CITY OF LYNN

Regular City Council Meeting, July 10, 2018
Council President Darren P. Cyr

Eleven Councillors Present
Moment of Silence. Councilor Field asked that the Family of Terri Maguire be remembered.
Pledge of Allegiance.

Motion made by Councilor Colucci and seconded by Councilor Capano to accept the Meeting Minutes of June 26, 2018 and June 28, 2018.
Motion carried.

COMMUNICATIONS
Dear Council President Cyr:
Enclosed please find for your review and approval, documents related to the Tax Increment Exemption Agreement, (TIE), which is being offered by the City to Oxford Residential Partners, LLC. Oxford Residential Partners, LLC is in the process of acquiring 34-38 Munroe St, Lynn, MA into 261 market rate residential units with 18,000 commercial square feet on the ground floor. The TIE agreement is for a seven year period 2020-2027 and will receive an approximate property tax savings of $2,534,228 and will produce $5,000,000 in new tax revenue. Mr. Caron, the City’s Chief Assessor has reviewed the agreement as well as me. I will be attending the City Council meeting on July 10, 2018 to answer/address any questions for issues the Council may have regarding these documents. Sincerely James M. Cowdell, Director of EDIC.

Motion made by Councilor Barton and seconded by Councilor Chakoutis to grant.
Motion carried by the following yea and nay:
7 YES  4 NO  (Councilors Capano, LaPierre, Net and Walsh voting NO).

Dear Council President Cyr:
In June 2016, the Lynn City Council approved the property at 50 Silsbee St for development as a mixed-use project consisting of 115 market rate residential apartments, approximately 21,502 gross square feet of first floor commercial / retail use with on-site parking for 40+ vehicles. Unfortunately, the process of completing
construction documentation, arranging construction/permanent financing, and undertaking the requisite pre-construction due diligence process, it has taken us longer than had been anticipated. The project remains unchanged from that which was originally presented to the City Council in June 2016, and we now anticipate commencing construction at the end of the first quarter of 2019 with occupancy anticipated for the summer of 2020.

Accordingly, so that we may proceed with the development of this project, we herewith respectfully request that the City Council renew its approval of this development as was previously granted in June 2016. Respectfully, Yuriy Blyakham, Manager 36 Gerald Road, Marblehead, MA

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

**Motion carried by the following yea and nay vote:**
7 YES 4 NO (Councilors Barton, Colucci, Cyr, and LaPierre voting NO).

Friendly amendments made by Lozzi and seconded by Councilor Colucci
To allow the Petitioner a “one year extension”, No other extensions will be granted, and if the Petitioner wants to sell the property, he must come before the Council.

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

**PUBLIC HEARINGS:**

Public Hearing: Amend Bond Order from December 18, 2015 re: Capital project

**ORDERED:** That the Loan Order of the Lynn City Council dated December 18, 2015 authorizing the City of Lynn to incur bonded indebtedness to pay costs of various capital projects within the City of Lynn, in the amount of $4,000,000.00 (the “Order”), is hereby amended to permit the application of such funds to pay costs of the following alternative capital expenditures:

