

CITY OF LYNN

**City Council Meeting, July 14, 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 *****

ANY INDIVIDUAL INTERESTED IN SPEAKING FOR OR AGAINST OR REGARDING ANY PETITION SHOULD CALL (781) 586 – 6783 OR (781) 586-6773 AT THE DATE AND TIME OF THE PUBLIC HEARING. ALL INDIVIDUALS WILL BE PERMITTED TO SPEAK VIA A SPEAKER PHONE FUNCTION. IN SOME INSTANCES, THE CITY COUNCIL WILL CALL BACK AN INDIVIDUAL WISHING TO SPEAK TO ENSURE AN ORDERLY MEETING. INDIVIDUALS WISHING TO SPEAK MAY PROVIDE THEIR NAME AND PHONE NUMBER TO THE CITY COUNCIL AND WILL BE CALLED AT THE APPROPRIATE DATE AND TIME TO SPEAK. THIS INFORMATION SHOULD BE SUBMITTED TO THERESA YOUNG VIA EMAIL:

tyoung@lynnma.gov

OR TELEPHONE: (781) 586-6740. THE EMAIL OR TELEPHONIC MESSAGE REQUESTING TO SPEAK MUST BE RECEIVED AT LEAST ONE HOUR PRIOR TO THE SCHEDULED MEETING.

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10 Present (Councilor Field absent)

Moment of Silence

Pledge of Allegiance

Motion made by Councilor Colucci and seconded by Councilor Barton to accept the Meeting Minutes of May 19, 2020 and June 9, 2020.

Motion carried.

Council President Cyr stated that Councilor Field would not be at the meeting, as he recently had surgery and was recovering at home.

Motion made by Councilor Barton and seconded by Councilor Colucci to suspend the rules and move to the Public Hearing on the FY2021 Budget.

Motion carried.

PUBLIC HEARINGS:

FY2021 Budget in the amount of \$375,433,035,00

The following spoke on the "FY2021 Budget". **Public Hearing started at 5:40 p.m.**

Mayor Thomas M. McGee
 Sean Cronin, DOR
 Michael Bertino, CFO
 Darrell Murkison, 9 Manson Street
 Karen Martinez, Ward Two
 Jeff Crosby, 34 Thistle Street
 Goldean Graham, Ward Six
 Issac Simon Hodes, Ward Seven
 Rev. Andre Bennett, Zion Baptist Church
 Rev. Bernadette Hickman-Maynard, Testimony Complete
 Mary Joyner, Ward Six
 Yuardi McDonald, Ward Two
 Sarah Curless, 21 Sheldon Street
 Michele Richardson, 99 Ocean Street
 Victoria Weinstein, 50 Philips Avenue
 Evette (would not give address)
 Joanne Linden, 302 Linwood Street
 The following submitted testimony via email:
 Tiffany Magnolia, 16 Bowler Street, Lynn
 Frank Gallo, 37 Stiles Street, Lynn

Public Hearing closed at 6:39 p.m.

Motion made by Councilor Barton and seconded by Councilor Colucci to grant the Budget with the following two amendments submitted to the Council by Mayor McGee: Ordered to approve the FY2021 Budget of \$375,433,035.00 with the following amendments: Reduce the General Reserve Account 98035-7800 by \$146,500 and place those funds into the Senior Center Account 65325-3890 to increase the Senior Center budget to a total of \$171,500; and Reduce General Reserve Account 98035-7800 by \$25,000 and place those funds into 11115-7903 Account which resides within the Mayor's budget to be renamed the Equity and Inclusion Assessment Account.

**Motion carried by the following yea and nay vote:
10 YES 0 NO (Councilor Field absent)**

Petition of Lynnway Liquors at 702 Lynnway, for permission for a second food truck in the parking lot.

***Motion made by Councilor Hogan and seconded by Councilor Barton to continue Public Hearing to the August Meeting.
Motion carried.***

Petition of Falite Bros, Inc at R River Street, Parcel #002-306-037, for permission to operate an Auto Repair/Body shop facility.

