

CITY OF LYNN

City Council Meeting, May 25, 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 *****

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 LYNNCITY 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 LYNN CITY COUNCIL AND WILL BE CALLED AT THE APPROPRIATE DATE AND TIME TO SPEAK. THIS INFORMATION SHOULD BE SUBMITTED TO THERESA C. 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.

ANY INDIVIDUAL DESIRING TO SUBMIT WRITTEN MATERIALS EITHER FOR OR AGAINST A PARTICULAR PETITION SHOULD SUBMIT THE SAME VIA E-MAIL: tyoung@lynnma.gov OR REGULAR MAIL TO: LYNN CITY COUNCIL, C/O THERESA C. YOUNG, LYNN CITY COUNCIL OFFICE, LYNN CITY HALL, LYNN, MA 01901. DOCUMENTS MAY ALSO BE SUBMITTED VIA THE LYNN CITY HALL DROP BOX LOCATED AT THE JOHNSON STREET ENTRANCE WITH A DEADLINE OF ONE HOUR PRIOR TO THE SCHEDULED MEETING. THE DOCUMENTARY SUBMISSIONS MAY BE SUBMITTED VIA A ZIP DRIVE OR SIMILAR DEVICE COMPATIBLE A WINDOWS OPERATING SYSTEM

Eleven Councilors Present

Moment of Silence. Council President Cyr asked that the Family of Attorney John Mihos be remembered. He stated that the city recently lost a good friend. Council Vice-President Barton asked to remember the one-year Anniversary of George Floyd. Pledge of Allegiance

COMMUNICATIONS:

City Council Re-Appointments effective Immediately

Mr. William Trahant Jr. re-appointed to the Lynn Water and Sewer Commission. His term will expire June 30, 2024.

Motion made by Councilor Lozzi and seconded by Councilor Colucci to grant.

Motion carried by the following ye and nay vote:

11 YES 0 NO

The following re-appointments are for the Cemetery Commission:

Ms. Joan Breed, her term will expire on September 30, 2024.

Mr. Obed Matul, his term will expire on September 30, 2024.

Mr. Robert Nadeau, his term will expire on September 30, 2023

Mr. Walter Proodian III, his term will expire on September 30, 2023

Motion made by Councilor Lozzi and seconded by Councilor Colucci to grant.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Re-appoint Ms. Annette Sykes to the Public Arts Commission. Her term will expire on January 28, 2022

Motion made by Councilor Lozzi and seconded by Councilor Colucci to grant.

Motion carried by the following yea and nay vote:

11 YES 0 NO

PUBLIC HEARINGS:

Petition of Ciao Restaurant at 41 Sutton Street for a Sign Permit

The following Spoke in Favor:

Joe Tovetta, Owner

No one Spoke in Opposition.

Public Hearing Closed.

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

Motion carried by the following yea and nay vote:

11 YES 0 NO

Petition of Stop and Compare Supermarket at 43 State St. for a Sign Permit.

The following Spoke in Favor:

Chuck Bomely

No one Spoke in Opposition.

Public Hearing Closed.

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

Motion carried by the following yea and nay vote:

11 YES 0 NO

Petition of Juan Parrilla's Bar and Grill, located at 877 Western Ave, for permission to expand their seating area into the vacant space next door.

The following Spoke in Favor:

Attorney Silvia Guzman
 No one Spoke in Opposition.
 Public Hearing Closed.

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

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

PUBLIC HEARINGS TO BE SET DOWN:

-Petition of Lynn Fireworks Fund to hold a Carnival at Keaney Park from June 23 through June 27th with hours of operation on Wed, Thurs, Fri 5pm – 10:30 pm and Sat and Sun from 1pm to 10:30 pm.

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

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

Petition of Diem Cannabis Marijuana Dispensary at 217 Lewis Street for a Sign Permit. (Cyr)

Motion made by Councilor Hogan and seconded by Councilor Field to set down for a Public Hearing.

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

Set Down a Public Hearing for Renewal of the following Extended Hours and 24 Hour Licenses:

60	Boston St	McDonalds	Drive Thru 24 Hours
65	Boston St	CVS Pharmacy	24 Hours
80	Boston St	Dunkin Donuts	24 Hours
108	Boston St	Burger King	Sun-Wed 6am-1am/Thurs-Sat 6am-2am
116	Boston St	Wendy's	Drive Thru till 4am
122	Boston St	Boston Shell	Gas Station & Kiosk till 12am
124	Boston St	Taco Bell	7am-1am
124	Broad St	George's Roast Beef	Mon-Sat 10:30am-2am/Sun 12pm-2am
512	Chestnut St	Lynn Mobile	5am-2am (7 Days a week)
668	Chestnut St	Cumberland Farms	24 Hours (7 Days a week)
120-122	Liberty St	Speedway	24/7 Days a week

