CITY OF LYNN

Regular City Council Meeting, June 21, 2011
Council President Timothy Phelan Presiding

Eleven Councillors Present
Moment of Silence.
Pledge of Allegiance. (Rodrigo Enrique Aguilar Barrios from the Connery Elementary School Led the Audience in the Pledge of Allegiance).

Motion made by Councillor Capano and seconded by Council President Phelan to suspend the rules and present Citations to the students at the Connery Elementary School.
Motion carried.

Motion made by Councillor Colucci and seconded by Councillor Crowley to accept the Meeting Minutes of May 10, 2011, May 24, 2011 and June 7, 2011.
Motion carried.

COMMUNICATIONS:

Communication from Her Honor the Mayor:
Dear Councilors:
I am hereby reappointing the following member to the Economic Development Industrial Board: Dominic Ferarri, 30 Michael Road, Lynn, MA. His appointment will expire June 30, 2014. Sincerely, Judith Flanagan Kennedy, Mayor

Motion made by Councillor Colucci and seconded by Councillor Ford to reappoint Dominic Ferarri as a member to the Economic Development Industrial Board, effective immediately and will expire on June 30, 2014.
Motion carried by the following yea and nay vote:
11 YES 0 NO

PUBLIC HEARINGS:

FY12 Budget Hearing.
The following appeared in Favor:
Mayor Judith Flanagan Kennedy
The following appeared in Opposition
Public Hearing Closed.
Motion made by Councillor Cahill and seconded by Councillor Colucci to reduce the Comptroller Payroll, Line 1000 Munis Migration Liaison to $45,000.00. Motion FAILED by the following yea and nay vote:
4 YES  7 NO  (Councillors Capano, Crowley, Cyr, Duffy, Ford, Phelan and Trahant voting NO).

Motion made by Councillor Colucci and seconded by Councillor Crowley to approve the FY’12 Budget. Motion carried by the following yea and nay vote: 11 YES  0 NO

Petition of Omar Fernandez for H & T Tax Multiservice for permission for a LED overhang sign at 140 Union Street.
No one appeared in Favor.
No one appeared in Opposition.
Public Hearing Closed.

Motion made by Councillor Colucci and seconded by Councillor Ford to Grant the prayer of the Petitioner. Motion carried by the following yea and nay vote: 11 YES  0 NO

Petition of Eugene J. Dean of Fiesta Shows, Salisbury MA to operate a Carnival at Keaney Park located at Lynn English High School from June 22 through June 25, 2011 with set up beginning on June 19, 2011.
No one appeared in Favor.
No one appeared in Opposition.
Public Hearing Closed.

Motion made by Councillor Trahant and seconded by Councillor Colucci to Grant the prayer of the Petitioner. Motion carried by the following yea and nay vote: 11 YES  0 NO

Petition of Rory’s Corporation, Paul Foglia, for permission to operate a Hot Dog/Sausage Cart on Lynn Commons, Thurs.-Sun, 10:00 a.m. – 9:00 p.m. (Law Department advised the Council that the City Council had no jurisdiction over this request and that the petition should be advised to go before the Park Commission). No Public Hearing Held.

PUBLIC HEARINGS TO BE SET DOWN:
- Petition of Happy Pups Playhouse, Katherine Reyes, for permission for a Pet Sitting/Doggy Daycare business at 37 Parrott Street. (Trahant)
- Petition of Casa Fiesta and Bridal Shop, Inc., Angela Cabrera, for permission for a retail store in a the Light Industrial District, Section 4.4.1 of the Zone Ordinance at 461 Broad Street. (Capano)
-Petition of Greek-American Croatian Social Club, for permission for a Non-Profit social, fraternal civic organization, Sec. 5.3.8 of the Zone Ordinance and MGL c. 138, Sec. 12 with the sale of alcoholic beverages to members and guests at 39-41 Buffum Street, Second Floor. (Colucci)

