

CITY OF LYNN

**City Council Meeting, April 10, 2018
Council President Darren P. Cyr**

Eleven Councilors Present

Moment of Silence: Council President Cyr asked that the meeting be dedicated in Memory of Paul Floyd. Council Vice-President Barton asked that the Family of Richard Glove be remembered.

Pledge of Allegiance.

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

Motion carried.

PUBLIC HEARINGS:

Petition of Fiesta Shows for a Carnival to be held at Keaney Park June 21-24 with set up from June 18-20, 2018.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

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

Motion carried by the following yea and nay vote:

11 YES 0 NO

Petition of Thomas McGovern, Lynnwood Development Inc., to construct a single family dwelling in a Business District at 52 Collins St.

The following appeared in Favor:

Attorney Sam Vitali, Lynn

No one appeared in Opposition.

Public Hearing Closed.

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

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Field voted PRESENT).

PUBLIC HEARINGS TO BE SET DOWN:

-Petition of Union Variety at 88 Union Street for a Sign Permit.

-Petition of Mark Jirtian, New England Parking and Storage Inc., for a parking and storage yard (Contractor's Yard/Storage Yard) at 1069R Western Ave.

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

Motion carried.

COMMITTEES:

Report of the April 10, 2018 Committee on Utilities recommending the following to be accepted:

PUBLIC HEARINGS:

Petition of National Grid to install approximately 40 feet of PVC conduit (encased in concrete) from Pole 28 Sagamore Street at Washington Street to the property of 776 Washington Street in Lynn. - **Granted**

Petition of National Grid to install one joint owned pole on Sagamore Street beginning at a point approximately 40 feet westerly of the centerline of the intersection of Washington Street and Washington Street and continuing approximately 40 feet in a westerly direction. - **Granted**

Petition of Comcast to place a 4ft'x 4ft' manhole over the existing Comcast conduit and excavating to place one 4 inch PVC conduit 41 feet +/- to service 377 Lynnway. - **Tabled**

Petition of Comcast to install a new underground conduit located at Nahant Street and Broad Street to provide service for business located at 106 Broad Street. - **Tabled**

OTHER BUSINESS

REPORT ACCEPTED.

Report of the April 10, 2018 Committee on Ways and Means recommending the following to be accepted:

Transfer the sum of FOUR THOUSAND SIX HUNDRED TWENTY TWO DOLLARS AND SEVENTY TWO CENTS (4,622.72)

From the Account of <u>11125-7800</u>	Council -Exp	2,172.72
From the Account of <u>11125-4216</u>	Council -Exp	2,000.00
From the Account of <u>11125-4204</u>	Council -Exp	450.00
To the Account of <u>11124-0900</u>	Council-PR OT	4,622.72

To fund unfunded line item.

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 FOUR THOUSAND SIX HUNDRED TWENTY TWO DOLLARS AND SEVENTY TWO CENTS (4,622.72)

From the Account of <u>11125-7800</u>	Council -Exp	2,172.72
From the Account of <u>11125-4216</u>	Council -Exp	2,000.00
From the Account of <u>11125-4204</u>	Council -Exp	450.00
To the Account of <u>11124-0900</u>	Council-PR OT	4,622.72

To fund unfunded line item.

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 HUNDRED FIFTY ONE DOLLARS AND TWENTY FOUR CENTS (151.24)

From the Account of <u>22405-3107</u>	LFD-PT Exp	151.24
To the Account of <u>98025-2240</u>	Unpd Bills of PY-LFD	151.24

To fund unexpected PT expense from prior year.

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 HUNDRED FIFTY ONE DOLLARS AND TWENTY FOUR CENTS (151.24)

From the Account of <u>22405-3107</u>	LFD-PT Exp	151.24
To the Account of <u>98025-2240</u>	Unpd Bills of PY-LFD	151.24

To fund unexpected PT expense from prior year.

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 ONE HUNDRED FIFTY THOUSAND DOLLARS AND ZERO CENTS (150,000.00) as allotted to the City of Lynn Police Department by the Executive Office of Public Safety and Security (EPS) for the FY18 Behavioral Health Grant Initiative.

Grant Period 04/02/18-06/30/18

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 Order to certify as an "Available Fund" the amount of ONE HUNDRED FIFTY THOUSAND DOLLARS AND ZERO CENTS (150,000.00) as allotted to the City of Lynn Police Department by the Executive Office of Public Safety and Security (EPS) for the FY18 Behavioral Health Grant Initiative.

