

CITY OF LYNN

**City Council Meeting, September 22, 2020
Council President Darren P. Cyr**

*****MEETING WILL BE TELEVISED LIVE ON THE LYNN COMMUNITY TELEVISION (LCTV) GOVERNMENT CHANNEL AND ALSO STREAMED ON THE LCTV'S FACEBOOK PAGE *****

11 Councilors Present

Moment of Silence

Pledge of Allegiance

Motion made by Councilor Colucci and seconded by Councilor Field to accept the Meeting Minutes of August 25, 2020

COMMUNICATIONS:

Dear President Cyr,

Please accept this letter as my letter of resignation from the Lynn Water and Sewer Commission, effective immediately. It has been a pleasure serving on this Board and I thank you for the opportunity.

Sincerely, William R. Trahant Sr., 47 Harvest St Lynn, MA

Motion made by Councilor Barton and seconded by Councilor Lozzi to accept Mr. William R. Trahant, Senior's resignation from the Lynn Water and Sewer Commission.

Motion carried by the following yea and nay vote:

11 YES 0 NO

COUNCIL APPOINTMENT:

Motion made by Councilor Barton and seconded by Councilor Lozzi to appoint Mr. William R. Trahant, Jr., effective immediately and will expire on June 30, 2021.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Dear Councilors:

I am hereby appointing Ms. Elizabeth Rosario, 42 Melvin Ave, to serve on the Water and Sewer Commission. Ms. Rosario's term is effective immediately and will expire on June 30, 2023.

Motion made by Councilor Colucci and seconded by Councilor Net to appoint Elizabeth Rosario to serve on the Water and Sewer Commission, effective immediately and will expire on June 30, 2023.

PUBLIC HEARINGS:

Petition of Charles Gaeta, President, Neighborhood Development Association, (NDA) to allow the construction of six attached townhomes (2 bedroom each) at 870 Western Ave.

The following spoke in Favor:

Peggy Phelps, Lynn Housing Authority

No one appeared in Opposition.

Public Hearing Closed.

Motion made by Councilor Hogan and seconded by Councilor Colucci to grant the prayer of the Petitioner.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Petition of Vicky's Restaurant, 135 Essex St for permission for a "Change of Use, to a new Restaurant with a full Liquor License and a Common Victuallar License. Hours Mon – Sun 7am to 12 am.

The following spoke in Favor:

Owner of Vicky's Restaurant

No one spoke in Opposition.

Public Hearing Closed.

Council President Cyr passed the gavel to Council Vice-President Barton.

Motion made by Councilor Cyr and seconded by Councilor Field to grant the prayer of the petitioner with the following stipulations:

1. Only Beer and Wine served for first 6 months
2. Closing time 8:00 pm

Motion carried by the following yea and nay vote:

11 YES 0 NO

Public Hearing relative to a burnt, dilapidated or dangerous building or other structure located at 47 Estes Street.

The following spoke in Favor:

Resident, Estes Street

Council Office received Four (4) emails in Favor of Demolition

No one spoke in Opposition.

Public Hearing Closed.

Councilor Colucci stated that he received a police report indicating 25 police calls were made at this property.

Motion made by Councilor Colucci and seconded by Councilor Hogan to grant the Demolition.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Public Hearing relative to a burnt, dilapidated or dangerous building or other structure located at 5-7 Chancery Court.

The following spoke in Favor:

Resident of Chancery Court

The following spoke in Opposition:

Owner of Property.

Public Hearing Closed.

Motion made by Councilor Colucci and seconded by Councilor LaPierre to TABLE.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Public Hearing for a proposed Ordinance amending the City of Lynn Zone Ordinance and map (extending the Central Business District).

NO ACTION TAKEN / OPINION FROM SOLICITOR'S OFFICE.

PUBLIC HEARINGS TO BE SET DOWN:

-Petition of Comcast to install new underground conduits to provide service to the following locations:

16 Ocean Street.

193 Oxford Street.

210 Blossom Street Ext.

600-506 Lynnway.

Marine Blvd.

-Petition of National Grid for grant of locations at the following:

85 O'Callaghan Way and Osborne St

Bennett Street

Marion Street

Waterhill St and Marion St

Marion St at intersection of Marion/Waterhill/Federal St

-Petition of Verizon to place a new conduit on Oxford Street crossing Oxford Street to Private property.