-Petition of Holy Family Church “Festa Italiana”, Rev. Gregory J. Mercurio, for permission for a Festival-Carnival, July 28-29-30, 2011 at 26 Bessom Street. (Cyr)

-Petition of Papa’s Italian Foods, Nichole DiModica, for permission for Cookie manufacturing on premises for retail sale only at 20 Cooper Street. (Capano)

Petition of El Rincon Latino, Celso N. Acosta, for permission for a Food Truck at 29 Bennett Street. (Capano)

-Petition of NRT Bus, Inc., John J. McCarthy, President for permission to park up to 21 school buses with provision for 15 automobile spaces, with flammable license at 896-898 Western Avenue. (Capano)

-Petition of Subway, Domino’s Pizza, Youssef E. Abourjaili, for permission for Subway sandwich shop, eat-in and take out and Domino’s Pizza Restaurant, eat-in and take-out at 707 Western Avenue. (Capano)

-Petition of National Grid, Mike Parent, for permission to install beginning at handhold 4-30 in front of 580 Essex Street and continuing approximately 10 feet in a SW direction, installing 10’ of 2-2” PVC conduit for new street light. (Crighton)

Motion made by Councillor Crowley and seconded by Councillor Colucci to set down for Public Hearings.

Motion carried by the following yea and nay vote:
11 YES  0 NO

-Petition of NextG Networks Inc., for permission to install and maintain fiber and conduit with all associated connections, wires and cables and also to attach equipment to existing utility and/or streetlight poles in or on the public way for purposes of operating its telecommunication network.

Motion made by Councillor Capano and seconded by Councillor Colucci to TABLE. Motion carried.

UNFINISHED BUSINESS:

FROM THE COUNCIL MEETING OF MAY 24, 2011 TO BE ADOPTED PERMANENTLY:
Pursuant to MGL, Chapter 139, Section 1, Ordered that the building located at 226 Western Avenue is hereby adjudged to be a nuisance to the neighborhood or dangerous building and be it further ordered to demolish the building as it is in the best interest, health, safety and welfare of the people of Lynn.

Motion made by Councillor Trahant and seconded by Councillor Cyr to grant. Motion carried by the following yea and nay vote:
11 YES  0 NO
Ways and Means Committee Report of May 24, 2011:
Ordered that Her Honor the Mayor be hereby authorized to execute a Memorandum of Understanding with the University of Massachusetts Extension Nutrition Education Program to provide nutrition education to children, youth and families participating in the Supplement Nutrition Assistance Program.
Motion made by Councillor Ford and seconded by Councillor Cyr to grant.
Motion carried by the following ye a and nay vote:
11 YES  0 NO

Ordered that the City of Lynn hereby establishes a Youth Advisory Board comprised of four high school students who will assist to improve teen outreach and programs sponsored by the Lynn Parks and Recreation Department. Members of the Youth Advisory Board will be appointed by the Director of the Parks and Recreation and shall work in conjunction with North Shore Community College Public Policy Institute.
Motion made by Councillor Ford and seconded by Councillor Cyr to grant.
Motion carried by the following ye a and nay vote:
11 YES  0 NO

Veteran’s Youth and Elderly Committee Report of June 14, 2011:
Ordered that the Lynn City Council accept the provisions of MGL, Chapter 59, Section 5, Paragraph 5 (22E), amended by Section 110 of Chapter 110 the Acts of 1993, allowing the assessors to grant statutory exemptions to disabled veterans who have resided in Massachusetts at least one year.
Motion made by Councillor Capano and seconded by Councillor Crowley to grant.
Motion carried by the following ye a and nay vote:
11 YES  0 NO

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 60A, Section 1, Paragraphs 8 and 9, amended by Section 16 of Chapter 182 of the Acts of 2008, allowing the assessors to exempt the motor vehicle excise tax of any active serviceman, reservist, or national guardsman for any calendar year where the individual is deployed overseas for at least 45 days.
Motion made by Councillor Capano and seconded by Councillor Crowley to Grant.
Motion carried by the following ye a and nay vote:
11 YES  0 NO
Ordered that the Lynn City Council accept the provisions of MGL, Chapter 60A, Section 9, added by Chapter 182, Section 17 of the Acts of 2008, allowing the deferment of payment, as well as the imposition of any penalties and interest, of any excise taxes incurred by a reservist or national guardsman while on active duty (or incurred by their dependents), until 180 days after the termination of their active duty status.

