

CITY OF LYNN

**Regular City Council Meeting, June 21, 2011
Council President Timothy Phelan Presiding**

Eleven Councillors Present

Moment of Silence.

Pledge of Allegiance. (Rodrigo Enrique Aguilar Barrios from the Connery Elementary School Led the Audience in the Pledge of Allegiance).

Motion made by Councillor Capano and seconded by Council President Phelan to suspend the rules and present Citations to the students at the Connery Elementary School.

Motion carried.

Motion made by Councillor Colucci and seconded by Councillor Crowley to accept the Meeting Minutes of May 10, 2011, May 24, 2011 and June 7, 2011.

Motion carried.

COMMUNICATIONS:

Communication from Her Honor the Mayor:

Dear Councilors:

I am hereby reappointing the following member to the Economic Development Industrial Board: Dominic Ferarri, 30 Michael Road, Lynn, MA. His appointment will expire June 30, 2014. Sincerely, Judith Flanagan Kennedy, Mayor

Motion made by Councillor Colucci and seconded by Councillor Ford to reappoint Dominic Ferarri as a member to the Economic Development Industrial Board, effective immediately and will expire on June 30, 2014.

Motion carried by the following yea and nay vote:

11 YES 0 NO

PUBLIC HEARINGS:

FY12 Budget Hearing.

The following appeared in Favor:

Mayor Judith Flanagan Kennedy

The following appeared in Opposition

Public Hearing Closed.

Motion made by Councillor Cahill and seconded by Councillor Colucci to reduce the Comptroller Payroll, Line 1000 Munis Migration Liaison to \$45,000.00.

Motion FAILED by the following yea and nay vote:

4 YES 7 NO (Councillors Capano, Crowley, Cyr, Duffy, Ford, Phelan and Trahant voting NO).

Motion made by Councillor Colucci and seconded by Councillor Crowley to approve the FY'12 Budget.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Petition of Omar Fernandez for H & T Tax Multiservice for permission for a LED overhang sign at 140 Union Street.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

Motion made by Councillor Colucci and seconded by Councillor Ford to Grant the prayer of the Petitioner.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Petition of Eugene J. Dean of Fiesta Shows, Salisbury MA to operate a Carnival at Keaney Park located at Lynn English High School from June 22 through June 25, 2011 with set up beginning on June 19, 2011.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

Motion made by Councillor Trahant and seconded by Councillor Colucci to Grant the prayer of the Petitioner.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Petition of Rory's Corporation, Paul Foglia, for permission to operate a Hot Dog/Sausage Cart on Lynn Commons, Thurs.-Sun, 10:00 a.m. – 9:00 p.m.

(Law Department advised the Council that the City Council had no jurisdiction over this request and that the petition should be advised to go before the Park Commission). No Public Hearing Held.

PUBLIC HEARINGS TO BE SET DOWN:

-Petition of Happy Pups Playhouse, Katherine Reyes, for permission for a Pet Sitting/Doggy Daycare business at 37 Parrott Street. (Trahant)

-Petition of Casa Fiesta and Bridal Shop, Inc., Angela Cabrera, for permission for a retail store in a the Light Industrial District, Section 4.4.1 of the Zone Ordinance at 461 Broad Street. (Capano)

-Petition of Greek-American Croatian Social Club, for permission for a Non-Profit social, fraternal civic organization, Sec. 5.3.8 of the Zone Ordinance and MGL c. 138, Sec. 12 with the sale of alcoholic beverages to members and guests at 39-41 Buffum Street, Second Floor. (Colucci)

-Petition of Holy Family Church "Festa Italiana", Rev. Gregory J. Mercurio, for permission for a Festival-Carnival, July 28-29-30, 2011 at 26 Bessom Street. (Cyr)

-Petition of Papa's Italian Foods, Nichole DiModica, for permission for Cookie Manufacturing on premises for retail sale only at 20 Cooper Street. (Capano)

