



# ***Council Meeting - Agenda***

## ***CITY COUNCIL CALENDAR***

Chambers of the City Council Municipal Building

***Wednesday, March 27, 2013 - 7:00 p.m.***

View Consent Agenda

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***OPENING OF SESSION BY: CITY COUNCIL PRESIDENT BRUCE DUARTE, JR.***

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***PRAYER LED BY: REVEREND JOSEPH BASALA, OUR LADY OF ASSUMPTION PARISH***

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***PLEDGE OF ALLEGIANCE***

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### ***RESOLUTIONS***

1. RESOLUTION, Councillors Lawrence, Alves and Oliveira, commemorating VIETNAM VETERAN'S DAY AND THE THIRTY-EIGHTH ANNIVERSARY OF THE END OF THE VIETNAM WAR.
2. RESOLUTION, Council President Duarte and Councillor Alves, honoring RAYCELA DASHER, for being selected to serve on the GOVERNOR'S STATEWIDE YOUTH COUNCIL.

### ***NEW BUSINESS***

3. REPORT, Committee on Ordinances, recommending that the City Council ADOPT the ORDINANCE, Relative to Pawnbrokers – Establishments.
  - 3a. AN ORDINANCE,
4. REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, amended to read as follows: That every offer of employment to a prospective employee shall be contingent upon a favorable review by a CORI certified individual of the Department of Personnel of the prospective employee's Criminal Offender Record Information (CORI) obtained from the CORI Report Services Unit and that information be forwarded to the Department that the applicant will be assigned.
  - 4a. AN ORDINANCE,
5. REPORT, Committee on Ordinances, recommending to the City Council ADOPTION, of the ORDER, requesting that the City Council authorize and forward the plan for certification to the Massachusetts Department of Housing and Community Development (DHCD) for its approval and endorsement.
  - 5a. AN ORDER,
6. REPORT, Committee on Appointments & Briefings recommending to the City Council APPROVAL of the APPOINTMENT of JEFF COSTA, New Bedford, MA 02740, to the HUMAN RELATIONS COMMISSION, replacing Ji Tai "JT" Ghim, who has resigned; this term will expire December 2015.
7. REPORT, Committee on Appointments & Briefings recommending to the City Council APPROVAL of the APPOINTMENT of CELIA BRITO, New Bedford, MA 02740, to the REDEVELOPMENT AUTHORITY, replacing Jenny Fialho, who has resigned; this term will expire July 2017.

8. REPORT, Committee on Appointments & Briefings recommending to the City Council APPROVAL of the APPOINTMENT of ROBERT SCHILLING, New Bedford, MA 02740, to the NEW BEDFORD HOUSING AUTHORITY, replacing Reverend Leona Fisher, whose term has expired; this term will expire December 2014.
9. REPORT, Committee on Appointments & Briefings recommending to the City Council APPROVAL of an International Sister City Agreement between the City of New Bedford and the City of Cuxhaven, Germany.
10. WRITTEN MOTION, Council President Duarte, requesting, on behalf of the United Way of Greater New Bedford and Mayor Mitchell, that the following street(s) be CLOSED: WILLIAM STREET, from North Sixth Street to Pleasant Street, ON FRIDAY, MAY 03, 2013, FROM 7:00 A.M. TO 9:00 A.M., for the purpose of the United Way's 19<sup>th</sup> Annual Youth Day of Caring Event on the Main Library's Steps and Parking for the Student's Buses.
11. WRITTEN MOTION, Councillor Oliveira, requesting, that DOWNEY STREET at MT. PLEASANT STREET, BE CLOSED on SATURDAY, MAY 18, 2013, FROM 10:00 A.M. TO 4:00 P.M. for the purpose of the New Bedford Regional Airport's 7<sup>th</sup> Annual General Aviation Fun Day, and that Members of the Police Department will be on hand throughout the day to assure the rerouting of traffic and further, requesting that DPF provide street closure barrels for said event.
12. WRITTEN MOTION, Councillor Lopes, requesting, on behalf of Our Lady of Mount Carmel Church, that the following street(s) be CLOSED: KATHERINE STREET, from Crapo Street to Bonney Street, ON SATURDAY, MAY 18, 2013, FROM 4:00 P.M., THROUGH SUNDAY, MAY 19, 2013, TO 11:30 P.M., for the purpose of Our Lady of Mount Carmel Holy Ghost Feast.
13. WRITTEN MOTION, Councillor Gonsalves, requesting, on behalf of the Humane Coalition for Animals of Greater New Bedford, that the following street(s) be CLOSED: LT. WALTER P. FULLER MEMORIAL PARKWAY, from Rockdale Avenue West to the Monument, ON SUNDAY, MAY 19, 2013, FROM 8:00 A.M. TO 4:00 P.M., for the purpose of their 14<sup>th</sup> Annual Dog Walk and Pet Fest in Buttonwood Park.
14. WRITTEN MOTION, Councillor Gonsalves, requesting, on behalf of COMMUNITY ACTION FOR BETTER HOUSING, that the following street(s) be CLOSED: ALLEN STREET, from County Street to Bonney Street, ON TUESDAY, APRIL 16, 2013, FROM 9:00 A.M. TO 1:30 P.M., for the purpose of: A Ribbon-Cutting Ceremony for the Oscar Romero House.
15. WRITTEN MOTION, Councillor Oliveira, requesting, on behalf of Paul Dupont, Scout Master, Troop 24, that the following street(s) be CLOSED: CHEROKEE STREET, between Acushnet Avenue and Morton Avenue, on SATURDAY, MAY 25, 2013, FROM 7:00 A.M. THROUGH 3:00 P.M., for the purpose of The Annual Soap Box Derby Race Event; and further, requesting that Cherokee Street be swept before said event.
16. WRITTEN MOTION, Councillor Lopes, requesting, on behalf of Javier Rojas, Cinco De Mayo Celebration Committee, that the following street(s) be CLOSED: RIVET STREET, between South Second Street and Acushnet Avenue, ON SATURDAY, MAY 04, 2013, FROM 9:00 A.M. TO 12:00 A.M., (MIDNIGHT) for the purpose of The Cinco De Mayo Celebration.
17. WRITTEN MOTION, Councillor Lopes, requesting, AGAIN, that the City of New Bedford adopt M.G.L., Chapter 59, Section 5N, which allows Cities and Towns to create a work-off tax abatement program for Veterans, this would allow Veterans to earn abatements on their property taxes by working for the community. (To be Referred to Mayor Mitchell, Renee Fernandes-Abbott, City Treasurer, Peter Barney, Assessor's Office and Christopher Gomes, Veteran's Agent.)
18. WRITTEN MOTION, Councillor Oliveira, requesting that DPI Commissioner Ronald H. Labelle allow Boy Scout Troop 24 the use of Pine Grove Cemetery for their annual Laying to Rest of American Flags Ceremony on June 12, 2013; and further requesting, that DPI supply the burn barrels for the event and that the Fire Department is notified of said ceremony.