Motion made by Councillor Capano and seconded by Councillor Crowley to Grant. Motion carried by the following ye a and nay vote:
11 YES  0 NO

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 59, Section 5, Clause 56, added by Section 42 of Chapter 188 of the Acts of 2010, allowing the assessors to exempt up to 100% of the real property taxes of any reservist or national guardsman for any fiscal year during which the individual serves on Active duty in a foreign country, subject to eligibility guidelines and criteria to be established by the assessors.

Motion made by Councillor Capano and seconded by Councillor Crowley to Grant. Motion carried by the following ye a and nay vote:
11 YES  0 NO

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 59, Section 5, Clause 18A, Paragraph 3, amended by Section 39 of Chapter 188 of the Acts of 2010, allowing the rate of interest for hardship tax deferrals granted under the clause 18A to be reduced by the Council from the statutory 8% amount to any amount down to 0%.

Motion made by Councillor Capano and seconded by Councillor Crowley to Grant. Motion carried by the following ye a and nay vote:
11 YES  0 NO

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 59, Section 5L, added by section 12 of Chapter 260 of the Acts of 2006, allowing Massachusetts national guardsman and reservists deployed outside the state, or their dependents, up to 180 days after that service, to pay their property taxes without interest or penalties. At the end of the 180 days, interest is imposed on any remaining balance at the statutory rate unless the returning service member qualifies for the 6% rate under the federal statute.

Motion made by Councillor Capano and seconded by Councillor Crowley to Grant. Motion carried by the following ye a and nay vote:
11 YES  0 NO
COMMITTEE REPORTS:

Report of the June 21, 2011 Committee on Audit recommending the following to be accepted:
1. Discussion re: City of Lynn “2010” Audit Report
2. OTHER BUSINESS
REPORT ACCEPTED.

Report of the June 21, 2011 Committee on Ways and Means recommending the following to be accepted:

Recommends that the Lynn City Council be requested to set down a Public Hearing relative to a burnt, dilapidated or dangerous building or other structure located at 19 Clayton Street and, after hearing, may make record an order adjudging it to be a nuisance to the neighborhood or dangerous and prescribing to its disposition, alteration, or regulation all as authorized by Massachusetts General Laws, Chapter 139, Section 1.
Motion made by Councillor Lozzi and seconded by Councillor Trahant to Grant. Motion carried by the following yea and nay vote:
11 YES  0 NO

Resolution: Downtown Arts & Culture District (Crighton, Cahill, Phelan)
A resolution by the City of Lynn to create a state-authorized cultural district for at least (5) years to be named: The Downtown Arts & Culture District
WHEREAS, the City of Lynn through the Lynn EDIC wishes to establish a state-designated cultural district through the Massachusetts enabling legislation (MGL c. 10, § 58A).
WHEREAS, Downtown Lynn is a mixed-use area with a concentration of unique cultural assets and facilities.
WHEREAS, the Lynn City Council has held a public hearing and adopted a resolution proclaiming its interest in establishing a state-designated cultural district.
WHEREAS, the City of Lynn has established a broad and diverse District Partnership Advisory Committee of stakeholders committed to cultural, community, and economic development to provide oversight of the district.
WHEREAS, the Massachusetts Cultural Council will be petitioned in accordance with its guidelines and criteria to designate said cultural district.
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lynn that the city:
Article 1. Endorses the submission of this application and agrees to foster the development of a cultural district.
**Article 2.** Endorses the state-sponsored cultural district goals: attracting artists and cultural enterprises, encouraging business and job development, establishing tourist destinations, preserving and reusing historic buildings, enhancing property values and fostering local cultural development.