Petition of El Rincon Latino, Celso N. Acosta, for permission for a Food Truck at 29 Bennett Street. (Capano)

-Petition of NRT Bus, Inc., John J. McCarthy, President for permission to park up to 21 school buses with provision for 15 automobile spaces, with flammable license at 896-898 Western Avenue. (Capano)

-Petition of Subway, Domino's Pizza, Youssef E. Abourjaili, for permission for Subway Sandwich shop, eat-in and take out and Domino's Pizza Restaurant, eat-in and take-out at 707 Western Avenue. (Capano)

-Petition of National Grid, Mike Parent, for permission to install beginning at handhold 4-30 in front of 580 Essex Street and continuing approximately 10 feet in a SW direction, installing 10' of 2-2" PVC conduit for new street light. (Crighton)

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

Motion carried by the following yea and nay vote:

11 YES 0 NO

-Petition of NextG Networks Inc., for permission to install and maintain fiber and conduit with all associated connections, wires and cables and also to attach equipment to existing utility and/or streetlight poles in on or the public way for purposes of operating its telecommunication network.

Motion made by Councillor Capano and seconded by Councillor Colucci to TABLE.

Motion carried.

UNFINISHED BUSINESS:

FROM THE COUNCIL MEETING OF MAY 24, 2011 TO BE ADOPTED

PERMANENTLY:

Pursuant to MGL, Chapter 139, Section 1, Ordered that the building located at 226 Western Avenue is hereby adjudged to be a nuisance to the neighborhood or dangerous building and be it further ordered to demolish the building as it is in the best interest, health, safety and welfare of the people of Lynn.

Motion made by Councillor Trahant and seconded by Councillor Cyr to grant.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Ways and Means Committee Report of May 24, 2011:

Ordered that Her Honor the Mayor be hereby authorized to execute a Memorandum of Understanding with the University of Massachusetts Extension Nutrition Education Program to provide nutrition education to children, youth and families participating in the Supplement Nutrition Assistance Program.

Motion made by Councillor Ford and seconded by Councillor Cyr to grant.

Motion carried by the following ye a and nay vote:

11 YES 0 NO

Ordered that the City of Lynn hereby establishes a Youth Advisory Board comprised of four high school students who will assist to improve teen outreach and programs sponsored by the Lynn Parks and Recreation Department. Members of the Youth Advisory Board will be appointed by the Director of the Parks and Recreation and shall work in conjunction with North Shore Community College Public Policy Institute.

Motion made by Councillor Ford and seconded by Councillor Cyr to grant.

Motion carried by the following ye a and nay vote:

11 YES 0 NO

Veteran's Youth and Elderly Committee Report of June 14, 2011:

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 59, Section 5, Paragraph 5 (22E), amended by Section 110 of Chapter 110 the Acts of 1993, allowing the assessors to grant statutory exemptions to disabled veterans who have resided in Massachusetts at least one year.

Motion made by Councillor Capano and seconded by Councillor Crowley to grant.

Motion carried by the following ye a and nay vote:

11 YES 0 NO

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 60A, Section 1, Paragraphs 8 and 9, amended by Section 16 of Chapter 182 of the Acts of 2008, allowing the assessors to exempt the motor vehicle excise tax of any active serviceman, reservist, or national guardsman for any calendar year where the individual is deployed overseas for at least 45 days.

Motion made by Councillor Capano and seconded by Councillor Crowley to Grant.

Motion carried by the following ye a and nay vote:

11 YES 0 NO

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 60A, Section 9, added by Chapter 182, Section 17 of the Acts of 2008, allowing the deferment of payment, as well as the imposition of any penalties and interest, of any excise taxes incurred by a reservist or national guardsman while on active duty (or incurred by their dependents), until 180 days after the termination of their active duty status.

Motion made by Councillor Capano and seconded by Councillor Crowley to Grant.

