

New Bedford City Council Agenda – February 27, 2014



CITY COUNCIL CALENDAR

THURSDAY, FEBRUARY 27, 2014

OPENING OF SESSION BY: CITY COUNCIL PRESIDENT JOSEPH P. LOPES

PRAYER LED BY: REVEREND KEVIN HARRINGTON, ST. FRANCIS OF
ASSISI CHURCH

PLEDGE OF ALLEGIANCE

HEARINGS

1. COMMUNICATION, First Assistant City Solicitor, Jane Medeiros Friedman, to City Council, submitting AN ORDER for the Acceptance of ARANEA CIRCLE, 50 feet wide, from Joy Road southerly 200.00 feet to its terminus.

1a. AN ORDER,

2. COMMUNICATION, First Assistant City Solicitor, Jane Medeiros Friedman, to City Council, submitting AN ORDER for the Acceptance of JOY ROAD, 50 feet wide, from Station 7+25 (146.80 feet east of Charlotte Street) 780.81 westerly to

Station 15+05.82 by east line of Nellie Road.

2a. AN ORDER,

3. HEARING, on NSTAR ELECTRIC COMPANY, for location of two (2) 6" Conduits, four (4) 6" Conduits and two (2) 6'x10'x6' Manholes in BRALEY ROAD, North of Theodore Rice Boulevard.

3a. AN ORDER,

4. HEARING, on NSTAR ELECTRIC COMPANY, for location of four (4) 6" Conduits and six (6) 6'x10'x6' Manholes in PHILLIPS ROAD, South of Braley Road.

4a. AN ORDER,

MAYOR'S PAPERS

M1. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$207,000.00 from FREE CASH, to ELECTIONS, CAPITAL OUTLAY.

M1a. AN ORDER,

M2. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$84,000.00 from FREE CASH, to FIRE, OTHER FINANCING USES.

M2a. AN ORDER,

M3. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$61,500.00 from FREE CASH, to MAYOR, SALARIES & WAGES.

M3a. AN ORDER,

M4. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$235,000.00 from FREE CASH, to GENERAL GOVERNMENT UNCLASSIFIED, CHARGES & SERVICES.

M4a. AN ORDER,

M5. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$133,000.00 from FREE CASH, to GENERAL GOVERNMENT UNCLASSIFIED, OTHER FINANCING USES.

M5a. AN ORDER,

M6. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$500,000.00 from FREE CASH, to STABILIZATION FUND.

M6a. AN ORDER,

M7. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER for the TRANSFER of \$25,000.00 from Z00, SALARIES & WAGES to Z00, CHARGES & SERVICES in the amount of \$15,000.00 and Z00, SUPPLIES & MATERIALS in the amount of \$10,000.00.

M7a. AN ORDER,

M8. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDER, authorizing the Mayor and the Chairman of the Airport Commission to execute a lease with the Hangar Seven Trust, the proposed lease is for the construction of a new T-Hangar at the Airport located east of the existing T-Hangar; the lease is for 20 years with options for an additional 30 years for a total of 50 years, this lease length is approved by the Federal Aviation Administration (FAA) and allows the tenant to recapture its costs of construction of the T-Hangar building.

M8a. AN ORDER,

M9. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ACT authorizing the City of New Bedford to grant additional Liquor Licenses.

M9a. AN ACT,

M10. COMMUNICATION, Mayor Mitchell, to City Council, submitting AN ORDINANCE, amending Chapter 9, Section 4400,

Flood Hazard Overlay District (FHOD).

M10a. AN ORDINANCE,

M11. COMMUNICATION, Mayor Mitchell, to City Council, responding to a Written Motion that appeared on the February 13, 2014 City Council Agenda submitted by Council President Lopes and Councillor Gomes regarding the Federal Emergency Agency's revised Flood Insurance Rate Map.

M12. COMMUNICATION, Mayor Mitchell, to City Council, submitting a letter regarding Fiscal Year 2014-2018 Capital Improvement Plan, including City's consideration of an energy management services contract.

M13. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of KEVIN PAULSON, Fairhaven, MA 02719, as a SPECIAL POLICE OFFICER.

M13. AN APPLICATION,

M14. COMMUNICATION, Mayor Mitchell, to City Council, submitting the REAPPOINTMENT of WILLIAM T. CAMBRA, Dartmouth, MA 02747, as a SPECIAL POLICE OFFICER.