3	Lynnfield St	7-11	24/7 Days a week
364	Lynnway	Dunkin Donuts	24/7 Days a week
377	Lynnway	Wendy's	9am-2am (Fast food drive thru service)
391	Lynnway	Suds Up Laundromat	24/7 Days a week
525	Lynnway	Gulf	24/7 Days a week
535	Lynnway	Lynnway Shell	24 /7 Days a week
567	Lynnway	McDonald's	5am-12am Dining Rm/ Drive Thru 24/7
16	Market Sq	Guatemala Restaurant	5am-2am (7 Days a week)
17	Market Sq	People's Choice	6am-1:30am (7 Days a week)
50	Western Ave	7-11	24/7 Days a week
707	Western Ave	Domino's Pizza	10am-3am (7 Days a week)
969	Western Ave	AL Prime Energy	24/7 Days a week
341	Union St	Domino's Pizza	10am-3am (7 Days a week)

Motion made by Councilor Hogan and seconded by Councilor Field to set down for Public Hearings.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Set down A Public Hearing for City of Lynn FY22 Budget.

Motion made by Councilor Hogan and seconded by Councilor Field to set down for a Public Hearing.

Motion carried by the following yea and nay vote:

11 YES 0 NO

COMMITTEE REPORTS

Report of the May 25, 2021 Committee on Personnel recommending the following to be accepted:

1. Introduction / Christopher P. Reddy, City of Lynn Chief of Police
2. Introduction / Faustina Cuevas, City of Lynn Diversity, Equity and Inclusion Officer
3. Other Business

REPORT ACCEPTED.

Report of the May 25, 2021 Committee on Licensing recommending the following to be accepted:

TAXI OPERATORS NEW:

Carwin Jose Encarnacion - 604 Essex St. Lynn, MA - **Granted**

Victor M. Maraver – 3 Trenton Terr. Lynn, MA- **Granted**

Juan Reynoso -89 Liberty St. Lynn, MA - **Granted**

Jhonaly A. Urbaez Marte - 4 Johnsons Terr. APT#1 Lynn, MA- **Granted**

SECOND HAND ARTICLE – NEW

391 Chatham Street, Step 2 Solutions, Owner Peter McCarthy - **Tabled**

AUTO REPAIR/FLAMMABLE – RENEWAL

84 Bennett St., Joselo Auto Repair- **Granted**

10 Heath's Ct., Unit 2, Pikipola Used Auto Parts- **Granted**

135 Pleasant St., Pudgy's Towing and Auto Repair- **Granted**

SIGN LICENSE RENEWAL

60 Bennett Street, Bennett Street Tire & Glass- **Granted**

9 Broad Street, Tropical Nails and Spa- **Granted**

411 Broad Street, Automotive Exchange Meineke- **Granted**

338 Broadway, Rolly's Tavern- **Granted**

157 Central Ave., La Luz De La Esperanza- **Granted**

99 Commercial Street., D & M Variety- **Granted**

115 Commercial Street., Pollo Roya Restaurant- **Granted**

141 Eastern Avenue. Monte's Restaurant- **Granted**

50 Essex Street, Beijing Chinese Food- **Granted**

59-59B Essex St, Osborne Medical Supply- **Granted**

163 Essex Street, Swampscott Refrigeration- **Granted**

188 Essex Street, Charlie's Seafood- **Granted**

608 Essex Street, Flower Planet- **Granted**

70 Granite Street, ZEA III Realty Trust- **Granted**

13 Lewis Street, Lily Convenience Store- **Granted**

15 Lewis Street, Giovanni's Pizza- **Granted**

179 Lewis Street, Perkins Property- **Granted**

263 Lynnfield Street, Lynnfield Street Market- **Granted**

31-33 Lynnway, Johnny's Market- **Granted**

315 Lynnway, Lynn Motor Sales- **Granted**

260 Maple Street, Primavera Family Day Care- **Granted**

17 Market Square, People's Choice- **Granted**

66 Market Square, Bread Dreams- **Granted**

30 Market Street, North Shore Vacuum- **Granted**

98 Market Street, USA Super 99 Cents Sale- **Granted**

201 No. Common Street, Supreme Food Inc. - **Granted**

52 Oakville Street, Menino Construction- **Granted**

52 Oakville Street, Juan 27 Autobody Inc. - **Granted**

76 Oakville Street, Menino Construction- **Granted**

125 Oxford Street, Mama Blanca- **Granted**

191 Oxford Street, The Blue Ox Restaurant- **Granted**
 419 Summer Street, Wal's Cleaner- **Granted**
 203-205 Union Street, Lesli's Market- **Granted**
 546 Walnut Street, T. Stop Superette- **Granted**
 110 Washington Street, Show Case Laundromat - **Granted**
 596 Western Ave., Lily Beauty Shop- **Granted**
 889 Western Avenue, Super Seven Subs & Pizza – **Granted**
REPORT ACCEPTED.

