

**CITY COUNCIL CALENDAR
THURSDAY, JUNE 27, 2019
7 P.M. CITY COUNCIL CHAMBERS – ROOM 214
CITY HALL, 133 WILLIAM STREET, NEW BEDFORD, MA**

OPENING OF SESSION BY: CITY COUNCIL PRESIDENT LINDA M. MORAD

**PRAYER LED BY: REVEREND PAMELA J. COLE
GREATER NEW BEDFORD CHAPTER OF CHURCH WOMEN UNITED**

PLEDGE OF ALLEGIANCE

MAYOR'S PAPERS

M1. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, for the TRANSFER of \$300,000.00 now standing to the credit of the account from PUBLIC INFRASTRUCTURE CAPITAL OUTLAY be and the same is hereby transferred and appropriated to as follows: PUBLIC INFRASTRUCTURE OTHER FINANCING USES in the amount of \$300,000.00

M1a. AN ORDER,

M2. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, that in accordance with Massachusetts General Law Chapter 44, Section 53E½ the revolving fund under the control of the Police Department known as the **RIFLE RANGE REVOLVING FUND**, whose revenues collected and amount limited to be spent estimated at **\$50,000.00**, is hereby authorized for **FISCAL YEAR 2020**.

M2a. AN ORDER,

M3. COMMUNICATION, Mayor Mitchell, to City Council, submitting a WAIVER OF RESIDENCY for HANNAH NIEMI, LIFEGUARD, in the Department of Parks, Recreation and Beaches who resides in Fairhaven, MA.

M3a. COMMUNICATION, Mayor Mitchell, to City Council, submitting the APPOINTMENT of MICHAEL J. MOTTA, as ADMINISTRATIVE ASSISTANT to the BOARD OF ASSESSORS, for a five (5) year term to expire June 27, 2024, a ONE YEAR WAIVER OF RESIDENCY and approval for Mr. Motta's salary at Step 4, Grade M-15. (\$91,436.00) is also requested.

M4. COMMUNICATION, Mayor Mitchell, to City Council, submitting the RE-APPOINTMENT of MICHAEL J. MCLUSKEY, Acushnet, MA, 02743, as a CONSTABLE.

M4a. AN APPLICATION,

NEW BUSINESS

1. REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the APPOINTMENT of LEE BENTLEY, Park Keeper, as the Department of Public Infrastructure's designee to the BOARD OF PARK COMMISSIONERS; replacing Charles Cotter who has resigned; this term will expire May 2020.

1a. COMMUNICATION, Mayor Mitchell to City Council, submitting the APPOINTMENT of LEE BENTLEY, Park Keeper, as the Department of Public Infrastructure's designee to the BOARD OF PARK COMMISSIONERS; replacing Charles Cotter who has resigned; this term will expire May 2020. (Referred to the Committee on Appointments and Briefings - May 23, 2019.)

2. REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on a WRITTEN MOTION, Council President Gomes, requesting, that the Committee on Appointments & Briefings meet with the Library Director and Library Board of Trustees, for the purpose of discussing the location, storage and the value of the artwork that the City owns; and further that the Library Board of Trustees take the Committee on tour of this artwork.

2a. WRITTEN MOTION, Council President Gomes, requesting, that the Committee on Appointments & Briefings meet with the Library Director and Library Board of Trustees, for the purpose of discussing the location, storage and the value of the artwork that the City owns; and further that the Library Board of Trustees take the Committee on tour of this artwork. (Referred to the Committee on Appointments and Briefings – July 16, 2015.)

3. REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on a WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Director of the Whaling Museum take immediate action to make sure that the “Grand Panorama of a Whaling Voyage Around the World” stays in New Bedford, this painting is the largest in the world, has been restored and the City should make every effort along with the Whaling Museum to ensure that it remains in the City that set the history of Whaling in this country; and further, that the City find a suitable location for this treasure; and further, that the City will be glad to share this with the world, but it belongs to the City of New Bedford and this should be its home, this painting is part of our City’s history.