M14a. AN APPLICATION,

NEW BUSINESS

5. REPORT, Committee on Appointments and Briefings, recommending to the City Council APPROVAL of the APPLICATION, GC CF NEW ENGLAND, LLC, for a SPECIAL PERMIT for MOTOR VEHICLE LIGHT SERVICE at 943 Shawmut Avenue, New Bedford, MA 02740.

5a. APPLICATION, GC CF OF NEW ENGLAND, LLC, for a SPECIAL PERMIT for MOTOR VEHICLE LIGHT SERVICE at 943 Shawmut Avenue, New Bedford, MA 02740.

6. WRITTEN MOTION, Council President Lopes, Councillors Martins, Bousquet, Winterson, Morad, Oliveira, Alves and Carney, requesting that the Special Committee on Memorials and

Dedication look at establishing a POW/MIA Chair of Honor, which would be dedicated and placed at New Bedford City Hall in honor of all the brave men and women who proudly served and paid the greatest sacrifice for our country.

7. WRITTEN MOTION, Councillor Rebeiro, requesting, on behalf of George Almeida, that 232 Dartmouth Street, Plot 28/Lot 50 be REZONED, from Residence "B" to MIXED-USE BUSINESS. (To be Referred to the Planning Board and the Committee on Ordinances.)

8. WRITTEN MOTION, Councillor Martins, requesting, that a letter be sent to our State Legislative Delegation, and House Speaker Robert DeLeo, asking them to support and approve a \$24.5 million appropriation for the summer jobs program for Fiscal Year 2015; and further, that the monies earmarked for the Greater New Bedford area have been instrumental in not only keeping our youth busy but in providing them with money and the opportunity to gain valuable experience in the workforce.

9. WRITTEN MOTION, Councillor Martins, requesting, that a letter be sent to our State Legislative Delegation asking that they speak with representatives from the Registry of Motor Vehicles office, regarding the complaints this Councillor has received from constituents who follow the wait time on the main RMV website, it has been reported that once they get to the RMV office, they discover that the wait time is wrong; and further, this Councillor checked the wait time on my mobile device and it was inaccurate, which is a disservice to our constituents who are going to the RMV office during their lunch break.

10. WRITTEN MOTION, Councillor Gomes, requesting, that the Committee on Public Safety and Neighborhoods meet with Department of Infrastructure Commissioner Ronald Labelle and a representative from the Administration, for the purposes of discussing protocol when it comes to icy road conditions and

requests for sanding and salting of roads; and further, who makes the decision whether to put trucks out there after numerous requests from Police and emergency responders; and further, asking, that upon requests from Police or any other emergency agency, that we immediately put into service what is needed to keep our streets safe for vehicular traffic and more importantly, first responders. (To be Referred to the Committee on Public Safety and Neighborhoods.)

11. WRITTEN MOTION, Councillor Gomes, requesting, that the Mayor and the Police Chief increase patrols in the area of Acushnet Avenue, North Front Street and Sawyer Street, north to Coffin Avenue, due to the amount of violent attacks, robberies, and prostitution in this area; and further, that the Police consider conducting an undercover sting in this area to address those who prey on the Mayan Community and those living in this area for robberies and assaults; and further, asking once more, that the Mayor follow the recommendations of the Committee on Public Safety and Neighborhoods and increase the lighting in this area.

12. COMMUNICATION, Blair S. Bailey, Tax Title Attorney, to City Council, re: Vacation of Judgment entered on December 09, 2009, advising that the following property is no longer a Tax Possession, 56 Nash Road, Plot 105/Lot 58, Area of 4,960 sq. ft. (Owners: Michael and Maria Bilodeau.)

13. COMMUNICATION, Kathleen A. Murphy, TRC Environmental, submitting copy of letter to Richard K. Sullivan, Jr., Secretary, Executive Office of Energy and Environmental Affairs ("EEA"), relative to Algonquin Gas Transmission, LLC, Algonquin Incremental Market ("AIM") Project – Massachusetts Facilities and the Environmental Notification Form ("ENF"). (CD-Rom Disc containing ENF Filing for AIM Project – Massachusetts Facilities enclosed.)

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.