Report of the May 25, 2021 Committee on Utilities recommending the following to be accepted:

Petition of National Grid, to install beginning at a point approximately at the base of P15-1 at the centerline of the intersection of 86 Alley St and Blossom St. Install conduit from the base of Pole 15-1 to about 10-15' to Manhole 2. - **Granted**
REPORT ACCEPTED:

Report of the May 25, 2021 Committee on Ways and Means recommending the following to be accepted:

Transfer the sum of TWO HUNDRED EIGHTY SIX THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS (286,500.00)

From the Account of <u>88010005-9515</u> Wage Stabilization	\$286,500.00
To the Account of <u>22404-1000</u> LFD-PR	\$286,500.00

To fund negotiated pay increase for FY21

Councilor Net 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.

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 THREE HUNDRED SIXTY ONE THOUSAND EIGHT HUNDRED FIFTY NINE DOLLARS AND TWENTY THREE CENTS (361,859.23)

From the Account of <u>98035-7800</u> Reserve	\$361,859.23
To the Account of <u>44084-0900</u> DPW-Snow and Ice PR	\$128,654.17
To the Account of <u>44085-2904</u> DPW-Snow and Ice EXP	\$233,205.06

To fund FY21 snow and ice deficit

Councilor Net 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.

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 TWENTY FIVE THOUSAND DOLLARS AND ZERO CENTS (125,000.00)

From the Account of <u>98035-7800</u> Reserve	\$125,000.00
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To the Account of <u>44105-2905</u> DPW-Sanitation	\$125,000.00
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To fund projected shortfall due to increase in tonnage of trash being disposed.

Councilor Net 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.

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 SEVENTEEN THOUSAND ONE HUNDRED FORTY SEVEN DOLLARS AND ZERO CENTS (17,147.00)

From the Account of <u>98035-7800</u> Reserve	\$17,147.00
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To the Account of <u>99305-3200</u> Essex Tech-Expense	\$17,147.00
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To fund additional student enrolled in Essex Tech.

Councilor Net 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.

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 TEN THOUSAND THREE HUNDRED FIFTY DOLLARS AND ZERO CENTS (10,350.00)

From the Account of <u>98035-7800</u> Reserve	\$10,350.00
To the Account of <u>11905-3000</u> Personnel-Expense	\$10,350.00

Councilor Net 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.

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

To fund Assessment Center that was requested for new Fire/Deputy Chief.

Transfer the sum of ONE HUNDRED FIFTY EIGHT THOUSAND THREE HUNDRED FIFTY EIGHT DOLLARS AND SIX CENTS (158,358.05)

From the Account of <u>22405-8509</u> LFD-Exp	\$158,358.05
To the Account of <u>0E34219-5800</u> LFD-Ladder Truck	\$135,000.09

To the Account of <u>0E34220-5800</u> LFD-COVID	\$ 13,176.14
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To the Account of <u>0E34419-5800</u> LFD-Chest Compression	\$ 10,181.82
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To fund grant lines accordingly, previously went to Council for Match funding but placed in General Fund and equipment on back order. Emergency Preamble

Councilor Net 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.

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 EIGHTY TWO THOUSAND ONE HUNDRED EIGHTY FOUR DOLLARS AND ZERO CENTS (82,184.00) as allotted to the City of Lynn Department of Public Works by Massachusetts Department of Environmental Protection (DEP) for the Sustainable Materials Recovery Program (SMRP) for the transportation and recycling of residential mattresses.

Councilor Net 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.

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

Councilor Lozzi had a question regarding Sean Cronin's concern regarding a transfer. Councilor Starbard stated that he spoke to CFO Michael Bertino and the issue has been addressed.

REPORT ACCEPTED.

NEW BUSINESS:

Motion made by Councilor Field and seconded by Councilor LaPierre to set down a Public Hearing for the Demolition of 66 Harwood Street.

Motion carried by the following yea and nay vote:

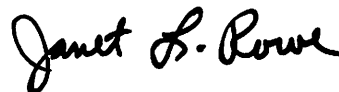
11 YES 0 NO

Councilor LaPierre stated that the City Council has received the FY'2022 Annual Budget, and as Chairman of the Budget Committee, he will be setting up Budget Hearings with Department Heads on June 1, 2021.

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