



Council Meeting – Agenda

CITY COUNCIL CALENDAR

Chambers of the City Council Municipal Building
Thursday, March 12, 2015 – 7:00 p.m.

OPENING OF SESSION BY: CITY COUNCIL PRESIDENT BRIAN K. GOMES

**PRAYER LED BY: REVEREND DAVID LIMA, PASTOR NEW SEASONS WORSHIP CENTER
EXECUTIVE MINISTER INTER-CHURCH COUNCIL**

PLEDGE OF ALLEGIANCE

CITATIONS

1. CITATION, Councillors Bousquet, Oliveira, Alves and Coelho, honoring FLAGSHIP CINEMAS, in recognition of their community service programming offering area residents more opportunities to enjoy movies.

RESOLUTIONS

2. RESOLUTION Councillors Coelho, Morad, Carney and Rebeiro, in recognition of NATIONAL WOMEN'S HISTORY MONTH – MARCH 2015.

HEARINGS

3. HEARING, on NSTAR Electric Company, d/b/a Eversource Energy, for location of one (1) 45"x45"x36" Handhole in SUMMER STREET, North of Sycamore Street.

3a. AN ORDER,

4. HEARING, on NSTAR Electric Company, d/b/a Eversource Energy, for location of one (1) 4" Conduit and one (1) Handhole in SHAWMUT AVENUE, South of Hathaway Road.

4a. AN ORDER,

MAYOR'S PAPERS

M1. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER that the George H. Dunbar School be declared surplus property no longer needed for school purposes or for any other municipal purpose and be held under the custody and control of the Committee on City Property for the purpose of sale.

M1a. AN ORDER,

M2. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDINANCE, amending Chapter 19 of the Code of Ordinance, pertaining to the salary classification of the Director of Zoological Services, the amendment would reclassify the position from M-11 to M-13, bringing the salary level marginally closer to the standard for Zoo Directors nationwide.

M2a. AN ORDINANCE,

M3. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$21,000.00 from ZOO, SUPPLIES & MATERIALS, to ZOO, CHARGES & SERVICES.

M3a. AN ORDER,

M4. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$8,000.00 from PARKS AND RECREATION, SALARIES & WAGES, to PARKS AND RECREATION, CHARGES & SERVICES, in the amount of \$3,000.00 and to PARKS AND RECREATION, SUPPLIES & MATERIALS, in the amount of \$5,000.00.

M4a. AN ORDER,

M5. COMMUNICATION, Mayor Mitchell, to City Council, requesting a ONE-YEAR WAIVER OF RESIDENCY for JULIETTE HOLT, Somerset, MA, for the position of part-time Nursing Supervisor at the salary placement of MPT-8, Step 8, \$31,833.50.

M6. COMMUNICATION, Mayor Mitchell, to City Council, requesting a ONE-YEAR WAIVER OF RESIDENCY for MICHELLE BORRELLO, Dighton, MA, for the position of part-time Nursing Supervisor at the salary placement of MPT-8, Step 8, \$31,833.50.

M7. COMMUNICATION, Mayor Mitchell to City Council, submitting SEWER ABATEMENT for CARLOS CUNHA, 7 Phillips Road, New Bedford, MA, Account Number 008272A, in the amount of \$1386.10.

M8. COMMUNICATION, Mayor Mitchell to City Council, submitting SEWER ABATEMENT for CHRISTINE & HARRY ROBINSON, 463 Mill Street, New Bedford, MA, Account Number 010843A, in the amount of \$203.35.

NEW BUSINESS

5. REPORT, Committee on Ordinances, recommending to the City Council ADOPTION of the ORDINANCE, amending Chapter 23, Section 25.1, said amendment is designed to update the language which requires motorized vehicles to be equipped with reflective devices for safety purposes. (Tabled until the March 12th meeting – February 26, 2015.)

5a. AN ORDINANCE,

6. WRITTEN MOTION, Councillor Lopes, requesting that Ms. Sandra Vezina, the Acting Personal Director meet with a Representative from New York Life Insurance to discuss the implementation of a Voluntary Payroll Deduction program for employees of the City of New Bedford. (To be Referred to the Committee on Appointments and Briefing, the Office of Personal, and Veronica Gomes, Representative at New York Life.)

7. WRITTEN MOTION, Councillor Lopes, requesting that the Department of New Bedford Parks, Recreation and Beaches make it a requirement of all Special Event Permits, that business owners along race routes be notified of the date, time, and race course so that they can make the necessary arrangements.

