

**CITY OF LYNN**

**Regular City Council Meeting – April 26, 2016  
Council President Daniel F. Cahill, Presiding**

**Ten Councillors Present (Councilor Colucci absent).**

**Moment of Silence. Councilor Barton asked that the family of Kelly Vaughan be remembered.**

**Pledge of Allegiance**

**Motion made by Councilor Capano and seconded by Councilor LaPierre to accept the Meeting Minutes of April 5, 2016.**

**Motion carried.**

**Council President Cahill stated that Councilor Colucci was not at the meeting as he was out of state on business.**

**COMMUNICATIONS:****Communication from the Office of Economic and Community Development:**

Dear Councilors

On behalf of the Office of Economic and Community Development and the Lynn Housing Authority and Neighborhood Development, I am requesting that you schedule a Public Hearing with the Lynn City Council on Tuesday, May 24, 2016. The purpose of this Hearing is to allow public input to the City's Annual Action Plan, including the Use of the Department of Housing and Urban Development appropriations for the Community Development Block Grant, Emergency Solutions Grand and HOME Programs.

We appreciate your assistance on our behalf.

Sincerely, Donald Walker, Director of Project Operations

**Motion made by Councilor Cyr and seconded by Councilor Net to set down for a Public Hearing.**

**Motion carried.**

**PUBLIC HEARINGS:**

Petition of Solutions Auto Body, Pablo DeLaCruz, for permission for an Autobody Shop at 606 Boston Street Rear.

The following appeared in Favor:

Pablo DelCruz

Mr. Renosa, 48 New Park Street

Felix Sanchez, New Park Street  
 Frances Martinez, North Shore Latino Business Association  
 No one appeared in Opposition.  
 Public Hearing Closed.

**Motion made by Councilor Walsh and seconded by Councilor Trahant to TABLE.**

**Motion carried by the following yea and nay vote:**

**10 YES 0 NO (Councilor Colucci absent).**

Petition of Children and Family Dentistry and Braces, Patrick Assioun, for permission for a sign permit at 319 Lynnway #1.

The following appeared in Favor:

Paul Martin, Sign Company

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Capano and seconded by Councilor Lozzi to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**10 YES 0 NO (Councilor Colucci absent).**

Petition of One Dollar Zone, Roberto Tobalino, for permission for a sign permit at 50 Boston Street.

The following appeared in Favor:

Calvin Anderson, 12 Concord Street

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Lozzi and seconded by Councilor Trahant to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**10 YES 0 NO (Councilor Colucci absent).**

Petition of Aries Café G, Greek African Social Club, Aregawe Berhe, for permission for a Wine and Malt License at 39 Buffum Street.

The following appeared in favor:

Aregawe Berhe, Owner

Frances Martinez, North Shore Latino Business Association

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Cyr and seconded by Councilor Trahant to TABLE.**

**Motion carried by the following yea and nay vote:**

**10 YES 0 NO (Councilor Colucci absent)**

Petition of Hyde Home Building, Kevin Hyde, for permission for a Residential Use in the Central Business District at 51 Liberty Street.

The following appeared in Favor:

Attorney Sam Vitali

Calvin Anderson, 12 Concord Street

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Chakoutis and seconded by Councilor Walsh to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Lozzi absent at vote).**

Petition of Union Variety, Mahababul Haque for permission for a second floor for an apartment resident use (2 Bedroom) at 88-90-92-94 Union Street.

The following appeared in Favor:

Attorney Sam Vitali

Calvin Anderson, 12 Concord Street

No one appeared in Favor.

Public Hearing Closed.

**Motion made by Councilor Cyr and seconded by Councilor Trahan to TABLE.**

**Motion carried by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Lozzi absent at vote).**

Petition of Central Square Artist Tents, Francisco Meneses for permission to allow use of artist tents, sidewalk and parking areas on Saturday and Sunday, 8-5 pm. No Flea Market.

The following appeared in Favor:

Francisco Meneses

Calvin Anderson, 12 Concord Street

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Chakoutis and seconded by Councilor Trahan to grant the prayer of the Petitioner on a temporary basis with the stipulation that there be NO Flea Markets and that the Petitioner appear before the City Council in 30-60-90 Days with a report.**

**Motion carried by the following yea and nay vote:**

**10 YES 0 NO (Councilor Colucci absent).**

Petition of Central Square Artist Tents, Francisco Meneses for permission to allow Food Trucks to park on private parking spots 7 am to 7 pm weekdays and 7 am to 12 am Friday and Saturday.

The following appeared in Favor:

Francisco Meneses

The following appeared in Opposition:  
 Clint Muche, Deputy Building Commissioner  
 Public Hearing Closed.