-Petition of Extenet to construct upon, along, underground or across the public way(s) of the City of Lynn, wires, cables, conduits or fixtures for the distribution of telecommunications at the following locations:

- | | |
|-------------------------------|-------------------------------|
| 1. Alley Street | 8. Exchange Street |
| 2. Broad Street | 9. Nahant Street |
| 3. Green Street | 10. Newhall Street |
| 4. Lewis Street | 11. Washington St to Union St |
| 5. Autumn Street | 12. Pleasant Street |
| 6. Washington St to Munroe St | 13. Pinkham St & Union St |
| 7. Nahant Place | |

Motion made by Councilor Colucci and seconded by Councilor Net to set down for Public Hearings

Motion carried by the following yea and nay vote:

11 YES 0 NO

COMMITTEES REPORTS:

Report of the September 22, 2020 Committee on Licensing recommending the following to be accepted:

LICENSE REVIEWS:

DISCIPLINE (Suspension/Revocation of License - Continued Discussion)

10 Heath's Ct., Unit #4, Wally's Garage Mon.-Sat. 7am-6pm

REVIEW-NEIGHBORHOOD COMPLAINTS: 10 HEATH'S COURT

10 Heath's Ct., Unit 1	RC Auto Service, Mon.-Fri. 8am-6pm Sat. 8am-4pm
10 Heath's Ct. Unit 2	PikiPola Auto Parts,
10 Heath's Ct. Unit 3	Harbor Restoration & Waterproofing
10 Heath's Ct. Unit 4	Wally's Garage Mon.-Sat. 7am-6pm
10 Heath's Ct., Unit 5	Unique Motor & Sales, Mon.-Sat. 8:00am-6pm
10 Heath's Ct., Unit 6	Ultimate Performance Marine LLC, Mon.-Sat. 8am-6pm
10 Heath's Ct., Unit 7	Lights Out Shooting Gym
10 Heath's Ct., Unit 8	781 Autowerks, Mon.-Fri. 7am-6pm, Sat. 7am-4pm
10 Heath's Ct. Unit 9	Melvin Welding
10 Heath's Ct. Unit 10	Connect Group
10 Heath's Ct. Unit 11 & 12	Northeast Oil Delivery Inc., 24/7
10 Heath's Ct. Unit 13 & 14	Raffaele Construction

EXTENDED HOUR LICENSE RENEWAL – SET DOWN FOR PUBLIC HEARING:

60	Boston St	McDonalds	Drive Thru 24 Hours (with stips)
65	Boston St	CVS Pharmacy	24 Hours (with stips)
80	Boston St	Dunkin Donuts	24 Hours (with stips)
108	Boston St	Burger King	Sun-Wed 6am-1am/Thurs-Sat 6am-2am (with stips)
116	Boston St	Wendy's	Drive Thru till 4am (with stips)
122	Boston St	Boston Shell	Gas Station & Kiosk till 12am (with stips)
124	Boston St	Taco Bell	7am-1am (with stipulations)
124	Broad St	George's Roast Beef	Mon-Sat 10:30am-2am/Sun 12pm-2am
512	Chestnut St	Lynn Mobile	5am-2am (7 Days a week)
668	Chestnut St	Cumberland Farms	24 Hours (7 Days a week)
120-122	Liberty St	Speedway	24/7 Days a week
3	Lynnfield St	7-11	24/7 Days a week (with stips)
364	Lynnway	Dunkin Donuts	24/7 Days a week
377	Lynnway	Wendy's	9am-2am (Fast food drive thru service)
391	Lynnway	Suds Up Laundromat	24/7 Days a week
525	Lynnway	Gulf	24/7 Days a week
535	Lynnway	Lynnway Shell	24 /7 Days a week
567	Lynnway	McDonald's	5am-12am Dining Rm/ Drive Thru 24/7
16	Market Sq	Guatemala Restaurant	5am-2am (7 Days a week)
17	Market Sq	People's Choice	6am-1:30am (7 Days a week)
50	Western Ave	7-11	24/7 Days a week
707	Western Ave	Domino's Pizza	10am-3am (7 Days a week)
969	Western Ave	AL Prime Energy	24/7 Days a week
341	Union St	Domino's Pizza	10am-3am (7 Days a week)

AUTO REPAIR/FLAMMABLE LICENSE– RENEWAL

84 Bennett St., Joselo Auto Repair

MOBILE FOOD VEHICLE RENEWAL

702 Lynnway Tex Mex Express, 23 Lynnfield Street

SIGN LICENSE-RENEWAL

623 Boston St., D'Class Beauty Salon

61 Essex St., Bibi's Beauty Salon

598 Essex St., Cannon's Place

148 Fayette St., Mike's Auto Repair & Auto Body

61 Franklin St., D'Caribe Restaurant

2-4 Lafayette Park, San Francisco Market

163 Lewis St., Shoreline Grill

517 Lynnway, EROS

191 Oxford St., The Blue Ox Restaurant

381A Summer St., JED Wireless

408 Summer St., Rancho Grande

19 Sutton St., Nike's Africa Food Market
116 Union St., Enviso De Valores/La Nacional
856-858 Western Ave., Bruno's Bar
OTHER BUSINESS:

Report of the September 22, 2020 Committee on Public Safety and Public Health recommending the following to be accepted:

Constable Re-Appointments:

Pasquale DeFeo Jr., 84 Trevalley Road Revere, MA - **Granted**
and Aldo F. Bido, 21 Herschel St. Lynn, MA – **Granted**
REPORT ACCEPTED.