Motion carried by the following ye a and nay vote:

11 YES 0 NO

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 59, Section 5, Clause 56, added by Section 42 of Chapter 188 of the Acts of 2010, allowing the assessors to exempt up to 100% of the real property taxes of any reservist or national guardsman for any fiscal year during which the individual serves on Active duty in a foreign country, subject to eligibility guidelines and criteria to be established by the assessors.

Motion made by Councillor Capano and seconded by Councillor Crowley to Grant.

Motion carried by the following ye a and nay vote:

11 YES 0 NO

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 59, Section 5, Clause 18A, Paragraph 3, amended by Section 39 of Chapter 188 of the Acts of 2010, allowing the rate of interest for hardship tax deferrals granted under the clause 18A to be reduced by the Council from the statutory 8" amount to any amount down to 0%.

Motion made by Councillor Capano and seconded by Councillor Crowley to Grant.

Motion carried by the following ye a and nay vote:

11 YES 0 NO

Ordered that the Lynn City Council accept the provisions of MGL, Chapter 59, Section 5L, added by section 12 of Chapter 260 of the Acts of 2006, allowing Massachusetts national guardsman and reservists deployed outside the state, or their dependents, up to 180 days after that service, to pay their property taxes without interest or penalties. At the end of the 180 days, interest is imposed on any remaining balance at the statutory rate unless the returning service member qualifies for the 6% rate under the federal statute.

Motion made by Councillor Capano and seconded by Councillor Crowley to Grant.

Motion carried by the following ye a and nay vote:

11 YES 0 NO

COMMITTEE REPORTS:

Report of the June 21, 2011 Committee on Audit recommending the following to be accepted:

1. Discussion re: City of Lynn "2010" Audit Report

2. **OTHER BUSINESS**

REPORT ACCEPTED.

Report of the June 21, 2011 Committee on Ways and Means recommending the following to be accepted:

Recommends that the Lynn City Council be requested to set down a Public Hearing relative to a burnt, dilapidated or dangerous building or other structure located at 19 Clayton Street and, after hearing, may make record an order adjudging it to be a nuisance to the neighborhood or dangerous and prescribing to its disposition, alteration, or regulation all as authorized by Massachusetts General Laws, Chapter 139, Section 1.

Motion made by Councillor Lozzi and seconded by Councillor Trahan to Grant.

Motion carried by the following ye and nay vote:

11 YES 0 NO

Resolution: Downtown Arts & Culture District (Crighton, Cahill, Phelan)

A resolution by the City of Lynn to create a state-authorized cultural district for at least (5) years to be named: The Downtown Arts & Culture District

WHEREAS, the City of Lynn through the Lynn EDIC wishes to establish a state-designated cultural district through the Massachusetts enabling legislation (MGL c. 10, § 58A).

WHEREAS, Downtown Lynn is a mixed-use area with a concentration of unique cultural assets and facilities.

WHEREAS, the Lynn City Council has held a public hearing and adopted a resolution proclaiming its interest in establishing a state-designated cultural district.

WHEREAS, the City of Lynn has established a broad and diverse District Partnership Advisory Committee of stakeholders committed to cultural, community, and economic development to provide oversight of the district.

WHEREAS, the Massachusetts Cultural Council will be petitioned in accordance with its guidelines and criteria to designate said cultural district.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lynn that the city:

Article 1. Endorses the submission of this application and agrees to foster the development of a cultural district.

Article 2. Endorses the state-sponsored cultural district goals: attracting artists and cultural enterprises, encouraging business and job development, establishing tourist destinations, preserving and reusing historic buildings, enhancing property values and fostering local cultural development.

Article 3. Endorses the District Partnership goals of collective marketing, enhanced programming, organizational cooperation, resource development, and infrastructural support within the district.

Article 4. Will appoint a city official to represent the city within the district partnership of said cultural district.

Article 5. Encourages all who own property or businesses within said cultural district and citizens from throughout the city of Lynn to involve themselves and participate in the full development of the cultural district.

Article 6. Directs city agencies to identify programs and services that could support and enhance the development of the cultural district and ensure that those programs and services are accessible to the cultural district.