**Motion made by Councilor Chakoutis and seconded by Councilor Barton to TABLE.**

**Motion carried by the following yea and nay vote:  
 10 YES 0 NO (Councilor Colucci absent).**

### **PUBLIC HEARINGS TO BE SET DOWN:**

-Petition of Dreams Nail Lounge, LLC, Yajaira Toribio, for permission for wine and malt pouring license for Nail Salon at 592 Essex Street. (Chakoutis)

-Petition of Margarita Rodriguez, for permission for a Food Establishment with 20 seats at 141 Essex Street, Monday through Sunday, 7 am to 10 pm. (Cyr)

-Petition of The Bone Yard, Cristobal Colon, for permission to build a stationary BBQ Take Out, one story stationery trailer at 702 Lynnway, Hours of Operation Thursday – Sunday 9 am to 10 pm. (Capano)

-Petition of Casa Amelia, Amelia Reynoso, for permission to sell Wine and Malt at existing Restaurant at 183 Lewis Street. Hours of operation 10 am to 10 pm Mon-Sun.  
**Motion made by Councilor Walsh and seconded by Councilor LaPierre to set down for Public Hearings.**  
**Motion carried.**

### **COMMITTEE REPORTS:**

#### **Report of the April 26, 2016 Committee/Ad Hoc Committee/Relocating of Polling Places recommending the following to be accepted:**

1. Discussion re: Polling Locations in the City of Lynn.  
**Motion to approve the relocation of Ward Three voting from English High School to the Marshall Middle School. – Granted**

**2. OTHER BUSINESS  
 REPORT ACCEPTED.**

**Report of the April 26, 2016 Committee on Ways and Means recommending the following to be accepted:**

Ordered that the City Comptroller take the following action:

Transfer the sum of One Thousand Three Hundred Ninety Eight Dollars and Five Cents (\$1,398.05) from DPW Expense to DPW Bill of Prior Year.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to a financial transfer in the amount of One Thousand Three Hundred Ninety Eight Dollars and Five Cents (\$1,398.05) from DPW Expense to DPW Bill of Prior Year.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

**Emergency Order was then adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

Certify as an "Available Fund" the amount of One Million Four Hundred Ninety Eight Thousand Four Hundred Eighty Four Dollars and Zero Cents (\$1,498,484.00) as allotted to the City of Lynn by Transportation Bond Bill Chapter 90 for FY 17.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to a financial order certifying as an "Available Fund" the amount of One Million Four Hundred Ninety Eight Thousand Four Hundred Eighty Four Dollars and Zero Cents (\$1,498,484.00) as allotted to the City of Lynn by Transportation Bond Bill Chapter 90 for FY 17.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

**Emergency Order was then adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

**REPORT ACCEPTED.**

Certify as an "Available Fund" the amount of Fifty Thousand Dollars and Zero Cents (\$50,000.00) as allotted to the City of Lynn Community Development by the Massachusetts Historical Society to fund Phase II Grant initiative to perform repairs to refurbish the High Rock Cottage. Grant Period is extended to 6/30/16.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to a financial order certifying as an "Available Fund" the amount of Fifty Thousand Dollars and Zero Cents (\$50,000.00) as allotted to the City of Lynn Community Development by the Massachusetts Historical Society to fund Phase II Grant initiative to perform repairs to refurbish the High Rock Cottage. Grant Period is extended to 6/30/16.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

**Emergency Order was then adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

Transfer the sum of Five Thousand Two Hundred Two Dollars and Eighty Nine Cents (\$5,200.89) from the City Clerk Payroll to the Election Payroll.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to a financial transfer in the amount of Five Thousand Two Hundred Two Dollars and Eighty Nine Cents (\$5,200.89) from the City Clerk Payroll to the Election Payroll.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

**Emergency Order was then adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

Ordered that the City Clerk be directed to cause notice to be advertised that meetings of the qualified voters of the City of Lynn will be held in the several polling places heretofore designated for the Special State Election on Tuesday, May 10, 2016.

The polls will be opened at 7:00 a.m. and closed at 8:00 p.m. and all citizens will, in the several precincts in which they are entitled to vote, between said hours, give in their votes Representative in General Court for the Tenth Essex District.