<table>
<thead>
<tr>
<th>Playground</th>
<th>Description</th>
<th>Amount 1</th>
<th>Amount 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Flax Pond Playground</td>
<td>irrigation</td>
<td>$27,000</td>
<td>$27,000</td>
</tr>
<tr>
<td>Gowdy Park</td>
<td>drainage improvements/fence/guardrail</td>
<td>$108,000</td>
<td>$108,000</td>
</tr>
<tr>
<td>Lynn Woods Playground</td>
<td>play equipment &amp; court restoration</td>
<td>$25,000</td>
<td>$25,000</td>
</tr>
<tr>
<td>Sheridan Street Playground</td>
<td>play equipment</td>
<td>$20,000</td>
<td>$20,000</td>
</tr>
<tr>
<td>Keaney Park</td>
<td>court repair</td>
<td>$50,000</td>
<td>$50,000</td>
</tr>
<tr>
<td>Williams Ave Playground</td>
<td>play equipment replacement &amp; repair</td>
<td>$45,000</td>
<td>$45,000</td>
</tr>
<tr>
<td>Goldfish Pond Park</td>
<td>masonry and other repairs</td>
<td>$45,000</td>
<td>$45,000</td>
</tr>
<tr>
<td>Kiley Playground</td>
<td>electrical upgrades and restoration</td>
<td>$10,000</td>
<td>$25,000</td>
</tr>
<tr>
<td>Frey Park</td>
<td>field light replacement</td>
<td>$100,000</td>
<td>$116,000</td>
</tr>
<tr>
<td>Warren Street Playground</td>
<td>play equipment &amp; court repairs</td>
<td>$120,000</td>
<td>120,000</td>
</tr>
<tr>
<td>Project Name</td>
<td>Work Description</td>
<td>Old Amount</td>
<td>New Amount</td>
</tr>
<tr>
<td>--------------------------------------</td>
<td>-----------------------------------------------------</td>
<td>------------</td>
<td>------------</td>
</tr>
<tr>
<td>Bennett St. Playground</td>
<td>play equipment &amp; court repairs</td>
<td>N/A</td>
<td>$50,000</td>
</tr>
<tr>
<td>Marian St. Garden Court</td>
<td>resurfacing</td>
<td>N/A</td>
<td>$8,000</td>
</tr>
<tr>
<td>High Rock Reservation</td>
<td>renovations &amp; repair</td>
<td>$50,000</td>
<td>$50,000</td>
</tr>
<tr>
<td>Angel Island (Broad St.)</td>
<td>repair &amp; restoration (historical trough)</td>
<td>$50,000</td>
<td>$50,000</td>
</tr>
<tr>
<td>Seaport Marina</td>
<td>dock repair</td>
<td>$450,000</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Fraser Field</td>
<td>partial funds for canopy repairs</td>
<td>$700,000</td>
<td>$235,000</td>
</tr>
<tr>
<td>Lynnfield Street Fire Station</td>
<td>interior renovations &amp; parking lot repair</td>
<td>$50,000</td>
<td>$58,000</td>
</tr>
<tr>
<td>Fayette Street Fire Station</td>
<td>building renovation design</td>
<td>$40,000</td>
<td>$47,000</td>
</tr>
<tr>
<td>West Lynn Fire Station</td>
<td>design</td>
<td>$90,000</td>
<td>$105,000</td>
</tr>
<tr>
<td>Hollingsworth Street Fire Station</td>
<td>interior renovations &amp; building repairs</td>
<td>$50,000</td>
<td>$58,000</td>
</tr>
<tr>
<td>Western Ave Fire Station</td>
<td>interior renovations</td>
<td>$60,000</td>
<td>$70,000</td>
</tr>
<tr>
<td>Classical High School</td>
<td>boiler &amp; room</td>
<td>$500,000</td>
<td>$530,000</td>
</tr>
<tr>
<td>Brickett School</td>
<td>boiler</td>
<td>N/A</td>
<td>$328,000</td>
</tr>
<tr>
<td>City Hall</td>
<td>boiler</td>
<td>N/A</td>
<td>$350,000</td>
</tr>
<tr>
<td>City Hall</td>
<td>external masonry repairs &amp; power washing</td>
<td>$90,000</td>
<td>$105,000</td>
</tr>
<tr>
<td>DPW Fire Alarm</td>
<td>system replacement</td>
<td>$150,000</td>
<td>$175,000</td>
</tr>
<tr>
<td>DPW</td>
<td>storage repair</td>
<td>$200,000</td>
<td>$200,000</td>
</tr>
</tbody>
</table>

The amounts associated with each capital project are necessarily estimates, and the Mayor may allocate more funds to any one or more such items, and less to others, so long as, in the judgment of the Mayor, each of such capital expenditures items described above can be completed within the total appropriation made by this Order. Any premium received upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

No one appeared in Favor.
No one appeared in Opposition.
Public Hearing Closed.

**Motion made by Councilor Barton 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 National Grid to install one sole owned pole on Jenness St at the point approx. 15 ft east of the centerline of the intersection of Jenness St and continuing approx. 15 ft in an East direction. Pole will be located across from pole 66 Jenness St on town property on the east side of Jenness St.

-Petition of National Grid to install approx. 50 feet of conduit southeast from existing Pole #16 on Gas Wharf Rd to the National Grid Gas Regulator on Gas Wharf Road.