3a. WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Director of the Whaling Museum take immediate action to make sure that the “Grand Panorama of a Whaling Voyage Around the World” stays in New Bedford, this painting is the largest in the world, has been restored and the City should make every effort along with the Whaling Museum to ensure that it remains in the City that set the history of Whaling in this country; and further, that the City find a suitable location for this treasure; and further, that the City will be glad to share this with the world, but it belongs to the City of New Bedford and this should be its home, this painting is part of our City’s history. (Referred to the Committee on Appointments and Briefings – December 14, 2017.)

4. REPORT, Committee on Appointments & Briefings, recommending to the City Council to take **“NO FURTHER ACTION”** on a WRITTEN MOTION, Councillor Gomes, requesting, once more that the original “Grand Panorama of a Whaling Voyage Around The World” A Spectacle In Motion, be given a permanent home in New Bedford, Massachusetts; and further, that the Committee on Appointments and Briefings and/or the Committee on City Property meet with Whaling Museum officials to make sure that this work of art and history remain in the City of New Bedford; and further, if this panorama of art and history is to be loaned out or permitted to go on the road, that a cost be associated with such action and more importantly, that Whaling Museum staff travel with it and all appropriate equipment needed for the presenting and the protection of this work of art accompany it, and further, that a discussion be held as to the possibility of a permanent location in the City due to the thousands of tourists that visited New Bedford to see this amazing work of art and history this past summer and to ensure that this work of art permanently be part of our showcasing and tourism destination.

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5. REPORT, Committee on Cannabis Regulation and Host Community Agreements Review, recommending to the City Council APPROVAL of the ORDINANCE, Relative to Marijuana Establishment Licenses.

5a. AN ORDINANCE,

6. WRITTEN MOTION, Councillors Coelho and Lopes, requesting, that signs be created for all pocket parks in the City instructing/warning that "NO TRESPASSING" is allowed after hours as a law enforcement tool to assist the Police. (Referred to the Department of Public Infrastructure.)

7. WRITTEN MOTION, Councillor Gomes, requesting, that the Administration along with Comcast hold at least two public meetings, one in the south end and one in the north end, before the City signs and enters into a 10 year cable contract; and further, this will give an opportunity to the residents and business community in the City to express their concerns with Comcast and the way Comcast Cable packages are offered along with service and billing; and further, requesting, that Mayor Mitchell not enter into a contract until these issues are addressed; and further; that the City invite and enter into discussions with other cable providers to the City of New Bedford to not only bring competition but importantly to see what they would offer the City in providing cable service; and further, that letters be sent to Congressman Keating, Senator Markey and Senator Warren asking them to send representatives to the public meetings when they are held and to support Senator Markey's bill in the Senate addressing all of the above issues pertaining to cable service.

8. WRITTEN MOTION, Councillor Gomes, requesting, that the Administration explain the large increase in costs for membership at the Woodcock shooting range that has been implemented on members; and further, that this increase be reconsidered unless the Administration can express why the increase has been implemented and what benefits does it provide to the membership. (Referred to the Mayor and Committee on City Property.)

9. WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Appointments and Briefings meet with a representative from the Mayor's Office, the Massachusetts Undersecretary of Energy Patrick Woodcock and a representative from Vineyard Wind that has a signed contract with the State, City of New Bedford and the Marine Commerce Terminal Clean Energy Center, that they provide the Committee with a company breakdown and action plan for the terminal; and further, how many jobs have been created to date for residents of the City and what has been the economic boost to the City.

10. COMMUNICATION, Jane Medeiros Friedman, First Assistant City Solicitor, to City Council submitting appraisal summaries for the proposed King's Highway Improvement Project prepared by Bernard P. Giroux, ASA, MRA, Review Appraiser.

