

**CITY OF LYNN**

**Regular City Council Meeting, December 11, 2018  
Council President Darren P. Cyr**

**Eleven Councilors Present**

**Moment of Silence: Council Vice-President Barton asked that the Family of William Dutch be remembered.**

**Pledge of Allegiance.**

**Motion made by Councilor Colucci and seconded by Councilor Capano to accept the Meeting Minutes of November 27, 2018.**

**Motion carried.**

**COMMUNICATIONS:**

Dear Councilors:

I am hereby appointing Ms. Kalen O'Hare, 9 Griffin Terrace, to serve on the Disability Commission. Ms. O'Hare's term is effective immediately and will expire on December 31, 2021. Sincerely, Mayor Thomas M. McGee

**Motion made by Councilor Colucci and seconded by Councilor Starbard to appoint Kalen O'Hare to serve on the Disability Commission, effective immediately on December 31, 2021.**

**Motion carried.**

**PUBLIC HEARINGS:**

Public Hearing to make a determination on the percentages of the FY19 Tax Levy to be borne by each class of real and personal property, as well as the financial effect of available alternatives, including the open space discount, the residential exemption and the small commercial exemption.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

***Motion made by Councilor Lozzi and seconded by Councilor Colucci to set the Tax Rate with the lowest residential factor.***

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

***11 YES 0 NO***

**Ordered that the City Clerk is hereby authorized to sign on behalf of the Lynn City Council any and all necessary documents required by the Department of Revenue in order to set the Tax Rate.**

***Motion made by Councilor Lozzi and seconded by Councilor Colucci to grant.***

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

**11 YES 0 NO**

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

-Petition of Justin Morley of Ironbound, to hold a New Year's Eve Block Party at Mount Vernon St on December 31, 2018. Hours will be 6pm to 12:10 am. **(Chakoutis)**

-Petition of Aidan O'Donovan, Cambridge MA for Lynn Organics LLC to allow the operation of a recreational cannabis retailer at 193-195 Oxford St. **(Chakoutis)**

-Petition of Jill Lanza, Revere MA, owner of "The Doghouse" to open a Dog Boarding Kennel at 212 Broad St. **(Colucci)**

-Petition of National Grid to install 1 SO wooden pole with an anchor 90' from an existing pole 9 on Estes St. New location will be in front of 19 Broad St to feed service at 26 Broad St. **(Colucci)**

-Petition of National Grid to install conduit encased in concrete from Pole #10 Estes St to 26 Broad St. **(Colucci)**

***Motion made by Councilor Colucci and seconded by Councilor Capano to set down for Public Hearings.***

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

**11 YES 0 NO**

### **COMMITTEE REPORTS:**

**Report of the December 11, 2018 Committee on Rules recommending the following to be accepted:**

#### **RULES COMMITTEE:**

1. Discussion re: Review and Update the current Rules and Procedures of the Lynn City Council.

**Motion made by Councilor Capano and seconded by Councilor Walsh to set down a Public Hearing before the full Council on December 18, 2018. Motion carried.**

**2. OTHER BUSINESS  
REPORT ACCEPTED.**

**Report of the December 11, 2018 Committee on Ways and Means recommending the following to be accepted:**

Transfer the sum of FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (500,000.00)

From the Account of <u>98035-7800</u> Reserve-Exp	500,000.00
To the Account of <u>22404-0900</u> LFD-PR-OT	500,000.00

To fund OT relative to minimum manning clause.

**Councilor Barton 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 transferring the sum of FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (500,000.00)**

From the Account of <u>98035-7800</u> Reserve-Exp	500,000.00
To the Account of <u>22404-0900</u> LFD-PR-OT	500,000.00

To fund OT relative to minimum manning clause.

**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:**

**11 YES 0 NO**

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

**11 YES 0 NO**

Transfer the sum of ONE THOUSAND ONE HUNDRED SIXTEEN DOLLARS AND TWENTY-THREE CENTS (1,116.23)

From the Account of <u>22405-5000</u> LFD-Exp	1,116.23
To the Account of <u>98025-2240</u> Unpaid Bills of PY-LFD	1,116.23

To fund unexpected expense from FY18.

**Councilor Barton 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 transferring the sum of ONE THOUSAND ONE HUNDRED SIXTEEN DOLLARS AND TWENTY-THREE CENTS (1,116.23)**

From the Account of <u>22405-5000</u> LFD-Exp	1,116.23
To the Account of <u>98025-2240</u> Unpaid Bills of PY-LFD	1,116.23

To fund unexpected expense from FY18.

**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:**

**11 YES 0 NO**

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

**11 YES 0 NO**

Transfer the sum of THREE HUNDRED EIGHTY-ONE DOLLARS AND NINETY-FOUR CENTS (381.94)

From the Account of 11125-7800 Clerk of Comm-Exp 381.94

To the Account of 98025-1112 Unpaid Bills of PY-C of C 381.94

To fund unexpected expense from FY18.