-Petition of National Grid to install at the intersection of Essex St and Joyce St approx. 55 feet of conduit southwest from existing Pole #14 on Essex St to National Grid Gas Regulator beside #17 Essex St.

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

COMMITTEES REPORTS:

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

Ordered that the City of Lynn accept the provision of M.G.L. Chapter 40, Section 5E with respect to an unemployment compensation benefits. This account shall be funded from Account 11755-1700 in the amount of 100,000.00

Councillor Starbard 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 that the City of Lynn accept the provision of M.G.L. Chapter 40, Section 5E with respect to an unemployment compensation benefits. This account shall be funded from Account 11755-1700 in the amount of 100,000.00

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 of Lynn shall accept the provisions of M.G.L. Chapter 41, Section 111F relative to public safety injuries on duty medical expenses. This Account will be funded by the following line items:

<table>
<thead>
<tr>
<th>Org</th>
<th>Object</th>
<th>Project</th>
<th>Description</th>
<th>Original Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>22105 3103</td>
<td>DOCTOR/DENTIST SERVICES</td>
<td></td>
<td>45,000.00</td>
<td></td>
</tr>
<tr>
<td>22105 3104</td>
<td>HOSPITAL &amp; CLINIC</td>
<td></td>
<td>45,000.00</td>
<td></td>
</tr>
<tr>
<td>22105 3107</td>
<td>PHYSICAL THERAPY SERVICES</td>
<td></td>
<td>3,000.00</td>
<td></td>
</tr>
<tr>
<td>22105 3116</td>
<td>REIMB MED CO-PAY</td>
<td></td>
<td>3,500.00</td>
<td></td>
</tr>
<tr>
<td>22105 3199</td>
<td>MISC MEDICAL PROF/TECH</td>
<td></td>
<td>13,000.00</td>
<td></td>
</tr>
<tr>
<td>Police</td>
<td></td>
<td></td>
<td>109,500.00</td>
<td></td>
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<tr>
<td>22405 3103</td>
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<td>20,000.00</td>
<td></td>
</tr>
<tr>
<td>22405 3104</td>
<td>HOSPITAL &amp; CLINIC</td>
<td></td>
<td>76,000.00</td>
<td></td>
</tr>
<tr>
<td>22405 3105</td>
<td>PHARMACY</td>
<td></td>
<td>500.00</td>
<td></td>
</tr>
<tr>
<td>22405 3107</td>
<td>PHYSICAL THERAPY SERVICES</td>
<td></td>
<td>25,000.00</td>
<td></td>
</tr>
<tr>
<td>22405 3115</td>
<td>REIMB MED/POLICE &amp; FIRE</td>
<td></td>
<td>1,000.00</td>
<td></td>
</tr>
<tr>
<td>22405 3116</td>
<td>REIMB RETIREE CO-PAY MEDICAL</td>
<td></td>
<td>7,000.00</td>
<td></td>
</tr>
<tr>
<td>Fire</td>
<td></td>
<td></td>
<td>129,500.00</td>
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</tr>
<tr>
<td>Total:</td>
<td></td>
<td></td>
<td>239,000.00</td>
<td></td>
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Councilor Starbard 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 that the City of Lynn shall accept the provisions of M.G.L. Chapter 41, Section 111F relative to public safety injuries on duty medical expenses. This Account will be funded by the following line items:

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<tr>
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</tr>
<tr>
<td>Total:</td>
<td></td>
<td></td>
<td>239,000.00</td>
<td></td>
</tr>
</tbody>
</table>
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 of Lynn hereby accepts the provisions of M.G.L. Chapter 40,
Section 13D relative to compensated absences and employee buybacks upon
termination of employment. This Account shall be funded by a transfer from Reserve
Account 98035-7800 in the amount of $150,000.00.

Councilor Starbard 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 of Lynn hereby
accepts the provisions of M.G.L. Chapter 40, Section 13D relative to
compensated absences and employee buybacks upon termination of
employment. This Account shall be funded by a transfer from Reserve Account
98035-7800 in the amount of $150,000.00.

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 His Honor the Mayor is hereby authorized to enter into a Memorandum
of Agreement with the Town of Swampscott to consolidate the Veterans Office with
the City of Lynn’s Veterans Office.

Councilor Starbard 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 His Honor the Mayor is
hereby authorized to enter into a Memorandum of Agreement with the Town of
Swampscott to consolidate the Veterans Office with the City of Lynn’s Veterans
Office.