19. WRITTEN MOTION, Councillor Lopes, requesting that Mayor Mitchell consider revising the current policy of charging a flat three percent (3%) fee on the value of an electrical contract, that the City look into adopting a fee structure similar to the one used by the Town of Lowell; said fee structure differentiates between residential and commercial contracts, the residential property owners have a flat fee structure and commercial property owners have a fee structure that is based on the total square footage of electrical work to be completed. (To be Referred to Mayor Mitchell and DIS Commissioner Danny Romanowicz.

20. WRITTEN MOTION, Councillors Alves and Martins, that in light of the fact that the City has put the former Elco Dress site out to bid and no qualified bidders responded in time at either RFP posting, and in consideration of the recorded and documented need for additional soccer fields, requesting that the Special Committee on Soccer Fields look to work with the Administration, the Department of Public Infrastructure and Department of Public Facilities to develop the barren area into adult and youth soccer fields to encourage and benefit the large number of local youth and community groups with their athletic programs, and to address the growing need for soccer fields in the City. (To be Referred to the Special Committee on Soccer Fields and the Mayor.)

21. WRITTEN MOTION, Councillor Alves, requesting that the City Council's Special Committee on Soccer Fields meet with DPI Commissioner Ronald Labelle, to outline and discuss the status of his request to the Massachusetts Department of Transportation in regard to the City's use of the land between Route 18 and Purchase Street (with an access through the opening under the railroad tracks at Cedar Grove Street) for the development of additional soccer fields to address the growing need for such fields in the City of New Bedford. (To be Referred to the Special Committee on Soccer Fields.)

22. WRITTEN MOTION, Councillor Alves, requesting that the City Council send a letter to Mayor Mitchell and the Economic Development Council expressing our disappointment in the fact that at the recent meeting of the Massachusetts Gaming Commission, held on Thursday, March 21, 2013, that neither the Mayor, a Representative from the Mayor's Office or from the Economic Development Council was there to fight for an opportunity for an opening bidding process and for anyone considering New Bedford as a potential site, or to fight for the employment opportunities and economic development opportunities a commercial multi-million dollar development could bring to the City or the South Coast region, the embarrassment was made even more visual when the Mayor of Fall River, the Mayor of Taunton and the majority of State Legislators were in attendance to fight for JOBS and EMPLOYMENT OPPORTUNITIES and neither our Mayor or a Representative of his office was there to show our City's Interest or concern for the City's unemployed, only a Representative of the City Council was there to express our concern on behalf of the City Council. (To be Referred to the Mayor, Economic Development Council and the Special Committee on Gaming/Casino.)

23. COMMUNICATION, Councillor Bousquet, submitting copies of a letter to Mayor Mitchell and an email from Mr. Timothy Correia regarding numerous trash violation notices at Mr. Correia's Peckham Street properties.

***TABLED BUSINESS***

**02/28/2013** HEARING, on NSTAR ELECTRIC COMPANY, for location of one (1) 4" Conduit in HATHAWAY STREET, corner of Riverside Avenue.  
AN ORDER,

**02/28/2013** HEARING, on NSTAR ELECTRIC COMPANY, for location of one (1) 4" Conduit in MANOMET STREET, corner of Riverside Avenue.  
AN ORDER,