**Article 3.** Endorses the District Partnership goals of collective marketing, enhanced programming, organizational cooperation, resource development, and infrastructural support within the district.

**Article 4.** Will appoint a city official to represent the city within the district partnership of said cultural district.

**Article 5.** Encourages all who own property or businesses within said cultural district and citizens from throughout the city of Lynn to involve themselves and participate in the full development of the cultural district.

**Article 6.** Directs city agencies to identify programs and services that could support and enhance the development of the cultural district and ensure that those programs and services are accessible to the cultural district.

**Motion made by Councillor Crighton and seconded by Councillor Cahill to Grant.**

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

- **11 YES**
- **0 NO**

**REPORT ACCEPTED.**

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**Report of the June 21, 2011 Committee on Ordinance recommending the following to be accepted:**

An Ordinance Amending the Ordinance Establishing Regulations Relative to the Storage and Disposal and Maintenance of Residential and Commercial Refuse Containers and Property Within the City of Lynn

**Councillor Cyr 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 Ordinance Amending the Ordinance Establishing Regulations Relative to the Storage and Disposal and Maintenance of Residential and Commercial Refuse Containers and Property Within the City of Lynn

**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**

**REPORT ACCEPTED.**
Report of the June 21, 2011 Committee on Public Safety recommending the following to be accepted:

The following individuals were approved as Constables:
Pasquale DeFeo, 84 Trevalley Road, Revere - Granted
Joanne Pena, 2 Murdock Drive, Peabody – TABLED
REPORT ACCEPTED.

Report of the June 21, 2011 Committee on Minor Licenses recommending the following to be accepted:

TAXI OPERATORS (NEW)
Brady Chris, 78 Grant St. - DENIED
Fadul, Gmal, 257 Boston St.-60 day review - Granted
Faris, Adil, 12 Cedar St.Malden 60 day review - Tabled
Garcia-Ramos, Rodolfo, 21 Blossom St tabled 5/24/11- Granted
Garrido, Walguiry, 332 Chatham St. - Granted
Joseph, Jean, 863 Salem St. Malden 90 day review - Tabled
Kellum, Peter, 69 Rockland St.,Swampscott-60 day review- Granted
Rosario Arias, Steve, 128 Walnut St. #2- Granted
Sacco, Michael, 39 Cottage St.-90 day review - Tabled
Saint Jour, Jean Bernard, 12 Quincy Terr- Granted

LIVERY OPERATORS (NEW)
Chisholm, Lamont, 21 Whiting St. #8- Granted
Fuentes, Janis C. 56 Veterans Memorial Dr.Peabody  tabled 5/24./11 - DENIED

LIVERY SERVICE BUSINESS (NEW)
Northern Destinations LLC 204 Blossom St. Ext. Maria Benscome Owner-30 day review - Tabled

EXTENDED HOUR RENEWALS - SET DOWN P.H. FOR JULY1 2, 2011
108 Boston St. Burger King,-Sun-Wed 6 AM-12AM, Thurs-Sat-6 AM-2AM
116 Boston St.-Wendy’s-Dining Room-Sun-Sat.10 AM-10 PM, Drive Thru-Sun-Sat-10 AM-4AM- Granted
122 Boston St.-Lynn Shell-24 hours- Granted
124 Broad St.-George’s Roast Beef-Mon-Sat. 10:30 AM-2AM, Sunday-12 PM-2 AM- Granted
264 Essex St.-7-11, 24 hours- Granted
120-122 Liberty St.-Hess Corp-24 hours- Granted
3 Lynnfield St.-7-11, 24 hours- Granted
364 Lynnway-Dunkin Donuts-24 hours- Granted
377 Lynnway-Wendy’s- Dining Room-Sun-Sat 10 AM-10 PM Drive thru Sun-Thurs-10 AM-1 AM Fri-Sat 10 AM- 2 AM- Granted
535 Lynnway-Lynnway Shell 24 hours- Granted
16 Market Sq.-Lynn House of Roast Beef, 10:30 AM-2 AM 7 days- Granted
66 Market Sq.-Domino’s-Sun-Thurs-11 AM-1 AM Fri-Sat 11AM-2 AM- Granted
144 Market St.-Dragon Inn-11 AM-2 AM 7 days- Granted
50 Western Ave.-7-11, 24 hours- Granted
969 Western Ave.-A L Prime Energy-24 hours- Granted