The following called in to speak in Favor:

Attorney Jonathan Capano / Attorney James Smith

No one called in to speak in Opposition.

Motion made by Councilor Hogan and seconded by Councilor Barton to grant the Petition of the Petitioner with the following stipulations:

- 1. The access road to River Street to be used by facility only and that a Mechanical Gate to be installed at the River Street entrance.**
- 2. Greenery/trees to be added along the back side of Heath's Court and Heath's Court Condos.**

Motion carried by the following yea and nay vote:

9 YES 0 NO (Councilor Field absent; Councilor Walsh voting PRESENT).

COMMUNICATIONS:

Dear Councilors,

I am hereby re-appointing Ms. Mary Gatlin, 24 Log Cabin Road to serve on the Parks Commission. Her term is effective immediately and will expire on May 1, 2023.

Sincerely, Thomas M. McGee, Mayor

Motion made by Councilor Colucci and seconded by Councilor LaPierre to re-appoint Mary Gatlin to serve on the Parks Commission, effective immediately and will expire on May 1, 2023.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Field absent).

I am hereby appointing Mr. Kevin Gomes, 231 Essex Street to serve on the Parks Commission. His term is effective immediately and will expire on May 1, 2025.

Sincerely, Thomas M. McGee, Mayor

Motion made by Councilor Colucci and seconded by Councilor LaPierre to appoint Kevin Gomes to serve on the Parks Commission, effective immediately and will expire on May 1, 2025.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Field absent).

I am hereby appointing Ms. Barbara Mann, 130 Eastern Ave as my designee to serve on the Lynn Council on Aging. Her term is effective immediately and will expire on July 31, 2023. Sincerely, Thomas M. McGee, Mayor

Motion made by Councilor Colucci and seconded by Councilor LaPierre to appoint Barbara Mann to serve on the Lynn Council on Aging, effective immediately and will expire on July 31, 2023.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Field absent).

I am hereby appointing Mr. George Harvey, 25 Pleasant Street, as my designee to serve on the Lynn Council on Aging. His term is effective immediately and will expire on July 31, 2023. Sincerely, Thomas M. McGee, Mayor

Motion made by Councilor Colucci and seconded by Councilor LaPierre to appoint George Harvey to serve on the Lynn Council on Aging, effective immediately and will expire on July 31, 2023.

**Motion carried by the following yea and nay vote:
10 YES 0 NO (Councilor Field absent).**

I am hereby appointing Ms. Cherish Casey, One Kingsley Terrace, to serve on the Human Rights Commission. Her term is effective immediately and will expire on December 31, 2021. Sincerely, Thomas M. McGee, Mayor

Motion made by Councilor Colucci and seconded by Councilor LaPierre to appoint Cherish Casey to serve on the Lynn Human Rights Commission, effective immediately and will expire on December 31, 2021.

**Motion carried by the following yea and nay vote:
10 YES 0 NO (Councilor Field absent).**

COMMITTEE REPORTS:

Report of the July 14, 2020 Committee on Recreational Cannabis Site Plan

Review:

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1. Discussion re: Tree Market Lynn, LLC, 100 Ford Street - **Granted**

2. OTHER BUSINESS REPORT ACCEPTED

Report of the July 14, 2020 Committee on Licensing Recommending the following to be accepted.

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HEARING – Warlin Santiago / Wally’s Auto, 131 River Street, Unit #4

To show cause as to the reasons your license to operate an auto repair facility should not be suspended and/or revoked.- **Tabled**

OTHER BUSINESS REPORT ACCEPTED.

Report of the July 14, 2020 Committee on Ways and Means recommending the following to be accepted:

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Conflict of Interest Disclosure Form/James Perry

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 Order relative to a Conflict of Interest Disclosure Form / James Perry.

