



Council Meeting - Agenda

CITY COUNCIL CALENDAR

Chambers of the City Council Municipal Building

Tuesday, November 26, 2013 - 7:00 p.m.

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

PRAYER LED BY: REVEREND CRAIG PREGANA, OUR LADY OF GUADALUPE AT ST. JAMES PARISH

PLEDGE OF ALLEGIANCE

CITATION

1. CITATION, Councillor Bousquet, honoring FRANK BARROWS, Chief of Interpretation and Education at the New Bedford Whaling National Historical Park, in recognition of his winning the Freeman Tilden Award for the Northeast Region for his work with the Youth Ambassador Program (YAP).

RESOLUTIONS

2. RESOLUTION, Councillors Coelho and Gonsalves, honoring KATE FENTRESS, Executive Director of The Women's Fund of Southeastern Massachusetts on the occasion of her retirement.

3. RESOLUTION, Council President Duarte, honoring Apostle CORDELL A. POLK.

HEARINGS

4. COMMUNICATION, Jane Medeiros Friedman, First Assistant City Solicitor, to City Council, submitting AN ORDER for the DISCONTINUANCE of a portion of KENYON STREET, from North Street westerly approximately 88.7 feet to its terminus.

4a. A HEARING on the DISCONTINUANCE of a portion of KENYON STREET, from North Street westerly approximately 88.7 feet to its terminus.

MAYOR'S PAPERS

M1. COMMUNICATION, Mayor Mitchell, to City Council, submitting A VETO to the proposed amendment to Chapter 9, Zoning – Relative to Waterfront Economic Development and Revitalization Overlay District (WEDROD), which purports to open the door to a casino development in the City's central waterfront area. (Veto Received and Ordered Spread on the Records – November 14, 2013.)

M1a. AN ORDINANCE, amending Chapter 9 ZONING – Relative to Waterfront Economic Development and Revitalization Overlay District (WEDROD). (Passed to be Ordained – October 24, 2013; Vetoed by Mayor Mitchell – November 04, 2013 and VETO Received and Ordered Spread on the Records – November 14, 2013.)

M2. COMMUNICATION, Mayor Mitchell, to City Council, submitting a SEWER ABATEMENT for JOSEPH CONSTANT, 4174 Acushnet Avenue, New Bedford, MA, Account Number 016552A, in the amount of \$33.20.

M3. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of PETER F. KORTRIGHT, New Bedford, MA 02740, to the Airport Commission; this term will expire December 2016.

M4. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of INEZ MELLO, New Bedford, MA 02745, to the COUNCIL ON AGING; this term will expire November 2016.

M5. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of

JAMES E. BOYLE, New Bedford, MA 02745, to the HARBOR DEVELOPMENT COMMISSION; this term will expire December 2016.

M6. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JAMES DWYER, New Bedford, MA 02740, to the HARBOR DEVELOPMENT COMMISSION; this term will expire December 2016.

M7. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of DAVIS SULLIVAN, Rochester, MA 02770, to the HARBOR DEVELOPMENT COMMISSION; this term will expire December 2016.

M8. COMMUNICATION, Mayor Mitchell, to City Council, submitting a ONE-YEAR WAIVER OF RESIDENCY for DAVIS SULLIVAN, Rochester, MA 02770, to serve on the HARBOR DEVELOPMENT COMMISSION; Mr. Sullivan's waiver expires in December 2013.

M9. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JESSICA WILDMAN, New Bedford, MA 02740, to the HUMAN RELATIONS COMMISSION; this term will expire December 2016.

M10. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of GLEN GRIMES, New Bedford, MA 02745, to the TRAFFIC COMMISSION; this term will expire December 2016.

M11. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of GENE W. ROBINSON, New Bedford, MA 02745, as a SPECIAL POLICE OFFICER.