RENEWAL SIGN
96 Adams St. Highland Variety- Granted
175 Alley St., Atlantic Coast Seafood- Granted
60 Bennett St., Bennett Street Tire & Glass- Granted
152 Boston St., Advance Auto Parts- Granted
620 Boston St., D'Class Beauty Salon- Granted
9 Broad St., Millie’s Hair Styling- Granted
314 Broadway, Wyoma Square True Value- Granted
328A Broadway, Lazy Dog- Granted
338 Broadway, Rolly’s Tavern- Granted
101 Central Ave., Century Tire Co. Inc. - Granted
158 Chestnut St., Santo Domingo Grocery Store- Granted
170 Chestnut St., Daniel McIntire- Granted
451 Chestnut St., EZ Shop- Granted
1 City Hall Sq., Punta Cana Travel & Multi Services- Granted
99 Commercial St., D & M Variety- Granted
105 Commercial St., Commercial Market- Granted
16 Cottage St., Lolly’s Bakery- Granted
141 Eastern Ave., Monte’s Inc. - Granted
423 Eastern Ave., Norm’s Variety- Granted
495 Eastern Ave., Nails By Tina- Granted
496-500 Eastern Ave., D’Amici’s Bakery - Granted
50 Essex St., Beijing Chinese Food- Granted
59-59B Essex St., Osborne Pharmacy- Granted
61A Essex St., Pizza Lovers Pizza- Granted
121 Essex St., Welch Florist- Granted
135 Essex St., Neves Karate- Granted
163 Essex St., Swampscoot Refrigeration- Granted
188 Essex St., Charlie’s Seafood- Granted
197 Essex St., Merengue Market- Granted
395 Essex St., Centro Liquors- Granted
403 Essex St., Lynn New Market- Granted
65 Exchange St. Junction Deli- Granted
143 Franklin St., New England Laundry - Granted
160 Franklin St., Hogans II- Granted
162 Franklin St., Chapin Express- Granted
60 Granite St., Bayridge Hospital- Granted
2A Lafayette Park, San Francisco Market- Granted
76 Lewis St., Arnold Bakery Outlet- Granted
159 Lewis St., J.D. Sports Bar- Granted
161 Lewis St., Harriets Styling Booth- Granted
171 Lewis St., C.T. Liquors- Granted
207 Lewis St., Beachside Roastbeef- Granted
64 Lynnfield St., Nicky’s Pizza- Granted
315 Lynnway, Lynn Motor Sales- Granted
17 Market Square, People’s Choice- Granted
23 Market Square, Del Pueblo Market- Granted
16 Market Street, Taqueria Mexico Lindo- Granted
70 Market Street, Tatiana’s Restaurant- Granted
144 Market Street, Dragon Island- Granted
9 Minot St., West Auto Sport & Tire- Granted
125 Oxford St., Something Irresistable- Granted
358 Summer St., Commercial Auto Sales- Granted
595 Summer St., 595 Café- Granted
727 Summer St., Stop and Go Grocery Store- Granted
19 Sutton Street, Tati’s Beauty Salon- Granted
1 Union St., Kennedy Fried Chicken- Granted
1a Union St., Santa Beauty Salon- Granted
49 Union St., Cali Sandwich- Granted
126 Union St., Apollo Hotel- Granted
235 Union St., Caruso’s Pizzeria- Granted
90 Walnut St., Cher Magic- Granted
56 Washington St., Sunshine Market- Granted
57 Washington St., Angelina’s Sub Shop- Granted
207 Washington St., V & N Market- Granted
340 Washington St., Express Check Out- Granted
350 Washington St., Ricon Macorisano Rest. - Granted
490 Washington St., Leland Hussey Contractor- Granted
510 Washington St., Russo Plumbing- Granted
57 Western Ave., Salon 495- Granted
101 Western Ave., Greg Rogers- Granted
263 Western Ave., Lifetime Aluminum Production- Granted
518 Western Ave. Hines Liquors- Granted
665 Western Ave., BBQ- Granted
674 Western Ave., House of Andrea- Granted
728 Western Ave., S.E.A. Crops- Granted
742 Western Ave., Celley’s Pub- Granted
858 Western Ave., Players Sports Bar- Granted
877 Western Ave., Mittheap Rest. - Granted
885 Western Ave., Bass Insurance Agency- Granted
889 Western Ave., Super 7 Subs- Granted
896-898 Western Ave., Dea’s Diner- Granted
COIN OPERATED DEVICE VENDORS – RENEWAL
AP Vending & Amusement Co., Inc. – 244 Newburyport Turnpike, Rowley, MA- Granted
American Amusements – 42 Cherry St., Danvers, MA- Granted
John Fiore, Inc. – 49 Union St., Everett, MA- Granted
Roadway Amusements – 1500 Shawsheen St., Tewksbury, MA- Granted