**Councilor Barton 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 transferring the sum of EIGHTY-ONE DOLLARS AND NINETY-FOUR CENTS (381.94)**

From the Account of 11125-7800 Clerk of Comm-Exp 381.94

To the Account of 98025-1112 Unpaid Bills of PY-C of C 381.94

To fund unexpected expense from FY18.

**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:**

**11 YES 0 NO**

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

**11 YES 0 NO**

Certify as an "Available Fund" the amount of SIXTY-EIGHT THOUSAND DOLLARS AND ZERO CENTS (\$68,000.00) as allotted to the City of Lynn Police Department by the Bureau of Justice (BJA) for the Bulletproof Vest Partnership Grant. Grant Period is 10/01/18-06/30/19

**Councilor Barton 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 SIXTY-EIGHT THOUSAND DOLLARS AND ZERO CENTS (\$68,000.00) as allotted to the City of Lynn Police Department by the Bureau of Justice (BJA) for the Bulletproof Vest Partnership Grant. Grant Period is 10/01/18-06/30/19**

**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:**

**11 YES 0 NO**

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

**11 YES 0 NO**

Certify as an "Available Fund" the amount of TWENTY-TWO THOUSAND THIRTY-FIVE DOLLARS AND ZERO CENTS (\$22,035.00) as allotted to the City of Lynn Police Department by the Executive Office of Public Safety and Security (EPS) for the FFY2019 STEP Grant. STEP represents Sustained Traffic Enforcement Program. Grant Period is 10/01/18-09/30/19

**Councilor Barton 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 TWENTY-TWO THOUSAND THIRTY-FIVE DOLLARS AND ZERO CENTS (\$22,035.00) as allotted to the City of Lynn Police Department by the Executive Office of Public Safety and Security (EPS) for the FFY2019 STEP Grant. STEP represents Sustained Traffic Enforcement Program. Grant Period is 10/01/18-09/30/19**

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

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

**11 YES 0 NO**

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

**11 YES 0 NO**

Certify as an "Available Fund" the amount of SEVENTEEN THOUSAND SIX HUNDRED DOLLARS AND ZERO CENTS (\$17,600.00) as allotted to the City of Lynn Police Department by the Executive Office of Public Safety and Security (EPS) for the FFY2019 Traffic Enforcement & Education Grant. Grant Period is 10/01/18-09/30/19

**Councilor Barton 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 SEVENTEEN THOUSAND SIX HUNDRED DOLLARS AND ZERO CENTS (\$17,600.00) as allotted to the City of Lynn Police Department by the Executive Office of Public Safety and Security (EPS) for the FFY2019 Traffic Enforcement & Education Grant. Grant Period is 10/01/18-09/30/19**

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

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

**11 YES 0 NO**

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

**11 YES 0 NO**

Certify as an "Available Fund" the amount of NINETEEN THOUSAND SEVEN HUNDRED SIXTY-NINE DOLLARS AND EIGHTY-FOUR CENTS (\$19,769.84) as allotted to the City of Lynn Police Department by the Executive Office of Public Safety and Security (EPS) Governors' Local Law Enforcement Equipment and Technology Grant. Grant Period is 12/15/18-03/29/19

**Councilor Barton 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 NINETEEN THOUSAND SEVEN HUNDRED SIXTY-NINE DOLLARS AND EIGHTY-FOUR CENTS (\$19,769.84) as allotted to the City of Lynn Police Department by the Executive Office of Public Safety and Security (EPS) Governors' Local Law Enforcement Equipment and Technology Grant. Grant Period is 12/15/18-03/29/19**

**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**

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

**10 YES 0 NO**

Ordered that His Honor the Mayor is hereby authorized to execute all documents necessary to receive a MassWorks Grant for the purpose of effectuating traffic improvements to the intersection of the Lynnway and Market Street for the purpose of completing redevelopment on the North Harbor site. It is hereby further ordered that His Honor the Mayor is authorized to execute a Memorandum of Understanding with Lynn Redevelopment, LLC to pay any overages from the amounts received from the MassWorks Grant as well as any other documents as required for the project and approved by the Solicitor's Office.

