

CITY OF LYNN

**Special City Council Meeting
February 16, 2021
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 *****

Eleven Councilors Present

Moment of Silence

Pledge of Allegiance

Motion by Councilor LaPierre and seconded by Councilor Field to accept the Meeting Minutes of January 26, 2021.

Motion carried.

Council President Cyr asked Attorney Lamanna to come to the podium. Attorney Lamanna stated that he was in contact with LynnTV and due to a last minute technical problem they were not aware of until they started to televise, this meeting will not be televised live. However, LynnTV will be airing the meeting tomorrow. Attorney Lamanna said there were no Public Hearings on the agenda.

COMMUNICATIONS:

Dear Councilors,

Pursuant to Section 5 of "An Act Relative to the Department of Inspectional Services in the City of Lynn", I am hereby appointing Joseph Smart to the position of Deputy Building Commissioner of the Inspectional Services Department for the City of Lynn effective March 1, 2021. Sincerely, Mayor Thomas M. McGee

Motion made by Councilor Barton and seconded by Councilor Field to appoint Joseph Smart to the position of Deputy Building Commissioner of the Inspectional Services Department for the City of Lynn, effective March 1, 2021.

Motion carried by the following yea and nay vote:

11 YES 0 NO

PUBLIC HEARINGS TO BE SET DOWN:

Petition for a Proposed Ordinance Establishing a Planning Department in the City of Lynn.

Petition of Grace City Church (ECIC) to use the parking lot at 31 Stetson Street for Food Truck use.

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

Motion carried.

COMMITTEES REPORTS:

Report of the February 16, 2021 Committee on Licensing recommending the following to be accepted:

LIVERY OPERATOR-NEW

Francis Wesley, 31 Richard St.- **Granted**

Mariana Rojas, 31 Richard St. - **Granted**

LIVERY COMPANY-NEW

West Express, 31 Richard St. - **Granted**

OLD GOLD & SILVER – RENEWAL

119 Broad Street, Marcelino Inc. - **Granted**

PAWN BROKER- RENEWAL

119 Broad Street, Marcelino Inc. - **Granted**

SECOND HAND -RENEWAL

119 Broad Street, Marcelino Inc. - **Granted**

REPORT ACCEPTED.

Report of the February 16, 2021 Committee on Ordinance and Rules recommending the following to be accepted:

Ordered to set down a Public Hearing for a Proposed Ordinance Establishing a Building Permit Plan Review Revolving Fund pursuant to Massachusetts General Laws Chapter 44, Section 53E ½. – **Motion to Set Down for Public Hearing.**

Ordered to set down a Public Hearing to accept the Recodification of the Updated Zone Ordinance for the City of Lynn. - **Motion to Set Down for Public Hearing.**
REPORT ACCEPTED.

Report of the February 16, 2021 Committee on Ways and Means recommending the following to be accepted:

Order to **RESCIND** the Order that the City Comptroller be and is hereby authorized to take the following action on the following:

Establish one revolving account under section Chapter 44 Section 53E ½ for the purposes of accepting proceeds from the following funding from the establishment of the Site Review Services that was recently issued via ISD. The monies used to fund these expenses are to be under the discretion of the Building Commissioner. Building inspections and or the stipend for the Plan Review Services, which shall be not less than \$2,500 a year. This account (Revolving Fund) will be used at the Building Commissioner's discretion for distribution of the aforementioned purposes only and should be capped at \$200,000.00 with the remaining funds to be reallocated to the General Fund.

Motion made by Councilor Cyr and seconded by Councilor Starbard to RESCIND.

Motion carried by the following ye and nay vote:

11 YES 0 NO

Appropriate the sum of ONE MILLION DOLLARS AND ZERO CENTS from Free Cash to ISD-EXP to fund HVAC work in schools to improve air flow in the older school buildings.

Motion made by Councilor Cyr and seconded by Councilor Starbard to TABLE. Councilor Cyr stated that the Lynn School Department recently received \$1M Dollars from the city. He stated that the Council usually gives the School Department the money they request, however, with the current issue at the Former Marshall Middle School, fires, break-ins, loitering, etc., the city asked the School Committee to turn the property over to the city. The price now to demo this building is between \$9-10M Dollars. The building is a safety hazard. Whatever reason, we need to look at the free cash flow. We may have to come up with money for the ventilation work through grants.

Motion carried by the following ye and nay vote:

11 YES 0 NO

Appropriate the sum of ONE HUNDRED NINETY THOUSAND DOLLARS AND ZERO CENTS (190,000.00)

From the Account of <u>FREE CASH</u>	\$190,000.00
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To the Account of <u>91197-3000 Mem Aud-Exp</u>	\$190,000.00
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To fund portion of Grant from State, City contribution 190K.

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following ye and nay vote:

11 YES 0 NO

Transfer the sum of EIGHTY NINE THOUSAND NINE HUNDRED NINETY NINE DOLLARS AND ZERO CENTS (89,999.00)

From the Account of <u>98035-7800</u> Reserve	\$89,999.00
To the Account of <u>11224-1000</u> Mayor-PR	\$89,999.00

To fund DEI position within Mayors Office.

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Transfer the sum of FIFTY TWO THOUSAND TWENTY NINE DOLLARS AND EIGHTY FOUR CENTS (52,029.84)

From the Account of <u>98035-7800</u> Reserve	52,029.84
To the Account of <u>11124-0701</u> Council	2,591.79
To the Account of <u>11304-0701</u> Comptrollers	1,850.94
To the Account of <u>11504-0701</u> Assessors	347.11
To the Account of <u>11604-0701</u> City Clerk	7,255.47
To the Account of <u>11704-0701</u> Purchasing	2,224.77

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

To the Account of <u>11724-0701</u> IT	2,543.65
To the Account of <u>11904-0701</u> Personnel	1,707.81
To the Account of <u>11914-0701</u> Law Dept	10,537.84
To the Account of <u>11934-0701</u> ISD	7,022.69
To the Account of <u>11254-0701</u> CFO	1,800.69
To the Account of <u>43924-0701</u> Parking	5,984.25
To the Account of <u>44004-0701</u> DPW	6,000.00
To the Account of <u>65824-0701</u> Veterans	2,162.83

To fund Sick Buy Backs per Collective Bargaining.