Report of the September 22, 2020 Committee on Public Property and Parks recommending the following to be accepted:

Request from DPW Commissioner to dispose of surplus equipment and vehicles.
(see list attached) - **Granted**

Ordered to re-confirm vote to allow the Lynn Community Health Center to place a table outside their doors on Monday, August 31, 2020 from 7:30 a.m. to 6:00 p.m. with "Overdose Awareness" material. – **Granted**
REPORT ACCEPTED.

Report of the September 22, 2020 Committee on Utility recommending the following to be accepted:

Discussion re: Hanging Wires throughout the city, street and sidewalk repairs by the Utility Companies
REPORT ACCEPTED.

Report of the September 22, 2020 Committee on Ways and Means recommending the following to be accepted:

Certify as an "Available Fund" the amount of FOUR MILLION NINE HUNDRED TWENTY NINE THOUSAND SIXTY TWO DOLLARS AND ZERO CENTS (4,929,062.00) as allotted to the City of Lynn School Department by the Department of Elementary and Secondary Education (DESE) for the FY21 Elementary Secondary School Emergency Relief Fund Grant.
Grant Period 08/13/20-06/30/21

**Motion made by Councilor Net and seconded by Councilor Chakoutis to grant.
Motion carried by the following ye and nay:
11 YES 0 NO**

Certify as an "Available Fund" the amount of TWO HUNDRED NINETY NINE THOUSAND ONE HUNDRED SEVENTY EIGHT DOLLARS AND ZERO CENTS (\$299,178.00) as allotted to the City of Lynn Fire Department by the Executive Office of Public Safety & Security (EPS) State 911 Department Support and Incentive Grant. Grant Period is 9/01/20 to 6/30/21

**Motion made by Councilor Net and seconded by Councilor Chakoutis to grant.
Motion carried by the following ye and nay:
11 YES 0 NO**

Certify as an "Available Fund" the amount of ONE HUNDRED TWENTY SEVEN THOUSAND FIVE HUNDRED FORTY EIGHT DOLLARS AND ZERO CENTS (\$127,548.00) as allotted to the City of Lynn Police Department by ROCA for partnership and development of programs. Grant Period is 9/01/20 to 6/30/21

**Motion made by Councilor Net and seconded by Councilor Chakoutis to grant.
Motion carried by the following ye and nay:
11 YES 0 NO**

Certify as an "Available Fund" the amount of ONE HUNDRED TWENTY FIVE THOUSAND DOLLARS AND ZERO CENTS (125,000.00) as allotted to the City of Lynn by the Massachusetts Department of Transportation (DOT) for the Mass DOT Shared Streets and Spaces Program, Contract # 50866, Lynn Outdoor Dining Program.

Grant Dates 8/28/20-12/31/20

**Motion made by Councilor Net and seconded by Councilor Chakoutis to grant.
Motion carried by the following ye and nay:
11 YES 0 NO**

Certify as an "Available Fund" the amount of FIFTY FIVE THOUSAND DOLLARS AND ZERO CENTS (55,000.00) as allotted to the City of Lynn School Department by the Department of Elementary and Secondary Education (DESE) for the FY21 McKinney-Vento Homeless Education Grant. Grant Period 09/02/20-06/30/21
*Emergency Preamble in order for the School Department to start spending these funds.

Grant Period is 9/01/20 to 6/30/21

**Motion made by Councilor Net and seconded by Councilor Chakoutis to grant.
Motion carried by the following ye and nay:
11 YES 0 NO**

Certify as an "Available Fund" the amount of TWENTY THREE THOUSAND FIVE HUNDRED FORTY SEVEN DOLLARS AND ZERO CENTS (\$23,547.00) as allotted to the City of Lynn Fire Department by the Executive Office of Public Safety & Security (EPS) State 911 Department Emergency Medical Dispatch Grant Program.

Grant Period is 9/01/20 to 6/30/21

Motion made by Councilor Net and seconded by Councilor Chakoutis to grant.

Motion carried by the following yea and nay:

11 YES 0 NO

NEW BUSINESS:

ORDERED that pursuant to Massachusetts General Laws Chapter 44, Section 53A, the City of Lynn hereby accepts a gift from Sacrificial Lover Productions, LLC in the amount of \$10,000.00 in appreciation for being allowed by the City of Lynn and its Park Commission to film within the Lynn Woods Reservation from approximately September 21, 2020 through October 8, 2020. Said funds shall be deposited into the City of Lynn General Fund.

Motion made by Councilor Net and seconded by Councilor Chakoutis to grant.

Motion carried by the following yea and nay:

11 YES 0 NO

Motion made by Councilor Colucci and seconded by Councilor Starbard 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:

Janet S. Rowe

CITY CLERK