**Councilor Barton 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 Ordered that His Honor the Mayor is hereby authorized to execute all documents necessary to receive a MassWorks Grant for the purpose of effectuating traffic improvements to the intersection of the Lynnway and Market Street for the purpose of completing redevelopment on the North Harbor site. It is hereby further ordered that His Honor the Mayor is authorized to execute a Memorandum of Understanding with Lynn Redevelopment, LLC to pay any overages from the amounts received from the MassWorks Grant as well as any other documents as required for the project and approved by the Solicitor's Office.**

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

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

**11 YES 0 NO**

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

**11 YES 0 NO**

**REPORT ACCEPTED.**

**Report of the December 11, 2018 Committee on Public Property and Parks recommending the following to be accepted:**

1. Discussion re: Ordered that pursuant to Massachusetts General Laws Chapter 44, Section 53A, the City of Lynn hereby accepts a gift of a fifteen-foot Christmas Tree to be placed in the City Hall Foyer from Greater Lynn Senior Services. - **Granted**
  
2. Discussion re: Location of the Bronze Rendering commemorating Frederick Douglass. – **Motion to approve the temporary location out front in the vicinity of the grass area near flag pole.**  
**Motion carried.**
  
3. **OTHER BUSINESS**  
**13 Raddin Grove Avenue – Motion to allow the redemption of the city-owned property at 13 Raddin Grove to the former owner, Robert Devine. Further ordered that the payment of \$95,469.02 be paid to the City of Lynn before December 31, 2018 or the agreement in void.**  
**Motion carried.**

**REPORT ACCEPTED.**

**Report of the December 11, 2018 Committee on Licensing recommending the following to be accepted:**

**TAXI OPERATORS NEW:**

Abbey, Edosa: 95 Neptune St (Tabled 11/27-No Show) - **Granted**

Aybar Sanchez, Frangely: 23 Court St #1 (Tabled 11/27-No Show) - **Granted**

Daniels, Joselito: 185 N. Common St Apt 32- **Granted**

Ferreras-Mendez, Yoel: 56 Margin St Apt 1, Salem MA- **Granted**

Gonzalez, Hitler: 173 Essex St - **Granted**

Lantigua Rosario, Jose: 102 Main St., Peabody MA (Tabled 11/13 & 11/27 No Show) - **DENIED**

Ruiz, Hector A: 34 Barret St- **Granted**

Teague, Barbara: 24 Estes St- **Granted**

**LIVERY OPERATORS NEW:**

Rogers, William D: 5 Emerald Rd Nahant MA- **Granted**

Thomas, Romeo: 311 Essex St - **Tabled**

**AUTO REPAIR/FLAMMABLE LICENSE – NEW**

860 Western Ave. – Sonny Auto Repair Inc., - **Granted with standard stipulations**

10 Health's Court – Wally's Auto Repair – **Granted with standard stipulations**

**SECOND HAND-NEW**

10 Heaths Court, Piki Pola Used Auto Part's- **Granted with standard stipulations as Auto Repair**

**OLD GOLD & SILVER LICENSE-RENEWAL**

810 Lynnway, Eric Jeweler- **Granted**

810 Lynnway, Linken Jewelry- **Granted**

50 State Street, Fast Cash Buy Sell Loan- **Granted**

**PAWN BROKER LICENSE-RENEWAL**

50 State Street, Fast Cash Buy Sell Loan- **Granted**

**SECOND HAND ARTICLE LICENSE-RENEWAL**

340 Broadway, Broadway Discount- **Granted**

101 Commercial St., My Son's Store- **Granted**

800 Lynnway, Lynnway Mart- **Granted**

800 Lynnway, Duc Anh Watch & Clock Repair- **Granted**

39 Savory St., Quality Quest- **Granted**

50 State Street, Fast Cash Buy Sell Loan- **Granted**

**SIGN LICENSE RENEWAL**

112 Market St., Eastern Bank- **Granted**

**OTHER BUSINESS:**

**REOIRT ACCEPTED.**

**Report of the December 11, 2018 Committee on Personnel recommending the following to be accepted:**

1. **Interviews for the City Council's Appointment to the Lynn Water and Sewer Commission:**

Elyse Fannon

Vincent J. Lozzi, Jr.

**Motion made by Councilor Walsh and seconded by Councilor Starbard to forward the name of Vincent J. Lozzi, Jr. to full Council.**



**Roll Call:**

<b>Barton</b>	<b>Vincent J. Lozzi, Jr.</b>	<b>LaPierre</b>	<b>Vincent J. Lozzi, Jr.</b>
<b>Capano</b>	<b>Vincent J. Lozzi, Jr.</b>	<b>Lozzi</b>	<b>ABSENT AT VOTE</b>
<b>Chakoutis</b>	<b>Vincent J. Lozzi, Jr.</b>	<b>Net</b>	<b>Vincent J. Lozzi, Jr.</b>
<b>Colucci</b>	<b>Vincent J. Lozzi, Jr.</b>	<b>Starbard</b>	<b>Vincent J. Lozzi, Jr.</b>
<b>Cyr</b>	<b>Vincent J. Lozzi, Jr.</b>	<b>Walsh</b>	<b>Vincent J. Lozzi, Jr.</b>
<b>Field</b>	<b>Vincent J. Lozzi, Jr.</b>		

**Vincent J. Lozzi, Jr. appointed to the Lynn Water and Sewer Commission  
REPORT ACCEPTED.**

**Motion made by Councilor Walsh and seconded by Councilor Capano 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**