Grant Period 04/02/18-06/30/18

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 SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (62,500.00) as allotted to the City of Lynn Police Department by North Shore Medical Center (NSMC) for the FY18 NSMC Factor 9 Grant. Grant Period 07/01/17-12/31/18

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 Order to certify as an "Available Fund" the amount of SIXTY TWO THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (62,500.00) as allotted to the City of Lynn Police Department by North Shore Medical Center (NSMC) for the FY18 NSMC Factor 9 Grant.

Grant Period 07/01/17-12/31/18

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 THREE HUNDRED NINETY FIVE THOUSAND SIX HUNDRED EIGHTY FIVE DOLLARS AND ZERO CENTS (398,685.00) as allotted to the City of Lynn School Department, specifically to LVTI by the Executive Office of Education (EOE) for the FY18 Capital Skills Grant for the new HVAC program at LVTI.

Grant Period 03/06/18-06/30/18

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 Order to certify as an "Available Fund" the amount of THREE HUNDRED NINETY FIVE THOUSAND SIX HUNDRED EIGHTY FIVE DOLLARS AND ZERO CENTS (398,685.00) as allotted to the City of Lynn School Department, specifically to LVTI by the Executive Office of Education (EOE) for the FY18 Capital Skills Grant for the new HVAC program at LVTI.

Grant Period 03/06/18-06/30/18

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 FIFTY SIX THOUSAND NINE HUNDRED NINETY DOLLARS AND ZERO CENTS (56,990.00) as allotted to the City of Lynn School Department by the Department of Elementary and Secondary Education (ESE) for the FY18 274 IDEA Discretionary Federal Special Education Program Improvement Grant.

Grant Period 02/28/18-08/31/18

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 Order to certify as an "Available Fund" the amount of FIFTY SIX THOUSAND NINE HUNDRED NINETY DOLLARS AND ZERO CENTS (56,990.00) as allotted to the City of Lynn School Department by the

Department of Elementary and Secondary Education (ESE) for the FY18 274 IDEA Discretionary Federal Special Education Program Improvement Grant.

Grant Period 02/28/18-08/31/18

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 April 10, 2018 Committee on Licensing recommending the following to be accepted:

TAXI OPERATORS (NEW):

Manon, Jose Arturo, 7 Essex Circle #3, Lynn - **Granted**

LIVERY OPERATORS (NEW):

Medina, Marcos, 31 Beach Road, Lynn (Tabled 3/27/18) – **Granted**

MOBILE FOOD TRUCK LICENSE – NEW (LOCATION: 3-11 Mt. Vernon Street)

35 Elm Street, Revere – DA Bomb Truck, LLC – **Granted**

166 Terrace Street, Unit 411, Boston, MA – Chik Chak Food Truck - **Granted**

CLASS II AUTO DEALERS – LEMON LAW VIOLATORS:

Lynn Auto Service and Sales, LLC dba Kyle Holmes Auto Sales, 443 Lynnway

Pride Chevrolet, 715 Lynnway

Far East Exports, Inc., dba North Shore Auto Mall

After a brief discussion, it was determined that all three companies were in compliance with the Lemon Law. Accepted for the Files.

REPRESENTATIVES FROM TAXICAB COMPANIES REGARDING COMPLAINTS – NOT USING METERS:

After a lengthy discussion, Chairman Walsh passed the gavel to Councilor Capano. Motion made by Councilor Walsh and seconded by Councilor Capano that all cabs use the meters at all times and that if the Council receives a complaint in the future, the Licensing Committee will revoke the cab driver's license.

Motion carried.

OTHER BUSINESS:

Report of the April 10, 2018 Committee on Public Property recommending the following to be accepted:

1. Discussion re: Request to redeem city-owned property at 440 Summer Street.

Motion made by Councilor Walsh and seconded by Councilor Field to table to the April 24, 2018 meeting.

Motion carried.

**2. OTHER BUSINESS.
REPORT ACCEPTED.**

NEW BUSINESS:

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

Motion made by Councilor Cyr and seconded by Councilor Capano to request the Utility Companies and ISD Director to attend the next scheduled City Council Meeting to discuss double poles and hanging wires throughout the city.

Motion carried.

Motion made by Councilor Colucci 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