COIN OPERATED DEVICES – RENEWAL
163 Blossom St. – Brickyard – 1 Class II, 1 Class III (owes taxes) - Granted
126 Boston St. – Big Lots – 2 Class III- Granted
138 Blossom St. – Imperial Buffet – 2 Class II- Granted
829 Boston St. – O’Briens – 3 Class III 9 (owes taxes) - Granted
170 Broad St. – Champion Bar & Grill – 2 Class II- Granted
265 Broadway – Four Winds – 1 Class III- Granted
338 Broadway – Rolly’s – 2 Class III- Granted
47 Central St. – 47 Central – 2 Class III- Granted
421 Essex St. – Essex Laundry – 3 Class III- Granted
119 Fayette St. – Spin City – 1 Class III - Granted
155 Lewis St. – J.D.’s – 1 Class III- Granted
68 Lynnway – Volunteer Yacht Club – 1 Class III- Granted
800 Lynnway – Lynnway Mart – 6 Class III- Granted
16 Market Sq. – Lynn House of Roast Beef – 2 Class III- Granted
17 Market Sq. – People’s Choice – 2 Class III- Granted
37 Market St. – Brandy Barrell – 1 Class III- Granted
70 Market St. – Tatiana’s Restaurant & Lounge – 1 Class II- Granted
157 North Common St. – American Legion Post 61 Class III- Granted
595 Summer St. – 595 Café – 1 Class II- Granted
612 Summer St. – White Eagle – 1 Class III (owes taxes) - Granted
130 Union St. – Brava Night Club – 2 Class II- Granted
170 Union St. – Charlie Chan’s – 2 Class III- Granted
235 Union St. – Caruso Pizza Inc. – 1 Class III- Granted
714 Washington St. – Sand Bar – 1 Class III- Granted
776 Washington St. – Fran’s Place – 2 Class II, 2 Class III- Granted
535 Western Ave. – Franco Amvets – 2 Class II- Granted
742 Western Ave. – Celley’s Pub & Grub – 2 Class II, 1 Class III- Granted
858 Western Ave. – Player’s – 2 Class III- Granted