Motion made by Councillor Crighton and seconded by Councillor Cahill to Grant.

Motion carried by the following ye and nay vote:

11 YES 0 NO

REPORT ACCEPTED.

Report of the June 21, 2011 Committee on Ordinance recommending the following to be accepted:

An Ordinance Amending the Ordinance Establishing Regulations Relative to the Storage and Disposal and Maintenance of Residential and Commercial Refuse Containers and Property Within the City of Lynn

Councillor Cyr 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 Ordinance Amending the Ordinance Establishing Regulations Relative to the Storage and Disposal and Maintenance of Residential and Commercial Refuse Containers and Property Within 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 ye and nay vote:

11 YES 0 NO

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

11 YES 0 NO

REPORT ACCEPTED.

Report of the June 21, 2011 Committee on Public Safety recommending the following to be accepted:

The following individuals were approved as Constables:

Pasquale DeFeo, 84 Trevalley Road, Revere - **Granted**

Joanne Pena, 2 Murdock Drive, Peabody – **TABLED**

REPORT ACCEPTED.

Report of the June 21, 2011 Committee on Minor Licenses recommending the following to be accepted:

TAXI OPERATORS (NEW)

Brady Chris, 78 Grant St. - **DENIED**

Fadul, Gmal, 257 Boston St.-60 day review - **Granted**

Faris, Adil, 12 Cedar St.Malden 60 day review - **Tabled**

Garcia-Ramos, Rodolfo, 21 Blossom St tabled 5/24/11- **Granted**

Garrido, Walguiry, 332 Chatham St. - **Granted**

Joseph, Jean, 863 Salem St. Malden 90 day review - **Tabled**

Kellum, Peter, 69 Rockland St.,Swampscott-60 day review- **Granted**

Rosario Arias, Steve, 128 Walnut St. #2- **Granted**

Sacco, Michael, 39 Cottage St.-90 day review - **Tabled**

Saint Jour, Jean Bernard, 12 Quincy Terr- **Granted**

LIVERY OPERATORS (NEW)

Chisholm, Lamont, 21 Whiting St. #8- **Granted**

Fuentes, Janis C. 56 Veterans Memorial Dr.Peabody tabled 5/24./11 - **DENIED**

LIVERY SERVICE BUSINESS (NEW)

Northern Destinations LLC 204 Blossom St. Ext. Maria Benscome Owner-30 day review - **Tabled**