10a. APPRAISER SUMMARIES, for the following properties: 1076 King's Highway, 606 Tarkiln Hill Road, 550 Tarkiln Hill Road, 615 Tarkiln Hill Road, 637 Tarkiln Hill Road, 605 Tarkiln Hill Road, 507-513 Church Street, 587 Tarkiln Hill Road, 569 Tarkiln Hill Road, 554 Church Street, W.S. Church Street, 543 Tarkiln Hill Road, 525 Church Street, 522 Tarkiln Hill Road and 312 Oliver Street.

11. COMMUNICATION, Jane Medeiros Friedman, First Assistant City Solicitor, to City Council submitting Orders of Taking to acquire the permanent and temporary easements that are needed for the Kings Highway Improvements Project.

11a. ORDER OF TAKING, (Recorded Land)

11b. ORDER OF TAKING, (Registered Land)

12. COMMUNICATION, Board of Assessors, to City Council, submitting a MOTION passed 3-0, at its Open Meeting on June 19, 2019, and requesting that the City Council ADOPT, and the Mayor APPROVE the THREE ORDERS relating to the annual Consumer Price Index, as determined by the Commissioner of Revenue of a 3.3% increase for Clause 17's for the amount of the exemption to be \$323.00, to accept under Chapter 59, Section 5, Clause 17E to increase the amount of assets to \$65,864.00 to qualifying individuals, and under Chapter 59, Section 5, Clause 41, 41B and 41C, raising the base limit of income for single taxpayers to \$21,405.00 and married couples \$24,701.00 and to raise the assets limit for single taxpayers to \$46,105.00 and married couples \$49,398.00.

12a. AN ORDER, ORDERED, that the base limit of income and the total value of assets of persons qualifying under M.G.L. Chapter 59, Section 5, Clause 41, 41B, and 41C is hereby increased by 3.3% for Fiscal Year 2020. Said increase is equal to the Consumer Price Index.

12b. AN ORDER, ORDERED, that the exemption granted to persons qualifying under M.G.L. Chapter 59, Section 5, Clause 17, 17C, 17C½ and 17D, is hereby increased by 3.3% for Fiscal Year 2020. Said increase is equal to the Consumer Price Index.

12c. AN ORDER, ORDERED, that pursuant to M.G.L. Chapter 59, Section 5, Clause 17E, the total value of assets, as set forth in M.G.L. Chapter 59, Section 5, Clause 17, 17C, 17C½ and 17D, is hereby increased by 3.3% for Fiscal Year 2020. Said increase is equal to the Consumer Price Index.

13. COMMUNICATION, Council President Morad, submitting a letter to Paul Barton, Chairperson, Airport Commission and Airport Commission Members, regarding her support for the new Aviation Technology educational initiative for New Bedford students.

TABLED BUSINESS

01/10/2019 WRITTEN MOTION, Councillor Gomes, requesting that the City Council forward a letter of request to the Commonwealth of Massachusetts' Cannabis Commission as to whether the City is following State Law regarding marijuana establishments in the City; and further, enclosed in the letter, please include a copy of the 11-page "Screening Form/Application for a Marijuana Establishment Host Community Agreement", and a copy of the City's zoning map that has been put forth by the Mayor's Review Committee, comprised of the City Solicitor, the City Planner, the Chief of Police, the Chief Financial Officer, the Director of Inspectional Services, the Director of Planning, Housing and Community Development and the City's Health Director; asking that the Cannabis Control Commission review the application and the zoning map and report back to the City Council as to whether this Application process and zoning map applies to the laws of the Commonwealth of Massachusetts' Cannabis Control Commission; and further, that Steven Hoffman, Chairman of the Massachusetts Cannabis Control Commission or a representative, meet with the Special Committee on Licensing and Zoning for Cannabis to discuss whether the City has followed Massachusetts Laws and policies regarding marijuana establishments in the City of New Bedford.

***In accordance with the Americans with Disabilities Act (ADA),
if any accommodations are needed, please contact the City Council Office at 508-979-1455. Requests should be made
as soon as possible but at least 48 hours prior to the scheduled meeting.***