

CITY OF LYNN

**Regular City Council Meeting, October 23, 2012
Council President Timothy Phelan Presiding**

**Eleven Councillors Present
Moment of Silence.
Pledge of Allegiance.**

**Motion made by Councillor Colucci and seconded by Councillor Trahant to accept the Meeting Minutes of September 25, 2012.
Motion carried.**

COMMUNICATIONS:**Communication from Peter Caron, Director of Assessing:**

Dear Councilors:

The Board of Assessors respectfully requests a Public Hearing be held before the City Council on December 11, 2012, in order for the Board to provide to the Council all the information and data relevant to making a determination on the percentages of the FY2013 tax levy to be borne by each class of real and personal property, as well as the financial effect of available alternatives, including the open space discount, the residential exemption and the small commercial exemption.

Very truly yours, Peter M. Caron, Director of Assessing

**Motion made by Councillor Colucci and seconded by Councillor Net to set down a Public Hearing on December 11, 2012.
Motion carried.**

Presentation by Dr. Catherine Latham regarding Potential Funding for the Marshall Middle School.

Presentation by Dr. Barry Bluestone regarding the Bluestone Report/City of Lynn.

COMMITTEE REPORTS:**Report of the Committee on Minor Licenses recommending the following to be accepted:****TAXI OPERATORS (NEW)**

Bergeron, Anthony, 29 Chase St. - **Granted**
 Crawford, David, 27 Cook St. – **Granted with 30-60-90 Review**
 Diaz, Miguel A. 185 No. Common St. - **Granted**
 Prince, Servola, 199 Allen Ave. - **Granted**
 Thompson, Jennifer, 39 Newhall St.- **Tabled**

TAXI OPERATORS – TABLED

Ba, Thierno, 15 Huss Ct.-tabled 10/16/12- **Granted**
 Martinez, Ramon, 16 Pinkham St.-tabled 10/16/12- **Granted**
 Perea, Flavio, 108 Hanover St. tabled 10/16/12- **Granted**

TAXI OPERATOR-90 DAY REVIEW

Cordova, Raymond, 11 Hutchinson Ct. tabled 10/16/12- **Granted**

LIVERY SERVICE & OPERATOR (NEW)

Ugaas Yasin Limo Service, 58 Market Square -Yasin A. Mohamed, owner and driver-
Granted with the stipulation that he brings in letter from Shell on Lynnway stating that he can park his vehicle on their property.

LIVERY OPERATORS-NEW

Lafata, Casper, 174 Shepard St. - **Granted**

LIVERY OPERATORS-TABLED

Rodriguez, Samantha 51 Spencer Ave. Chelsea- **Granted**

LIVERY OPERATORS -30 DAY REVIEW

Vazquez, Irene, 37 Amity St. - **Granted**

SIGN LICENSE – NEW

159 Central Ave CM Bistro Inc. – **Granted with the stipulation that ISD reviews and approves color and design.**

OTHER BUSINESS:

REPORT ACCEPTED.

Report of the October 23, 2012 Committee on Public Property recommending the following to be accepted:

Walnut Way, (William & Linda Richardson, 29 Walnut Park)
 Ordered that the Mayor be authorized to execute a Release Deed to William V. Richardson, Jr. and Linda Richardson for nominal consideration (\$1.00) for property known as Lot B containing 2,145 square feet described as Walnut Way as shown on a plan entitled “Plan of Abandonment of a Portion of Walnut Way” , prepared by City Engineer’s Office dated June 29, 1998 and as set out in an Abandonment filed with the

Recorded Section of the Essex South Registry of Deeds at Book 14134, Page 22 and shown on a Plan filed at Book 341, Plan 40 with the stipulation that the land be used for parking and/or landscaping only and that no building be erected on said property.

(Lays over to November 13, 2012).

REPORT ACCEPTED.

Report of the October 23, 2012 Committee on Finance recommending the following to be accepted:

Ordered that the City Comptroller is hereby authorized to certify as an “Available Fund” the amount of Twenty Eight Thousand Dollars and Zero Cents (\$28,000.00) as allotted to the City of Lynn Community Development by the Department of Conservation and Recreation (DCR) to fund a grant initiative to fund the Urban Forestry Challenge Grant.

Councillor Trahant 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 be and is hereby authorized to certify as an “Available Fund” the amount of Twenty Eight Thousand Dollars and Zero Cents (\$28,000.00) as allotted to the City of Lynn Community Development by the Department of Conservation and Recreation (DCR) to fund a grant initiative to fund the Urban Forestry Challenge Grant.

10 YES 0 NO (Councillor Colucci absent at vote).

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

10 YES 0 NO (Councillor Colucci absent at vote).

Ordered that the City Comptroller is hereby authorized to transfer the sum of Forty Two Thousand Six Hundred Sixty Dollars and Zero cents (\$42,660.00) from the Account of Parking Meter Receipts to the Account of Parking/General Repair/Maintenance \$6,167.00; Parking/Prof-Tech Services \$33,493.00; and Parking/General Office Supplies \$3,000.00.

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

Motion carried by the following yea and nay vote:

9 YES 1 NO (Councillor Trahant voting NO; Councillor Colucci absent at vote).

Ordered that the City Comptroller is hereby authorized to transfer the sum of Six Thousand Four Hundred Dollars (\$6,400) from the Account of Care of Dogs/Salary to the Account of Care of Dogs/Outside Professional Services.

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

Motion carried by the following yea and nay vote:

9 YES 1 NO (Councillor Trahant voting NO; Councillor Colucci absent at vote).

NEW BUSINESS:

Motion made by Councillor Crighton and seconded by Councillor Cahill to set down for Public Hearing at the next Council Meeting of the Whole a Bond Bill of \$4 Million dollars relative to miscellaneous construction projects.

Council President stated to Councillor Crighton that this motion was already on the table from the meeting of October 16th. Council President Phelan asked Attorney Vitali for clarification.

Attorney Vitali stated that Councillor Crighton's motion was the same motion offered by Councillor Cahill which was tabled at the October 16th meeting.

Councillor Crighton stated that Councillor Cahill's motion was specific in setting it down on the agenda. He stated his motion was to set it down now. Attorney Vitali ruled it was the same motion, and that the proper motion would be to remove it from the table.

Motion made by Councillor Crighton and seconded by Councillor Cahill to remove from the table Councillor Cahill's motion and to set down for Public Hearing.

After a lengthy discussion, Councillor Barton asked the Council President to take a Roll Call.

Roll Call taken on Councillor Crighton's motion to remove from the Table the \$4 Million Dollar Bond relative to miscellaneous construction projects and to set down for Public Hearing.

Motion FAILED by the following yea and nay vote:

5 YES 5 NO (Councillor Colucci absent at vote).

**Motion made by Councillor Trahant and seconded by Councillor Ford to adjourn.
Motion carried.**

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