8. WRITTEN MOTION, Councillors Winterson, Morad, Lopes, Alves, Council President Gomes, Councillors Martins and Rebeiro, requesting, that the City Council send a letter to State Representative William M. Straus, Chair, Joint Committee on Transportation, State Representative Antonio F. D. Cabral and Congressman William R. Keating, asking their assistance in obtaining much needed State funds for road repair in the City of New Bedford, the letter should emphasize the additional damage done to our City streets by this severe winter weather.

9. WRITTEN MOTION, Councillor Bousquet, recommending, that the City Council's Charter Revision Commission hold a public information meeting to clarify, describe and discuss the process of changing the City

Charter, particularly as it relates to term limits and the balance of power for elected officials. (To be Referred to the City Council's Charter Revision Commission, Legal Counsel David Gerwatowski and the Mayor's Office.)

10. WRITTEN MOTION, Councillor Lopes, requesting, on behalf of Mr. Michael Antaya, that the following street(s) be CLOSED: CLEVELAND STREET, from Clara Street to East Rodney French Boulevard, ON SUNDAY, MAY 03, 2015, FROM 1:00 P.M. TO 3:00 P.M., for the purpose of A Religious Procession in honor of the 4th Domingo.

11. WRITTEN MOTION, Councillor Winterson, requesting, that a new fence be installed on the Bedford Street side of the Betsey B. Winslow School, to replace the old deteriorating fence currently there. (To be Referred to the Department of Public Infrastructure, the School Committee and Al Oliveira, Director, Maintenance and Facilities, New Bedford Public Schools.)

12. WRITTEN MOTION, Councillors Winterson, Lopes, Council President Gomes and Councillor Alves, requesting, that the Department of Labor Relations and Personnel contact Cities and Towns that have a residency requirement; and further, that they compile a list of employees that have waivers, with their departments listed and how many employees reside in each City or Town.

13. WRITTEN MOTION, Councillors Winterson, Lopes, Council President Gomes and Councillor Alves, requesting, that the Department of Labor Relations and Personnel provide the City Council with a list of all employees who have been granted a Residency Waiver within the past 5 years; and further, that the list include the City or Town that each employee resides in.

14. COMMUNICATION, City Clerk/Clerk of the City Council, to City Council, on behalf of **Zhanar Alikeyev, d/b/a ALI TRANSPORTATION, 1261 Church Street, Apt. 33, New Bedford, MA 02745**, 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.

15. COMMUNICATION, Derek Santos, Executive Director, New Bedford Economic Development Council, to Council President Gomes and Members of the City Council, submitting TIF application and Resolution approved by the Tax Increment Financing Board for a five (5) year STA Agreement for **HTP Inc. & 272 Duchaine Blvd, LLC**, 272 Duchaine Boulevard, New Bedford, MA 02745.(Copies provided and distributed to all Councillors on 02/27/2015.)

15a. RESOLUTION, Approving Certified Project Application and Special Tax Assessment Agreement with **HTP, Inc. & 272 Duchaine Blvd, LLC**.

TABLED BUSINESS

01/23/2014 CITATION, Councillor Rebeiro, honoring **REVEREND RUSS CHAMBERLAIN**, Mercy Meals and More, in recognition of his hard work and dedication to the homeless during the recent snow storm of January 2 and 3, 2014.

03/27/2014 WRITTEN MOTION, Councillor Rebeiro, requesting, that the Department of Public Infrastructure which maintains the street lights provide the City Council with a report on the annual cost of upkeep including labor and materials; and further, whether it would be more cost efficient to contract the work to a private firm should be included in said report.

08/21/2014 CITATIONS, Councillors Martins and Bousquet, honoring **NEIGHBORHOODS UNITED** and **JERRY PINTO**, President of Neighborhoods United, in recognition of their planning and organizing

NATIONAL NIGHT OUT 2014 held at Riverside Park on August 05, 2014.

02/26/2015 CITATIONS, Councillors Carney, Martins and Bousquet, honoring the Greater New Bedford Regional Vocational Technical High School Girls Varsity Basketball Team, the Lady Bears, NAIJA AMADO, RILEIGH AVILA, KELSEY CLARK, LINDSEY CORREIA, NAKIRA EXAMOND, VICTORIA MONTEIRO, JAEDYN MULLINS, LYNSEY RAMOS, IRISNEIDA RIVERA, MIKAYLA RODERICK, KRYSTIN SYLVIA, MEGAN SYLVIA, PAYTON WILDRICK and Head Coach, MIKE PRIOR and Assistant Coaches, SERGE MONIZ and MARCIO SANTIAGO, in recognition of their South Coast Conference Championship Title and undefeated regular season (20-0) record.