EXTENDED HOUR RENEWALS - SET DOWN P.H. FOR JULY 1 2, 2011

108 Boston St. Burger King,-Sun-Wed 6 AM-12AM, Thurs-Sat-6 AM-2AM

116 Boston St.-Wendy's-Dining Room-Sun-Sat.10 AM-10 PM, Drive Thru-Sun-Sat-10 AM-4AM- **Granted**

122 Boston St.-Lynn Shell-24 hours- **Granted**

124 Broad St.-George's Roast Beef-Mon-Sat. 10:30 AM-2AM, Sunday-12 PM-2 AM- **Granted**

264 Essex St.-7-11, 24 hours- **Granted**

120-122 Liberty St.-Hess Corp-24 hours- **Granted**

3 Lynnfield St.-7-11, 24 hours- **Granted**

364 Lynnway-Dunkin Donuts-24 hours- **Granted**

377 Lynnway-Wendy's- Dining Room-Sun-Sat 10 AM-10 PM Drive thru

Sun-Thurs-10 AM-1 AM Fri-Sat 10 AM- 2 AM- **Granted**

535 Lynnway-Lynnway Shell 24 hours- **Granted**

16 Market Sq.-Lynn House of Roast Beef, 10:30 AM-2 AM 7 days- **Granted**

66 Market Sq.-Domino's-Sun-Thurs-11 AM-1 AM Fri-Sat 11AM-2 AM- **Granted**

144 Market St.-Dragon Inn-11 AM-2 AM 7 days- **Granted**

50 Western Ave.-7-11, 24 hours- **Granted**

969 Western Ave.-A L Prime Energy-24 hours- **Granted**

RENEWAL SIGN

96 Adams St. Highland Variety- **Granted**

175 Alley St., Atlantic Coast Seafood- **Granted**

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

152 Boston St., Advance Auto Parts- **Granted**

620 Boston St., D'Class Beauty Salon- **Granted**

9 Broad St., Millie's Hair Styling- **Granted**

314 Broadway, Wyoma Square True Value- **Granted**

328A Broadway, Lazy Dog- **Granted**

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

101 Central Ave., Century Tire Co. Inc. - **Granted**

158 Chestnut St., Santo Domingo Grocery Store- **Granted**

170 Chestnut St., Daniel McIntire- **Granted**

451 Chestnut St., EZ Shop- **Granted**

1 City Hall Sq., Punta Cana Travel & Multi Services- **Granted**

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

105 Commercial St., Commercial Market- **Granted**

16 Cottage St., Lolly's Bakery- **Granted**

141 Eastern Ave., Monte's Inc. - **Granted**

423 Eastern Ave., Norm's Variety- **Granted**

495 Eastern Ave., Nails By Tina- **Granted**

496-500 Eastern Ave., D'Amici's Bakery - **Granted**

50 Essex St., Beijing Chinese Food- **Granted**

59-59B Essex St., Osborne Pharmacy- **Granted**

61A Essex St., Pizza Lovers Pizza- **Granted**

121 Essex St., Welch Florist- **Granted**

135 Essex St., Neves Karate- **Granted**

163 Essex St., Swampscott Refrigeration- **Granted**

188 Essex St., Charlie's Seafood- **Granted**

197 Essex St., Merengue Market- **Granted**

395 Essex St., Centro Liquors- **Granted**

403 Essex St., Lynn New Market- **Granted**

65 Exchange St. Junction Deli- **Granted**

143 Franklin St., New England Laundry - **Granted**

160 Franklin St., Hogans II- **Granted**

162 Franklin St., Chapin Express- **Granted**

60 Granite St., Bayridge Hospital- **Granted**

2A Lafayette Park, San Francisco Market- **Granted**

76 Lewis St., Arnold Bakery Outlet- **Granted**

159 Lewis St., J.D. Sports Bar- **Granted**

161 Lewis St., Harriets Styling Booth- **Granted**

171 Lewis St., C.T. Liquors- **Granted**
207 Lewis St., Beachside Roastbeef- **Granted**
64 Lynnfield St., Nicky's Pizza- **Granted**
315 Lynnway, Lynn Motor Sales - **Granted**
17 Market Square, People's Choice- **Granted**
23 Market Square, Del Pueblo Market- **Granted**
16 Market Street, Taqyerua Mexico Lindo- **Granted**
70 Market Street, Tatiana's Restaurant- **Granted**
144 Market Street, Dragon Island- **Granted**
9 Minot St., West Auto Sport & Tire - **Granted**
125 Oxford St., Something Irresistible- **Granted**
358 Summer St., Commercial Auto Sales- **Granted**
595 Summer St., 595 Café- **Granted**
727 Summer St., Stop and Go Grocery Store- **Granted**
19 Sutton Street, Tati's Beauty Salon- **Granted**
1 Union St., Kennedy Fried Chicken- **Granted**
1a Union St., Santa Beauty Salon- **Granted**
49 Union St., Cali Sandwich- **Granted**
126 Union St., Apollo Hotel- **Granted**
235 Union St., Caruso's Pizzeria- **Granted**
90 Walnut St., Cher Magic- **Granted**
56 Washington St., Sunshine Market- **Granted**
57 Washington St., Angelina's Sub Shop- **Granted**
207 Washington St., V & N Market - **Granted**
340 Washington St., Express Check Out- **Granted**
350 Washington St., Ricon Macorisano Rest. - **Granted**
490 Washington St., Leland Hussey Contractor- **Granted**
510 Washington St., Russo Plumbing- **Granted**
57 Western Ave., Salon 495- **Granted**
101 Western Ave., Greg Rogers- **Granted**
263 Western Ave., Lifetime Aluminum Production- **Granted**
518 Western Ave. Hines Liquors- **Granted**
665 Western Ave., BBQ- **Granted**
674 Western Ave., House of Andrea- **Granted**
728 Western Ave., S.E.A. Crops- **Granted**
742 Western Ave., Celley's Pub- **Granted**
858 Western Ave., Players Sports Bar- **Granted**
877 Western Ave., Mittheap Rest. - **Granted**
885 Western Ave., Bass Insurance Agency- **Granted**
889 Western Ave., Super 7 Subs- **Granted**
896-898 Western Ave., Dea's Diner- **Granted**