AUTO REPAIR/FLAMMABLE - NEW
471A Western Ave. – Luxury Auto Services

FLAMMABLE – RENEWAL
152 Boston St. – Advanced Auto Parts - Granted
41 Carolyn Rd. – Petruccelli Construction Co., Inc.
(Tabled from 5/24/11 meeting, landlord owes $ 31,183.30 in taxes for FY 2010 & 2011) – Remove from Table. – 30-Day Temporary
21 City Hall Sq. – Verizon New England- Granted
241 Commercial St. – Trans River Marketing Co, L.P. - Granted
AUTO BODY/AUTO REPAIR/FLAMMABLE RENEWAL
250 Commercial St. – City of Lynn Dept. of Public Works- Granted
9 Minot St. – Western Ave. Autobody of Lynn, Inc. - Granted
882 Western Ave. – Western Ave. Autobody of Lynn, Inc. - Granted
1127 Western Ave. – Bridge Auto Body & Car Rental- Granted
1071 Western Ave. – Protech Auto Body & Performance- Granted

AUTO REPAIR/FLAMMABLE RENEWAL
106 Chestnut St. – Duran Auto Repair (owes taxes see attached payment schedule letter from F. Cronin) – Tabled for 30 Days Until Payment Clears
159 Commercial St. – Advance Auto Repair- Granted
12 Ellis St. – Enrique Auto Repair- Granted
205 Market St. – Goodyear Tire & Rubber Co. - Granted
41 Stewart St. – NRT Bus (dba) North Reading Transportation- Granted
800 Western Ave. – Valvoline Instant Oil Change- Granted
1071 Western Ave. – Angel Auto Repair- Granted
1071R Western Ave. – Ana Auto Repair ($12,189.20 in property taxes owed by landlord) – Take Out

CLASS II AUTO DEALER/AUTO REPAIR/AUTO BODY
8 Burrus Sq. – Meadow Park Auto Sales - OK for 30 Days
(30 day review re: cleaning up the lot; see attached photos taken by ISD)
106 Chestnut St. – Kevin Auto Sales & Repair (shut down in Feb. 2011 for overdue taxes see attached payment schedule agreement with Tax Collector 6/14/2011) - Granted

CANNING:
Connery Baseball Team (Adults Only) – June 30, July 1, 2, 2011- Granted
Classical Football Team (Adults Only) – June 20, 21, 22, 2011 & August 8, 9, 10, 2011- Granted
English Football Cheerleaders (Adults Only) – June 27, 29, 2011- Granted

OTHER BUSINESS:
REPORT ACCEPTED.

Report of the June 21, 2011 Committee on Public Property recommending the following to be accepted:

Ordered that former owner of the property located at 321 Essex Street, Tina Siphan, be allowed to redeem said property and that all fines, fees and taxes be paid within 30 days or said property is not redeemed.

Councillor Colucci 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 former owner of the property located at 321 Essex Street, Tina Siphan, be allowed to redeem said property and that all fines, fees and taxes be paid within 30 days or said property is not redeemed.
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
REPORT ACCEPTED.

Report of the June 21, 2011 Committee on Finance recommending the following to be accepted:

Ordered that the City Comptroller be and is hereby authorized to make the following Appropriation Transfers:
From the Account of the City Council Expense:
To the Account of Adm. Aide to Council Payroll: $880.00
Councillor Colucci 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 from the Account of the City Council Expense to the Account Council Payroll in the amount of $880.00.
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

From the Account of ISD Expense:
To the Account of ISD prior years bills: $5,083.00
Councillor Colucci 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 from the Account of ISD Expense to the Account of ISD Prior Years Bills in the amount of $5,083.00.
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
From the Account of Treasurer’s Expense:
To the Account of Treasurer’s Payroll O/T:       $1,600.00
Councillor Colucci 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 from the Account of Treasurer’s Expense to the Account of Treasurer’s Payroll (O/T) in the amount of $1,600.00.
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

From the Account of Reserve Fund:
To the Account of Various Departments Payroll:    $143,100.00
Councillor Colucci 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 from the Account of Reserve Fund to the Account of Various Departments Payroll in the amount of $143,100.00.
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

Account of Reserve Fund:
To the Account of Comptroller’s Payroll:         $14,100.00
Councillor Colucci 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 from the Account of Reserve Fund to the Account of Comptroller’s Payroll in the amount of $14,100.00.
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:
Emergency Order was then adopted by the following yea and nay vote:
11 YES  0 NO