In the name of the Commonwealth you are hereby required to notify and warn the inhabitants of the City of Lynn who are qualified to vote in the Special State Election, to vote at:

- 1-3 Sisson School – 56 Conomo Avenue
- 1-4 Sisson School – 56 Conomo Avenue
- 2-1 St. Pius Lower Church Hall – Maple Street
- 2-2 St. Pius Lower Church Hall – Maple Street
- 2-3 St. Pius Lower Church Hall – Maple Street
- 2-4 St. Pius Lower Church Hall – Maple Street

- 3-1 English High School – Goodridge Street
- 3-2 English High School – Goodridge Street
- 3-3 English High School – Goodridge Street
- 4-1 Lynn Museum – 590 Washington Street
- 4-2 Lynn Museum – 590 Washington Street
- 5-2 Lynn Vocational Technical Institute Annex – Commercial Street
- 5-3 Lynn Vocational Technical Institute Annex – Commercial Street

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to an Order that the City Clerk be directed to cause notice to be advertised that meetings of the qualified voters of the City of Lynn will be held in the several polling places heretofore designated for the Special State Election on Tuesday, May 10, 2016.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

**Emergency Order was then adopted by the following yea and nay vote:**

**9 YES 0 NO (Councilor Colucci absent; Councilor Cahill absent at vote).**

**REPORT ACCEPTED.**

**Report of the April 26, 2016 Committee on Licensing recommending the following to be accepted:**

**TAXI OPERATOR (NEW)**

Lamons, Carlton Jyrell, 147 Washington St. #608- **Tabled**

Medina, Franklin, Revere, MA 02151 - **Tabled**

Perez, Flavio, 183 Eastern Ave.- **Granted**

Reyes-Santana, Jeffrey E., 2 Park St., Salem, MA - **Granted**

**LIVERY OPERATOR (NEW)**

Lavoie, Candice, 12 Quincy Terr. #2 - **Deny**

**LIVERY OPERATOR - 60 DAY REVIEW**

Pari, Matthew, 13 Ray St. #1, Swampscott, MA - **Granted**

**LEASE AGREEMENT**

Imorex Enterprise Comp. Inc. Vs. Tom's Taxi- **Granted**

Medallions # 28, #39, #44, #45, #49

Randolph Alouidor, 20 Houston St.

**SIGN LICENSE-RENEWAL**

22 Bennett St., Perrotti Welding and Fabrication- **Granted**

325 Broadway, Primerica- **Granted**

326 Chatham St., Automotive Service- **Granted**

8 Market St., USA Super 99 Cent State- **Granted**

707 Western Ave, Domino's Pizza- **Granted**

**AUCTION PERMIT -RENEWAL**276 Lynnway, Concord Hill Auctions - **Granted****AUTO BODY/AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL**18B Alley St. – Caribbean Auto Body & Mechanic, Inc. - **Granted**35B Alley St. – K & J Auto Body- **Granted**22 Bennett St. – Vasquez Auto Body and Repair, Inc. - **Granted**26 Bennett St. – REM Auto Body & Truck Repair, Inc. - **Granted**46 Bennett St. – Tatiana’s Auto Body- **Granted**47 Bennett St. – DLC Auto Innovationz, Inc. - **Granted**10 Camden St. – Iacar Corp. DBA Thibedeau Auto Body- **Granted**250 Commercial St.- City of Lynn – Department of Public Works- **Granted**148 Fayette St. – Mike’s Auto Repair & Auto Body, LTD- **Granted**52 Oakville St. – 26 Auto Body- **Granted**135 Pleasant St. – Pudgy’s Towing & Auto Repair, Inc. - **Granted**154 South St. – Bill & Son Auto Body- **Granted**882 Western Ave. – Western Ave. Auto Body of Lynn, Inc. - **Granted****AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL**15R Alley St. – K & M Transmission- **Granted**17A Alley St. – Arm Garage- **Granted**17B Alley St. – Magic Auto Repair- **Granted**50 Bennett St. – Landry Automotive- **Granted**60 Bennett St. – Bennett Street Tire and Glass- **Granted**84 Bennett St. – Joleso Auto Repair- **Granted**326 Chatham St. – Automotive Service- **Granted**503 Chestnut St. Rear – A.J.’s Auto Service- **Granted**99A Cottage St. – Mark A. King, LLC- **Granted**305 Eastern Ave. – Sit-N-Fill- **Granted**12A Ellis St. – Mora Auto Repair- **Granted**443 Lynnway – Toro’s Auto Center- **Granted**453 Lynnway – George’s Expert Auto & Marine- **Granted**617 Lynnway – New Angle Glass Co. - **Granted**9 Minot St. – West Auto Sports & Tire- **Granted**76 Oakville St. – Meninno Construction- **Granted**125 Pleasant St. – American Repair and Service- **Granted****AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL**371 Summer St. – VIP Audio Auto Repair- **Granted**725 Summer St. – RD Auto- **Granted**760 Summer St. – A.L. Prime Energy- **Granted**240 Western Ave. – JVS Auto Service, Inc. DBA Gibbs Auto Service- **Granted**985 Western Ave. – Massachusetts Bay Transportation Authority- **Granted**171 Western Ave. – Ana Auto Repair- **Granted**1147 Western Ave. – Stoneham Boat Center, Inc. - **Granted****FLAMMABLE LICENSE – RENEWAL**47 Alley St. – Jim Appleyard Bonded Storage, Inc. - **Granted**6 Bennett St. – L-A-C Steel- **Granted**22 Bennett St. – Perrotti’s Welding and Fabrication- **Granted**