COIN OPERATED DEVICE VENDORS – RENEWAL

AP Vending & Amusement Co., Inc. – 244 Newburyport Turnpike, Rowley, MA- **Granted**

American Amusements – 42 Cherry St., Danvers, MA- **Granted**

John Fiore, Inc. – 49 Union St., Everett, MA- **Granted**

Roadway Amusements – 1500 Shawsheen St., Tewksbury, MA- **Granted**

COIN OPERATED DEVICES –RENEWAL

163 Blossom St. – Brickyard – 1 Class II, 1 Class III (**owes taxes**) - **Granted**

126 Boston St. – Big Lots – 2 Class III- **Granted**

138 Blossom St. – Imperial Buffet – 2 Class II- **Granted**

829 Boston St. – O'Briens – 3 Class III 9 (**owes taxes**) - **Granted**

170 Broad St. – Champion Bar & Grill – 2 Class II- **Granted**

265 Broadway – Four Winds – 1 Class III- **Granted**

338 Broadway – Rolly's – 2 Class III- **Granted**

47 Central St. – 47 Central – 2 Class III- **Granted**

421 Essex St. – Essex Laundry – 3 Class III- **Granted**

119 Fayette St. – Spin City – 1 Class III - **Granted**

155 Lewis St. – J.D.'s – 1 Class III- **Granted**

68 Lynnway – Volunteer Yacht Club – 1 Class III- **Granted**

800 Lynnway – Lynnway Mart – 6 Class III- **Granted**

16 Market Sq. – Lynn House of Roast Beef – 2 Class III- **Granted**

17 Market Sq. – People's Choice – 2 Class III- **Granted**

37 Market St. – Brandy Barrell – 1 Class III- **Granted**

70 Market St. – Tatiana's Restaurant & Lounge – 1 Class II- **Granted**

157 North Common St. – American Legion Post 6 1 Class III- **Granted**

595 Summer St. – 595 Café – 1 Class II- **Granted**

612 Summer St. – White Eagle – 1 Class III (**owes taxes**) - **Granted**

130 Union St. – Brava Night Club – 2 Class II- **Granted**

170 Union St. – Charlie Chan's – 2 Class III- **Granted**

235 Union St. – Caruso Pizza Inc. – 1 Class III- **Granted**

714 Washington St. – Sand Bar – 1 Class III- **Granted**

776 Washington St. – Fran's Place – 2 Class II, 2 Class III- **Granted**

535 Western Ave. – Franco Amvets – 2 Class II- **Granted**

742 Western Ave. – Celley's Pub & Grub – 2 Class II, 1 Class III- **Granted**

858 Western Ave. – Player's – 2 Class III- **Granted**

AUTO REPAIR/FLAMMABLE - NEW

471A Western Ave. – Luxury Auto Services

FLAMMABLE – RENEWAL

152 Boston St. – Advanced Auto Parts - **Granted**

41 Carolyn Rd. – Petruccelli Construction Co., Inc.

(Tabled from 5/24/11 meeting, landlord owes \$ 31,183.30 in taxes for FY 2010 & 2011) – Remove from Table. – 30-Day Temporary