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 SIX HUNDRED FIFTY EIGHT THOUSAND SIX HUNDRED THIRTY TWO DOLLARS AND TWENTY NINE CENTS (658,632.29)
From the Account of OR040-7800 Hood-ARP  658,632.29
To the Account of  TBD Hood-ADA Exp      658,632.29
To fund ADA project at Hood School.
Councilor Starbard 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 SIX HUNDRED FIFTY EIGHT THOUSAND SIX HUNDRED THIRTY TWO DOLLARS AND TWENTY NINE CENTS (658,632.29)
From the Account of OR040-7800 Hood-ARP  658,632.29
To the Account of  TBD Hood-ADA Exp      658,632.29
To fund ADA project at Hood School.
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 ONE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (100,000.00) as allotted to the City of Lynn Health Department by the Department of Public Health (DPH) to fund a grant initiative for the FY19 Substance Abuse Prevention Collaborative (SAPC). Grant Period is 07/01/18 to 6/30/19 Emergency Preamble in order for Health Department to start spending this funding.
Councilor Starbard 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 THOUSAND DOLLARS AND ZERO CENTS (100,000.00) as allotted to the City of Lynn Health Department by the Department of Public Health (DPH) to fund a grant initiative for the FY19 Substance Abuse Prevention Collaborative (SAPC). Grant Period is 07/01/18 to 6/30/19 Emergency Preamble in order for Health Department to start spending this funding.
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 July 10, 2018 Committee on Public Property and Parks recommending the following to be accepted:
1. Request from prior owner to redeem the city-owned property at 13 Raddin Grove Avenue. – Motion made by Councilor Field to allow the prior owner to redeem the city-owned property at 13 Rardin Grove Avenue with the stipulation that all taxes, fees, and fines are paid by July 31, 2018.

2. OTHER BUSINESS
REPORT ACCEPTED.

Report of the July 10, 2018 Committee on Licensing recommending the following to be accepted:
TAXI OPERATORS NEW:
DIAZ, SANTO-20 MOULTON ST, LYNN MA - Granted
GOMEZ, AUGUSTIN- 185 NORTH COMMON ST #18, LYNN MA- Granted
ROMAN, LUIS- 129 JACKSON ST #2, LYNN MA- Granted
LIVERY OPERATORS NEW:
LANDRY, TRACY- 33 HIGH ST # 310, LYNN (TEMPORARY LIC EXP 07/10/18) - Granted
EXTENDED HOUR RENEWALS - PUBLIC HEARING:
65 BOSTON ST  CVS PHARMACY  24/7 DAYS (30 DAY REVIEW) - Granted
668 CHESTNUT ST  CUMBERLAND FARMS  24/7 DAYS (Tabled 6/12, 06/28) - Granted
CLASS II AUTO DEALER/AUTO REPAIR/FLAM LICENSE (CHANGE OF ADDRESS)
204 Blossom St. Ext. – Jim McLaughlin’s Lynnway Truck Center, Inc.- Granted with stipulation no cards pared at 204 Blossom Street.
AUTO REPAIR/FLAMMABLE LICENSE – NEW
1071 Western Ave. – Ana & Rolando Auto Repair, Inc. (tabled 5/22/18) - Granted
1147 Western Ave. – TEKHT Corp. dba Stoneham Boat Center- Granted
FLAMMABLE LICENSE – NEW
453 Lynnway – Healey Bus Inc. - Granted
AUTO REPAIR/FLAMMABLE LICENSE – REVIEW
68 Bennett St. – Car Works Plus  (90 day review re: CORI) – Granted to next Meeting
AUTO BODY/AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL
35 Alley St. – Global Auto Body- Granted
AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL
407 Essex St. – Melo’s Tire and Auto Service- Granted
41 Stewart St. – NRT Bus, Inc. - Granted
FLAMMBLE LICENSE – RENEWAL
OTHER BUSINESS: 
REPORT ACCEPTED.

Report of the July 10, 2018 Committee of the Whole recommending the following to be accepted:

1. Presentation by Al Wilson re: Beyond Walls / Summertime Events

2. OTHER BUSINESS

REPORT ACCEPTED.

Motion made by Councilor Colucci and seconded by Councilor Field 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