M11a. APPLICATION,

NEW BUSINESS

5. REPORT, Committee on Finance, recommending to the City Council ADOPTION of the TIF Application and Resolution approved by the Tax Increment Financing Board for a five (5) year TIF Agreement for **DICKSON DEVELOPMENT CORP-STEWARD-ST. ANNE'S AMBULATORY CARE CENTER**, Coggeshall Street, New Bedford, MA 02746.

5a. A RESOLUTION,

6. REPORT, Committee on Finance, recommending to the City Council ADOPTION of the ORDER, for the TRANSFER of \$120,000.00 from OVERLAY RESERVE to TOURISM & MARKETING, CHARGES & SERVICES.

6a. AN ORDER,

7. REPORT, Committee on Finance, recommending to the City Council Approval of the LOAN ORDER, that \$5,867,000.00 be appropriated for the purpose of making critically-needed repairs to City-owned buildings, including, but not limited to, projects for the repair and renovation of public safety facilities, school buildings, recreational facilities and general office space, and all costs incidental and related thereto.

7a. LOAN ORDER,

8. WRITTEN MOTION, Councillor Lopes, requesting that the Department of Public Infrastructure complete the street paving project that was started on the easterly side of Portland Street off of Brock Avenue; said Infrastructure Project was started in 2011, and has yet to be completed.

9. WRITTEN MOTION, Council President Duarte, requesting, on behalf of AHA!, that the following street(s) be CLOSED: ACUSHNET AVENUE, from Elm Street to Union Street; BARKER'S LANE, from Acushnet Avenue to Second Street; SECOND STREET, from Elm Street to Barker's Lane and WILLIAM STREET, from Purchase Street to Johnny Cake Hill, ON TUESDAY, DECEMBER 31, 2013, FROM 3:00 P.M. THROUGH 9:00 P.M., for the purpose of: A CITY CELEBRATES! NEW YEAR'S EVE.

10. WRITTEN MOTION, Councillors Bousquet, Gomes, Lopes, Oliveira, Gonsalves, Coelho, Council President Duarte, Councillors Alves, Lawrence and Saunders, requesting, that New Bedford Public Schools Superintendent, Dr. Pia Durkin report the number of teacher assaults in the last three months, and what policy changes have been discussed to reduce the number of fights in our schools and what efforts are being made to make students and teachers feel more secure

in what needs to be a safe environment for learning to occur. (To be Referred to New Bedford Public Schools, Police Chief Provencher and the Committee on Public Safety and Neighborhoods.)

11. WRITTEN MOTION, Councillors Bousquet and Gonsalves, requesting that the City consider regulating on the premise dynamic display signage before the City has a repeat of the fiasco that took place at the corner of Route 140 and Route 6. (To be Referred to the Department of Community Development and Planning, Inspectional Services Commissioner and the Committee on Ordinances.)

12. WRITTEN MOTION, Councillor Martins, requesting that the City Council coordinate with the corporate office of the Boston Red Sox, on behalf of the citizens of New Bedford who could not make it to the Rolling Rally, that the City bring the World Series Trophy to the great City of New Bedford; and further, that this Councillor will help establish a small committee to coordinate the visit to bring the trophy to the Whaling City.

13. COMMUNICATION, Michael Shea, Chairman, Auditorium Restoration Committee, to City Council, submitting the MISSION STATEMENT for the Restoration of the Old New Bedford High School Auditorium. (To Be Referred to the Committee on Appointments and Briefings and Copy all Councillors via email 11/22/2013.)

14. COMMUNICATION, Joseph E. Connarton, Executive Director, Massachusetts Public Employee Retirement Administration Commission, to New Bedford Retirement Board, informing that \$28,253,951.00 will be appropriated to the City's Retirement System for Fiscal Year 2015 which commences on July 01, 2014. (Copy all Councillors 11/15/2013.)

TABLED BUSINESS

06/13/2013 COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of JOHN RADCLIFFE, New Bedford, MA 02740, to the CONSERVATION COMMISSION, this term will expire June 2016.