21 City Hall Sq. – Verizon New England- **Granted**

241 Commercial St. – Trans River Marketing Co, L.P. - **Granted**

AUTO BODY/AUTO REPAIR/FLAMMABLE RENEWAL

250 Commercial St. – City of Lynn Dept. of Public Works- **Granted**

9 Minot St. – Western Ave. Autobody of Lynn, Inc. - **Granted**

882 Western Ave. – Western Ave. Autobody of Lynn, Inc. - **Granted**

1127 Western Ave. – Bridge Auto Body & Car Rental- **Granted**

1071 Western Ave. – Protech Auto Body & Performance- **Granted**

AUTO REPAIR/FLAMMABLE RENEWAL

106 Chestnut St. – Duran Auto Repair (**owes taxes see attached payment schedule letter from F. Cronin**) – **Tabled for 30 Days Until Payment Clears**

159 Commercial St. – Advance Auto Repair- **Granted**

12 Ellis St. – Enrique Auto Repair- **Granted**

205 Market St. – Goodyear Tire & Rubber Co. - **Granted**

41 Stewart St. – NRT Bus (dba) North Reading Transportation- **Granted**

800 Western Ave. – Valvoline Instant Oil Change- **Granted**

1071 Western Ave. – Angel Auto Repair- **Granted**

1071R Western Ave. – Ana Auto Repair (**\$12,189.20 in property taxes owed by landlord**) – **Take Out**

CLASS II AUTO DEALER/AUTO REPAIR/AUTO BODY

8 Burrus Sq. – Meadow Park Auto Sales - **OK for 30 Days**

(30 day review re:cleaning up the lot; see attached photos taken by ISD)

106 Chestnut St. – Kevin Auto Sales & Repair (**shut down in Feb. 2011 for overdue taxes see attached payment schedule agreement with Tax Collector 6/14/2011**) - **Granted**

CANNING:

Connery Baseball Team (Adults Only) – June 30, July 1, 2, 2011- **Granted**

Classical Football Team (Adults Only) – June 20, 21, 22, 2011 & August 8, 9, 10, 2011- **Granted**

English Football Cheerleaders (Adults Only) – June 27, 29, 2011- **Granted**

OTHER BUSINESS:

REPORT ACCEPTED.

Report of the June 21, 2011 Committee on Public Property recommending the following to be accepted:

Ordered that former owner of the property located at 321 Essex Street, Tina Siphon, be allowed to redeem said property and that all fines, fees and taxes be paid within 30 days or said property is not redeemed.

Councillor Colucci 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 former owner of the property located at 321 Essex Street, Tina Siphon, be allowed to redeem said property and that all fines, fees and taxes be paid within 30 days or said property is not redeemed.

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 June 21, 2011 Committee on Finance recommending the following to be accepted:

Ordered that the City Comptroller be and is hereby authorized to make the following Appropriation Transfers:

From the Account of the City Council Expense:

To the Account of Adm. Aide to Council Payroll: \$880.00

Councillor Colucci 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 Transfer from the Account of the City Council Expense to the Account Council Payroll in the amount of \$880.00 .

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

From the Account of ISD Expense:

To the Account of ISD priory years bills: \$5,083.00

Councillor Colucci 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 Transfer from the Account of ISD Expense to the Account of ISD Prior Years Bills in the amount of \$5,083.00.

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

From the Account of Treasurer's Expense:

To the Account of Treasurer's Payroll O/T: \$1,600.00

Councillor Colucci 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 Transfer from the Account of Treasurer's Expense to the Account of Treasurer's Payroll (O/T) in the amount of \$1,600.00.

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

From the Account of Reserve Fund:

To the Account of Various Departments Payroll: \$143,100.00

Councillor Colucci 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 Transfer from the Account of Reserve Fund to the Account of Various Departments Payroll in the amount of \$143,100.00.