From the Account of Care of Dogs Payroll:
To the Account of Abandoned Vehicle Payroll: $500.00
Councillor Colucci 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 from the Account of
Care of Dogs Payroll to the Account of Abandoned Vehicle Payroll in the
amount of $500.00.
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

From the Account of ISD Expense:
To the Account of Street Lighting Expense: $20,000.00
Councillor Colucci 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 from the Account of
ISD Expense to the Account of Street Lighting Expense in the amount of
$20,000.00.
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

Ordered that the City Comptroller is hereby authorized to appropriate as an “Available
Fund” the amount of One Hundred Twenty Nine Thousand Six Hundred Dollars
($129,600.00) as allotted to the City of Lynn Office of Economic & Community
Development by North Shore Workforce Investment Board for summer youth
employment.
Councillor Colucci 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 Comptroller is hereby authorized to appropriate as an “Available Fund” the amount of One Hundred Twenty Nine Thousand Six Hundred Dollars ($129,600.00) as allotted to the City of Lynn Office of Economic & Community Development by North Shore Workforce Investment Board for summer youth employment.

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

NEW BUSINESS:

Gardein Meatless Monday, Summer 2011 / Councillor Ford

WHEREAS, the American people find themselves in the midst of a health crisis marked by a dramatic increase in diabetes, obesity, and conditions related thereto; and
WHEREAS, the average American consumes half a pound of meat every day, almost 50 percent more than the USDA recommendation, and the American culture consumes more meat than any other culture in recorded human history; and
WHEREAS, reducing meat consumption has been shown in studies to reduce the risk of cancer, heart disease, diabetes, and obesity; and
WHEREAS, eating less meat, even just one day a week on Meatless Monday, a voluntary meatless day and American traditional originally founded by Presidents Wilson, Truman and Roosevelt, can be a tasty and easy way for families to live a healthier lifestyle; and
WHEREAS, Gardein Protein International will be in Massachusetts with its Gardein Party food truck campaign from July 7-13, 2011; and
WHEREAS, Gardein is a slow-cooked blend of grains and vegetables (soy, wheat, grain flour, peas, beets, and carrots) with as much protein as lean meat; and
WHEREAS, a serving of Gardein has the same amount of protein as beef, but with half the calories and none of the cholesterol or fat; and
WHEREAS, Gardein is inviting people join them in the Gardein Meatless Summer Challenge: going meatless one day a week this summer.

Resolved by the City Council of Lynn, That the Council hereby welcomes Garden Protein and the traveling Gardein Party food truck to the Boston area and declares Monday, July 11, to be a Meatless Monday for the city.

Motion made by Councillor Ford and seconded by Councillor Colucci to adopt resolution.

Motion carried by the following yea and nay vote: 11 YES 0 NO
Communication from Her Honor the Mayor:

Motion by Crowley that the demolition order dated December 14, 2010 adjudging 102-114 Alley Street to be a nuisance to the neighborhood or dangerous building and be it further ordered to demolish the building as it is in the best interest, health, safety and welfare of the people of Lynn be rescinded, 2nd and carried 10 yes, Capano abstained.

Motion made by Councillor Crowley and seconded by Councillor Capano to renew and/or reauthorize the revolving fund established under the Abandoned Property Ordinance.
Motion carried by the following yea and nay vote:
11 YES 0 NO

Motion made by Councillor Colucci and seconded by Councillor Capano to adjourn.

MEETING ADJOURNED.

MEETING RECONVENED IMMEDIATELY AFTER:
Motion made by Councillor Trahant and seconded by Councillor Colucci to remove from the table the Office of Economic and Community Development’s Block Grant.
After a lengthy discussion, motion made to table.
Motion carried.

Motion made by Councillor Trahant and seconded by Councillor Colucci to adjourn.

MEETING ADJOURNED.

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