 1/14/10, tabled 3/31/10)
- 6a. Communication, Councillor Denis Lawrence, Jr., to Councillor David Alves, Chairman, Committee on Appointments & Briefings, informing, that as sponsor of the following motion, “Written Motion, Councillor Lawrence, requesting that the New Bedford Harbor Development Commission provide us with a copy of their annual audit as well as a list of their annual expenditures since the time of the Commission’s inception”, that a technical change to the wording has been made by amending the words “New Bedford Harbor Development Commission”, by replacing them with the words “New Bedford Harbor Trustee Council”. (2/16/10, tabled 3/31/10)

INVITEES: New Bedford Harbor Trustee Council

7. Written Motion, Councillor Gomes, requesting that the Committee on Appointments and Briefings meet with Tom Derosier and the residents of the Colby Village Development, in the City’s North End, and representative(s) from the School Department (Pulaski Elementary School) for the purposes of discussing the status of the project at this time, and what remedies have been put in place, and also to give residents an opportunity to express their concerns about the time it is taking to complete this project, as well as to implement any of the City’s requests; and further, requesting that the developer take immediate action to correct all violations that have occurred within that development. (Ref’d 7/17/08, 11/10/09 – severed from NFA)
- 7a. Communication, Thomas Derosier, to all Councillors, mainly At Large Councillors, submitting a status report as to what has been completed and addressed at Colby Village Development. (Ref’d 7/17/08, 11/10/09 – severed from NFA)

INVITEES: Tom Derosier; New Bedford Public Schools Chief Administrator of Finance and Operations Lawrence Oliveira

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, tabled 4/27/10)

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

9. Written Motion, Councillors Gomes and Lopes, requesting that a copy of the Comcast contract that has recently been signed and negotiated by City Solicitor Irene Schall be provided to the City Council; also requesting that the Council be informed of what advantages were implemented into this contract that were beneficial to the people of this City besides offering lower rates to Senior Citizens on basic cable only; further, if anything this contract states that Comcast will not increase their prices within the next five years, since this is a ten-year contract, which is a long time, and, with only one cable television provider in this City, it holds the people of New Bedford hostage; and further, requesting that the Administration inform the City Council of what was done to bring back the local cable news that was supposed to be a big part of the negotiations of this new contract as it came along, and what was done, if anything, to have local news re-implemented within the Comcast system, and whether or not that issue was even discussed during contract negotiations; once again, requesting that a copy of this contract be made available to each Councillor to read, and in addition, that it be placed on the City's website so that every Citizen of this City can read what the City and Comcast have committed to for the next ten years, which is the length of this new contract. (Ref'd 1/14/10)

INVITEES: City Solicitor Irene Schall

10. Written Motion, Councillor Gomes, requesting that the Executive Director of the Economic Development Council Matthew A. Morrissey meet with the City Council's Committee on Appointments and Briefings and provide an update as to what is being done at this time through that Office to stimulate the City's economy, and to bring jobs to the City; if the City Council has any prospective owners or business people looking at the City, this would be of assistance so that their efforts will not be duplicated by the Economic Development Council, and the City Council will not approach any company that may already be in talks with Mr. Morrissey and the Economic Development Council. (Ref'd 11/12/09)

INVITEES: Economic Development Executive Director Matthew Morrissey

11. Written Motion, Councilor Gomes, asking that the City Council go on record in congratulating Mayor Lang and the Administration on bringing the New Bedford Bay Sox Baseball Team to the City of New Bedford, wishing the team a successful season and stating the hope that the franchise will bring good baseball and sportsmanship to the City; and further, requesting that the Mayor inform the City Council what the total costs will be for the improvements to Walsh Field, including additional seating, rain tarp(s), upgrading the field or any other requests by the Franchise, and agreed to by the Administration, that attracted the Franchise to the City of New Bedford. (Ref'd 12/18/08, 5/12/09 – tabled, 12/8/09 – removed from the table, and received and placed on file)

INVITEES: Chief of Staff William Burns

12. Written Motion, Councillor Gomes, requesting that the City Council and the Mayor go on record in support of funding for the Ernestina, a treasure of historical significance to the City of New Bedford, which at this time has had millions of dollars invested into it; since this ship is such a great part of the history of New Bedford, we should do anything possible to ensure that this vessel receives the funding required to complete its restoration; further, requesting that we meet with the persons who have been put in charge of this vessel at this time for an explanation and breakdown of where, exactly, the monies have gone that were provided for the refurbishing of the Ernestina; and further, that we ask Congressman Frank and our State Representatives, along with Senator Montigny, to do whatever is possible through either a grant money or an appropriation to see that the Ernestina continues to be

revitalized and its historical significance to the City of New Bedford and the Cape Verdean Community be preserved due to the tourism attraction that it is, and the educational opportunities that it provides for the City of New Bedford. (Ref'd 10/22/09)

INVITEES: Congressman Frank; Senator Montigny; State Representatives Cabral, Quinn, Canessa, and Koczera

13. 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, tabled 4/27/10)

INVITEES: Chief of Staff William Burns; DPI Commissioner Ron Labelle

14. 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 fund 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”. (Ref'd 3/25/10)

INVITEES: New Bedford Historical Commission Chairman Derek Santos; City Planner David Kennedy; Preservation Planner Anne Louro; DIS Commissioner Dan Romanowicz; Abutters