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

Account of Reserve Fund:

To the Account of Comptroller's Payroll: \$14,100.00

Councillor Colucci 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 Transfer from the Account of Reserve Fund to the Account of Comptroller's Payroll in the amount of \$14,100.00.

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

From the Account of Care of Dogs Payroll:

To the Account of Abandoned Vehicle Payroll: \$500.00

Councillor Colucci 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 Transfer from the Account of Care of Dogs Payroll to the Account of Abandoned Vehicle Payroll in the amount of \$500.00.

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

From the Account of ISD Expense:

To the Account of Street Lighting Expense: \$20,000.00

Councillor Colucci 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 Transfer from the Account of ISD Expense to the Account of Street Lighting Expense in the amount of \$20,000.00.

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 Comptroller is hereby authorized to appropriate as an "Available Fund" the amount of One Hundred Twenty Nine Thousand Six Hundred Dollars (\$129,600.00) as allotted to the City of Lynn Office of Economic & Community Development by North Shore Workforce Investment Board for summer youth employment.

Councillor Colucci 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 Comptroller is hereby authorized to appropriate as an "Available Fund" the amount of One Hundred Twenty Nine Thousand Six Hundred Dollars (\$129,600.00) as allotted to the City of Lynn Office of Economic & Community Development by North Shore Workforce Investment Board for summer youth employment.

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

NEW BUSINESS:

Gardein Meatless Monday , Summer 2011 / Councillor Ford

WHEREAS, the American people find themselves in the midst of a health crisis marked by a dramatic increase in diabetes, obesity, and conditions related thereto; and

WHEREAS, the average American consumes half a pound of meat every day, almost 50 percent more than the USDA recommendation, and the American culture consumes more meat than any other culture in recorded human history; and

WHEREAS, reducing meat consumption has been shown in studies to reduce the risk of cancer, heart disease, diabetes, and obesity; and

WHEREAS, eating less meat, even just one day a week on Meatless Monday, a voluntary meatless day and American traditional originally founded by Presidents Wilson, Truman and Roosevelt, can be a tasty and easy way for families to live a healthier lifestyle; and

WHEREAS, Gardein Protein International will be in Massachusetts with its Gardein Party food truck campaign from July 7-13, 2011; and

WHEREAS, Gardein is a slow-cooked blend of grains and vegetables (soy, wheat, grain flour, peas, beets, and carrots) with as much protein as lean meat; and

WHEREAS, a serving of Gardein has the same amount of protein as beef, but with half the calories and none of the cholesterol or fat; and

WHEREAS, Gardein is inviting people join them in the Gardein Meatless Summer Challenge: going meatless one day a week this summer.

Resolved by the City Council of Lynn, That the Council hereby welcomes Garden Protein and the traveling Gardein Party food truck to the Boston area and declares Monday, July 11, to be a Meatless Monday for the city.

Motion made by Councillor Ford and seconded by Councillor Colucci to adopt resolution.

Motion carried by the following ye a and nay vote:

11 YES 0 NO

Communication from Her Honor the Mayor:

Motion by Crowley that the demolition order dated December 14, 2010 adjudging 102-114 Alley Street to be a nuisance to the neighborhood or dangerous building and be it further ordered to demolish the building as it is in the best interest, health, safety and welfare of the people of Lynn be rescinded, 2nd and carried 10 yes, Capano abstained.

Motion made by Councillor Crowley and seconded by Councillor Capano to renew and/or reauthorize the revolving fund established under the Abandoned Property Ordinance.

Motion carried by the following yea and nay vote:

11 YES 0 NO

Motion made by Councillor Colucci and seconded by Councillor Capano to adjourn.

MEETING ADJOURNED.

MEETING RECONVENED IMMEDIATELY AFTER:

Motion made by Councillor Trahan and seconded by Councillor Colucci to remove from the table the Office of Economic and Community Development's Block Grant .

After a lengthy discussion, motion made to table.

Motion carried.

Motion made by Councillor Trahan 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