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Transfer the sum of THIRTY TWO THOUSAND TWO HUNDRED EIGHTY FOUR DOLLARS AND THREE CENTS (32,284.03)

From the Account of <u>98035-7800</u> Reserve	32,284.03
To the Account of <u>11124-0701</u> Council	1,045.11
To the Account of <u>11304-0701</u> Comptrollers	1,807.55

To the Account of <u>11404-0701</u>	Treasurers	691.00
To the Account of <u>11504-0701</u>	Assessors	1,594.82
To the Account of <u>11724-0701</u>	IT	3,194.67
To the Account of <u>11914-0701</u>	Law Dept	4,215.13
To the Account of <u>11934-0701</u>	ISD	3,636.64
To the Account of <u>43924-0701</u>	Parking	1,789.69
To the Account of <u>44004-0701</u>	DPW	13,444.29
To the Account of <u>65824-0701</u>	Veterans	865.13

To fund Personal Buy Backs per Collective Bargaining.

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Transfer the sum of FIVE HUNDRED NINETYTHREE DOLLARS AND THIRTY FIVE CENTS (\$593.35)

From the Account of <u>98035-7800</u>	Reserve-Exp	593.35
To the Account of <u>98025-7642</u>	GAR Bill of PY-Exp	593.35

To fund invoice received after close of FY.

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Transfer the sum of THREE THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (3,500.00)

From the Account of <u>9F16520-9510</u>	Census Grant	3,500.00
To the Account of <u>11605-4200</u>	Clerk-Expenses	3,500.00

To fund office supplies for mailings and postage for letters, flyers for Census.

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Transfer the sum of SEVENTY FOUR THOUSAND NINE HUNDRED NINETY NINE DOLLARS AND ZERO CENTS (74,999.00)

From the Account of <u>98035-7800</u>	Reserve	\$74,999.00
To the Account of <u>76504-1000</u>	Culture Dept-PR	\$74,999.00

To fund Cultural Position in the General Fund.

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Certify as an "Available Fund" the amount of TWO MILLION TWO HUNDRED THOUSAND DOLLARS AND ZERO CENTS (2,200,000.00) as allotted to the City of Lynn Office of Economic Community Development by the Executive Office of Housing and Economic Development (EED) for a MASSWORKS Infrastructure Program Grant funding FOR Blossom Street. Grant Period 01/14/21 to 06/30/23

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Certify as an "Available Fund" the amount of FOUR HUNDRED THOUSAND DOLLARS AND ZERO CENTS (400,000.00) as allotted to the City of Lynn Community Development Department by the Executive Office of Energy and Environmental Affairs (ENV) for the PARC Grant to rehabilitate Barry Park Project. Grant Dates 12/30/20-06/30/22

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea 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 (EPS) for the FY21 Behavioral Health Unit Funding secured by the Lynn Delegation via Legislative Earmark. Grant Period 02/20/21-06/30/21

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Certify as an "Available Fund" the amount of TWENTY THOUSAND DOLLARS AND ZERO CENTS (20,000.00) as allotted to the City of Lynn by the Executive Office of Energy and Environmental Affairs (ENV) for the Greening the Gateway Cities Municipal Grant for the Lynn DPW Tree Planting Assistance Project. Grant Dates 02/17/21-06/30/21

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Order RESCINDING the Lynn City Council Order dated April 23, 2019 (attached hereto) and filed with the Essex County South Registry of Deeds dated May 7, 2019 at Book 37493, Page 517 declaring and adjudging the building located at 6 Pinkham Place to be a nuisance to the neighborhood or a dangerous building and ordering said building to be demolished and hereby rescinded. Further Ordered that the City of Lynn Solicitor's Office file a copy of this recission vote with the Essex County South Registry of Deeds.

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

Motion carried by the following yea and nay vote:

11 YES 0 NO

Order RESCINDING the Lynn City Council Order dated October 13, 2020 declaring and adjudging the building located at 47 Estes Street to be a nuisance to the neighborhood or a dangerous building and ordering said building to be demolished.

Motion made by Councilor Net and seconded by Councilor Starbard to grant and place an Emergency Preamble.

Motion carried by the following yea and nay vote:

11 YES 0 NO

OLD BUSINESS:

Motion made by Councilor Hogan and seconded by Councilor Colucci to remove from the Table the Petition of Kelly Realejo of WMI Lynn, LLC for permission to build a Multi-Family High Rise with Less than Five Stories Apart on Riley Way (Parcel ID: 034-752077).

Motion carried by the following yea and nay vote:

11 YES 0 NO

Motion made by Councilor Hogan and seconded by Councilor Barton to DENY.

Motion carried by the following yea and nay vote:

11 YES 0 NO

NEW BUSINESS:

Order to approve a permanent Easement at 510 Washington St and 40 Central Square, Lynn, MA

Motion made by Councilor Colucci and seconded by Councilor Starbard.

Motion carried by the following yea and nay vote:

11 YES 0 NO

HOGAN / Recommended that the City Council forward a letter to His Honor the Mayor requesting that he schedule a remote meeting with Lynn Public Schools Athletic Directors and Coaches to discuss plans for reopening sports in the City of Lynn.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Motion made by Councilor Colucci and seconded by Councilor Barton 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 L. Rowe

CITY CLERK