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 (Councilor Field absent)

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

10 YES 0 NO (Councilor Field absent)

Appropriate the sum of TWO HUNDRED SIX THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (206,500.00)

From the Account of 98035-7825 Reserve-Exp 206,500.00

To the Account of TBD Wage Stabilization Fund 206,500.00

Pursuant to Massachusetts General Laws Chapter 40, Section 5B, the City of Lynn hereby establishes a Wage Stabilization Fund for the purpose of future wage adjustments per collectively bargained agreements with employee unions

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 in the amount of TWO HUNDRED SIX THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (206,500.00)

From the Account of 98035-7825 Reserve-Exp 206,500.00

To the Account of TBD Wage Stabilization Fund 206,500.00

Pursuant to Massachusetts General Laws Chapter 40, Section 5B, the City of Lynn hereby establishes a Wage Stabilization Fund for the purpose of future wage adjustments per collectively bargained agreements with employee unions

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:

10 YES 0 NO (Councilor Field absent)

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

10 YES 0 NO (Councilor Field absent)

Transfer the sum of EIGHT CENTS (\$.08)

From the Account of 11615-4200 License Com-EXP .08

To the Account of 11614-1000 License Com-PR .08

To fund salary line in a deficit due to system rounding.

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 in the amount of EIGHT CENTS (\$.08)

From the Account of 11615-4200 License Com-EXP .08

To the Account of 11614-1000 License Com-PR .08

To fund salary line in a deficit due to system rounding.

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:

10 YES 0 NO (Councilor Field absent)

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

10 YES 0 NO (Councilor Field absent)

Certify as an "Available Fund" an additional amount of TWELVE THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (12,500.00) as allotted to the City of Lynn Health Department by the Department of Public Health (DPH) to fund a grant initiative for the FY21 Mass in Motion Grant (MiM). Grant Period is 07/01/20 to 6/30/21
Emergency Preamble in order for Health Department to start spending this funding.

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 "Available Funds" in the amount of TWELVE THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (12,500.00) as allotted to the City of Lynn Health Department by the Department of Public Health (DPH) to fund a grant initiative for the FY21 Mass in Motion Grant (MiM). Grant Period is 07/01/20 to 6/30/21

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:

10 YES 0 NO (Councilor Field absent)

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

10 YES 0 NO (Councilor Field absent)

Certify as an "Available Fund" the amount of NINETY SEVEN THOUSAND FIVE DOLLARS AND ZERO CENTS (97,005.00) as allotted to the City of Lynn School Department by the Department of Elementary and Secondary Education (DESE) for the FY21 FC181 Gateway City Grant for High Quality, Intensive English Language Learning Programs Summer 2020 Grant. Grant Period 07/01/20-08/31/20

*Emergency Preamble in order for the School Department to start spending these funds.

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 "Available Funds" in the amount of NINETY SEVEN THOUSAND FIVE DOLLARS AND ZERO CENTS (97,005.00) as allotted to the City of Lynn School Department by the Department of Elementary and Secondary Education (DESE) for the FY21 FC181 Gateway City Grant for High Quality, Intensive English Language Learning Programs Summer 2020 Grant. Grant Period 07/01/20-08/31/20

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 (Councilor Field absent)

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

10 YES 0 NO (Councilor Field absent)

Certify as an "Available Fund" the amount of TWO HUNDRED FORTY EIGHT THOUSAND THREE HUNDRED ONE DOLLARS AND ZERO CENTS (248,301.00) as allotted to the City of Lynn School Department by the Department of Elementary and Secondary Education (DESE) for the FY21 Coordinated Family and Community Engagement (CFCE) Grant.

Grant Period 07/01/20-06/30/21

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 "Available Funds" in the amount of TWO HUNDRED FORTY EIGHT THOUSAND THREE HUNDRED ONE DOLLARS AND ZERO CENTS (248,301.00) as allotted to the City of Lynn School Department by the Department of Elementary and Secondary Education (DESE) for the FY21 Coordinated Family and Community Engagement (CFCE) Grant.

Grant Period 07/01/20-06/30/21

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 (Councilor Field absent)

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

10 YES 0 NO (Councilor Field absent)

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:

CITY CLERK