37 Bennett St. – Jim Appleyard Bonded Storage, Inc. - **Granted**  
 86 Bennett St. – Seacrest Foods International, Inc. - **Granted**  
 20-24 Boston St. – Lynn Ladder & Scaffolding Co. Inc. - **Granted**  
 30 Boston St. – Home Décor Group- **Granted**  
 122 Boston St. – Boston Street Shell #04037- **Granted**  
 423 Boston St. – A.L. Prime Energy- **Granted**  
 300 Broad St. – North Shore Community College- **Granted**  
 134 Broadway – St. Joseph’s Cemetery- **Granted**  
 41 Carolyn Rd. – Petruccelli Construction Co., Inc. - **Granted**  
 668 Chestnut St. – Cumberland Farms- **Granted**  
 91 Commercial St. – Hibernia Atlantic, US, LLC- **Granted**  
 225 Commercial St. – Turner, Inc. - **Granted**  
 101 Harbor St. – All Welding Supplies, Inc. - **Granted**  
 154 Lynnway Unit 604 – City of Lynn Seaport Marina- **Granted**  
 535 Lynnway – Lynnway Shell #04032 - **Granted**  
 88 Marion St. – Demakes Enterprises, Inc. - **Granted**  
 195 Market St.- Eastern Bank- **Granted**  
 0 Raddin St. – Walsh’s Oil, LLC- **Granted**  
 56 Sanderson Ave. – Leahy Landscaping, Inc. - **Granted**  
 638 Summer St. – C.L. Hawthaway & Sons- **Granted**  
 650 Summer St. – C.L. Hawthaway & Sons- **Granted**  
 659 Summer St. – C.L. Hawthaway & Sons- **Granted**  
 766 Summer St. – Booma Oil, Inc. - **Granted**  
 41 Sutton St. – D’Amici’s Bakery- **Granted**

**FLAMMABLE LICENSE - RENEWAL**

12 Washington St. – J & S Transport Co., Inc. - **Granted**  
 37 Waterhill St. – Demakes Enterprises, Inc. - **Granted**  
 621-625 Western Ave. – Stop Quick Market- **Granted**  
 969 Western Ave. – A.L. Prime Energy- **Granted**  
 1069 Western Ave. – Fisher Auto Parts, Inc. - **Granted**

**CANNING:**

Lynn Classical Baseball Team (Adults Only) – April 21, 22, 23, 2016- **Granted**  
 West Lynn Little League (Adults Only) – May 12, June 11, June 17, 2016 - **Granted**

**OTHER BUSINESS:**

**REPORT ACCEPTED.**

**Report of the April 26, 2016 Committee on Public Property and Parks recommending the following to be accepted:**

1. Discussion re: Ordered that the Law Department draft all the necessary documents to convey an easement upon the city-owned property at 606-608 Summer Street to Henry Nguyen and Thu N. Tran, Further ordered that Her Honor the Mayor shall be authorized to execute said Easement and any and all necessary documents in furtherance of this transfer.

**Councillor Net attached the following Emergency Preamble:**

**WHEREAS, A Special Emergency exists involving the peace, health and safety of the people or their property in the City of Lynn.**

**WHEREAS, An Emergency relative to an Order that the Law Department draft all the necessary documents to convey an easement upon the city-owned property at 606-608 Summer Street to Henry Nguyen and Thu N. Tran, Further ordered that Her Honor the Mayor shall be authorized to execute said Easement and any and all necessary documents in furtherance of this transfer.**

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.**

**Emergency Preamble was adopted by the following yea and nay vote:**

**10 YES 0 NO (Councilor Colucci absent)**

**Emergency Order was then adopted by the following yea and nay vote:**

**10 YES 0 NO (Councilor Colucci absent).**

2.Request from DPW Commissioner to dispose of obsolete computer equipment. -  
**Granted**

3.BID OPENING / RFP – Lease for and Development of Neptune Boulevard Property (Vacant Land). – **Tabled**

**4.OTHER BUSINESS  
REPORT ACCEPTED.**

**Motion made by Councillor Capano and seconded by Councillor Net to adjourn.**

**Notice of this meeting was posted in the City Clerk’s Office at least forty-eight (48) hours in advance.**

**A True Copy Attest:**

**CITY CLERK**