

**CITY OF LYNN****Regular City Council Meeting, February 15, 2011  
Council President Timothy Phelan Presiding****Eleven Councillors Present**

**Moment of Silence.** Councillor Ford asked that Michelle Conlon be remembered in their prayers.

**Pledge of Allegiance.**

**COMMUNICATIONS:****Letter of Disclosures From:**

Robert Stilian (Lowe's lawsuit)

Stephen Upton (Lowe's lawsuit)

Paul Price (Lowe's lawsuit)

William Trahant (Snow removal)

Stephen Duffy (Snow removal)

**Motion made by Councillor Colucci and seconded by Councillor Crighton to accept for the files.**

**Motion carried. (Councillor Trahant and Councillor Duffy abstained).**

**PUBLIC HEARINGS:**

Petition of National Grid, Craig Spinale, for permission to install a steel stub pole #26-84 in the public way on Hamilton Avenue, between #98 and #102 Hamilton Avenue.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councillor Colucci and seconded by Councillor Cyr to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of Verizon, Robert E. Grassia, for permission to place approximately 50 feet of 4" conduit in the intersection of Lynnfield Street and Parker Hill Road and Millard Avenue, from Manhole #339 to New Pole #46/86 (Pole 46/86 is being relocated approximately 30 feet) and to place approximately 20 feet of 4" conduit from the new pole location to the

existing main line conduit system on Lynnfield Street to establish a new underground connection from the new pole to the Verizon conduit system.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councillor Lozzi and seconded by Councillor Trahant to grant the prayer of the Petitioner.**

**Motion carried by following yea and nay vote:**

**11 YES 0 NO**

### **PUBLIC HEARINGS TO BE SET DOWN:**

-Petition of Verizon, Robert Grassia, for permission to locate one pole, wires, cables and fixtures, including the necessary anchors, guys and or such sustaining and protecting fixture to be owned and used in common along Bailey Street, for service for #52 Bailey Street, and to lay and maintain underground laterals, cables and wires in the above or intersection public ways for the purpose of making connections with such pole and buildings.

-Petition of National Grid, Philip Courcy, for the installation of 3650'  $\pm$  of 12-5" and 1525'  $\pm$  of 6-5" PVC-EB conduit and miscellaneous underground equipment on Union Street.

**Motion made by Councillor Crowley and seconded by Councillor Colucci to set down for Public Hearings.**

**Motion carried.**

### **UNFINISHED BUSINESS:**

**Motion made by Councillor Lozzi and seconded by Councillor Colucci to remove from the Table the Petition of AT&T Mobility, Inc., Francis Kelley, for permission to do minor modification of an existing stealth Wireless Communication facility from 6-9 antennas, unmanned, no change in operation at Grace United Methodist Church at 372 Broadway and to grant.**

**Motion carried by the following yea and nay vote:**

**10 YES 0 NO (Councillor Trahant abstained).**

**Motion made by Councillor Lozzi and seconded by Councillor Colucci to remove from the Table the Petition of AT&T Mobility, Inc., Francis Kelley, for permission to do minor modification of an existing wireless communication facility from 6-9 antennas, unmanned, no change in operation at 500 Lynnfield Street and to grant.**

**Motion carried by the following yea and nay vote:**

**10 YES 0 NO (Councillor Trahant abstained).**

## **COMMITTEE REPORTS:**

### **Report of the February 15, 2011 Committee on Personnel recommending the following to be accepted:**

**Request of Veteran's Services Department to fill position of One (1) Entry Level Full Time Clerk Typist.**

**Councillor Ford 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 fill the position of One (1) Entry Level Full-Time Clerk Typist in the 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**

**REPORT ACCEPTED.**

### **Report of the Committee on Minor Licenses recommending the following to be accepted:**

#### **TAXI OPERATORS (NEW):**

Anderson, William J.-41 Newbury Ave. Saugus - **Granted**

Coronel, Benjamin, 47 Ingalls St. - **Granted**

Cruz, Leibnitz Rafael, 95 Linwood Rd. - **Granted**

Nina, Rafael, 46 Hood St. #2-30 day rev tabled 1/25/10- **Granted**

Piscia, Gregory, 11 Beach Rd. #12-60 day review- **Granted**

Spears, Robert, 15 No. Maple St. Woburn- **Granted**

Tejada, Ernie, 6 Sargent Ct - **Tabled**

#### **LIVERY OPERATOR (NEW):**

Coronel, Benjamin, 47 Ingalls St. - **Granted**

#### **LIVERY OPERATORS-(NEW):**

Hector, Aubrey, 20 Neptune Blvd - **Tabled**

#### **CLASS II AUTO DEALER – AUTO REPAIR, FLAMMABLE – RENEWAL:**

75 Boston St. – Boston St. Auto Sales- **Granted**

100 Ford St. – Performance Auto Brokers- **Granted**

#### **CLASS II AUTO DEALER-AUTO REPAIR, FLAMMABLE-RENEWAL- CHANGE OF NAME:**

1147 Western Ave. – Chino's Auto Sales and Repair - change to Chino Auto Sales, Inc. DBA Chino's Auto Sales and Repair - **Granted**

**AUTO REPAIR, FLAMMABLE, NEW:**

148 Fayette St. – Auto Repair of Fayette St. - **Granted**

471A Western Ave. – Juan Popo Auto Repair- **Granted**

**FLAMMABLE, RENEWAL:**

37 Bennett St. – Jim Appleyard Bonded Storage, Inc. - **Granted**

**COIN OPERATED DEVICES VENDOR – RENEWAL:**

9 Beale St. – Vending Solution- **Granted**

**COIN OPERATED DEVICES – RENEWAL:**

146 Boston St. – Pro Laundromat – 1 Class III - **Tabled**

421 Essex St. – Essex Modern Coin Laundry – 3 Class III- **Tabled**

**CANNING:**

Lynn Youth Hockey (Adults Only) – September 23, 24, 25, 2011- **Granted**

Phunk Phenomenon Girls Dancers (Adults Only) – April 10, April 13, April 14, April 27, May 22, July 23, 2011- **Granted- Tabled and request at next meeting.**

Phunk Phenomenon Boys Dancers (Adults Only) – May 1, May 18, May 25, July 8, July 9, July 10, 2011- **Granted- Tabled and request at next meeting.**

**OTHER BUSINESS:**

**REPORT ACCEPTED.**

**Continuation of Special Council Meeting to take whatever action the Council so desires on the following:**

**A Public Hearing to determine whether to remove Richard J. Fortucci as Chief Financial Officer for the City of Lynn.**

**(Testimony recorded by Court Stenographer and will be available for the record at the conclusion of the Public Hearing).**

**Motion made by Councillor Lozzi and seconded by Councillor Colucci to adjourn.**

**MEETING ADJOURNED.**

**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**