

**City Council Meeting, April 23, 2024
Council President John M. Walsh, Jr.**

10 Councilors Present (Councilor McClain ABSENT).

Moment of Silence.

Pledge of Allegiance.

Motion made by Councilor Field and seconded by Councilor Hogan to accept the Meeting Minutes of April 12, 2024.

Motion carried.

Council President Walsh stated that Councilor McClain was on a scheduled vacation.

Communication from His Honor the Mayor:

Dear Councilors:

I am hereby appointing the following members effective immediately:

Historical Commission:

Calvin Anderson, 12 Concord St. His term will expire February 24, 2026

Wendy Joseph, 36 Rockaway St. Her term will expire February 24, 2026

Paul O'Leary, 20 Roanoke St. His term will expire February 24, 2025

Christine Greeley, 16 River St. Her term will expire February 24, 2025

Motion made by Councilor Field and seconded by Councilor Matul to approve.

Motion carried by the following ye and nay vote:

10 YES 0 NO (Councilor McClain ABSENT).

Public Arts Commission:

Cindy Rodriguez, 16 Newhall St. Her term will expire January 24, 2026

Michelle Richardson, 29 Lafayette Park. Her term will expire January 24, 2025

Arend de Jong, 132 Bass Point Rd. Nahant MA. His term will expire January 24, 2025

Motion made by Councilor Field and seconded by Councilor Matul to approve.

Motion carried by the following ye and nay vote:

10 YES 0 NO (Councilor McClain ABSENT).

PUBLIC HEARINGS:

Petition of Crown Castel Fiber LLC to replace the antenna and shroud on a light pole at 19 Garland St.

The following appeared in Favor:

Representative from Crown Castel Fiber LLC

The following appeared in Opposition:

Joselin Martinez, 19 Garland Street

Elizabeth Diaz, 19 Garland Street

Paul Theo and Aun Em, 22 Garland Street

Paul Field, 22 Garland Street

Public Hearing Closed.

Motion made by Councilor Alinsug and seconded by Councilor Megie-Maddrey to TABLE.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor McClain ABSENT).

Home Rule Petition

Amending Chapter 58 of the Acts of 2018 and Sections 6-11 and 10-3 of the Lynn City Charter.

Motion made by Councilor Chakoutis and seconded by Councilor Field to strike proposed Section 3 from the Home Rule Petition which would have eliminated the duties relative to the Planning Board from the duties of the Chief of Inspectional Services.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor McClain absent)

Proposed Section 3. *The first paragraph of Section 10-2(g) of the Lynn City Charter as added by Chapter 378 of the Acts of 2014 shall be hereby repealed. Section 10-2(g) shall now read: "The chief of inspectional services shall ensure quality control by (i) reviewing at least 15 per cent of all inspections; (ii) expediting the issuance or denial of all permits; (iii) establishing a service manual within 90 days of appointment; and (iv) performing such other duties and responsibilities as may be established by city ordinance."* ***(eliminated per motion)***

HOME RULE PETITION:

Home Rule Petition amending Chapter 58 of the Acts of 2018 and Sections 6-11 and 10-3 of the Lynn City Charter.

Voted to petition the General Court to the end that legislation be adopted precisely as follows. The General Court may make clerical or editorial changes of form only to the bill, unless the City Council and the Mayor approve amendments to the bill before enactment by the General Court. The City Council and the Mayor are hereby authorized to approve amendments, which shall be within the scope of the general public objectives of this petition in the event that any changes are not clerical or editorial in nature.

SECTION 1. Section 6-11 of the Lynn City Charter as added by Chapter 8 of the Acts of 1985 and amended by Chapter 58 of the Acts of 2018 is hereby amended by adding the following paragraph (h):

“(h) the chief financial officer shall supervise and oversee the director of capital projects who shall be appointed by the mayor subject to the approval of the city council, for a term of three years upon such terms as established by the mayor and approved by the city council. The director of capital projects shall oversee, coordinate, all new capital construction projects or repairs to existing facilities, including public schools, projects valued over twenty-five thousand (\$25,000.00) dollar. The director of capital projects shall appoint and oversee necessary project managers and other necessary personnel to plan, supervise and manage new building construction and capital repairs projects valued over twenty-five thousand (\$25,000.00) dollars.”

SECTION 2. Section 10-2(d) of the Lynn City Charter as added by Chapter 378 of the Acts of 2014 is hereby amended by striking and repealing the following words: “(d) city of Lynn public construction and the inspection, maintenance and repairs of public buildings and facilities, including the public schools, and oversight of all capital construction;”

Section 10-2(d) of the Lynn City Charter as added by Chapter 378 of the Acts of 2014 shall be replaced by the following language: “To oversee and perform inspections, maintenance and repairs of public buildings, including public schools, on projects valued under twenty-five thousand (\$25,000.00) dollars;”

SECTION 3. The second sentence of Section 10-3(a) of the Lynn City Charter as added by Chapter 378 of the acts of 2014 is hereby amended by striking and repealed the words “lead paint inspectors and the planning department, which shall be responsible for all of its present functions conferred upon it by the General Laws and city ordinances.” and replacing said words with: “and lead paint inspectors.”

SECTION 5. The third and fifth sentences of Section 10-3(a) of the Lynn City Charter as added by Chapter 378 of the Acts of 2014 are hereby amended by striking and repealed the words “deputy building commissioner” and replacing said words with: “director of the inspectional division”.

SECTION 4. The fourth sentence of Section 10-3(a) of the Lynn City Charter as added by Chapter 378 of the Acts of 2014 is hereby amended by striking and repealing the sentence in its entirety.

SECTION 5. The fifth sentence of Section 10-3(a) of the Lynn City Charter as added by Chapter 378 of the Acts of 2014 is hereby amended by striking and repealing the words “and shall be preferred to have a bachelor of science degree in architecture or engineering or 5 years of similar experience in the supervision of inspectional staff.”

The fifth sentence of Section 10-3(a) of the Lynn City Charter as added by Chapter 378 of the Acts of 2014 shall be replaced by the following language: “and shall be preferred to possess experience in the supervision of inspectional staff.”

SECTION 6. This act shall take effect upon its passage.

The following spoke in Favor:

Attorney James Lamanna, Assistant Solicitor

Jon Thibault, Mayor’s Office, Chief of Staff

The following appeared in Opposition:

Jeffrey Yoffa, Lynn

Council President Walsh asked the City Clerk to read a Letter of Opposition from Joanne Lindner, 302 Linwood Street, Lynn, MA 01905

Public Hearing Closed

Motion made by Councilor Chakoutis and seconded by Councilor Field to approve the Home Rule Petition with Section 3 eliminated.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor McClain ABSENT).

10 yes, McClain absent.

COMMITTEES REPORTS:

Report of the April 23, 2024 Committee on Public Property recommending the following to be accepted:

Re: 0 Monte Rd

Ordered that His Honor the Mayor may execute a Deed transferring approximately 2,600 square feet to John A. Bartlett, Jr. and Patricia A. Bartlett from a larger lot Parcel ID 099-154-050 as shown on the attached plan subject to an existing easement. Said conveyance is conditioned upon the buyers paying for all costs to subdivide the portion of the property to be conveyed and all recording fees. The purchase price for the property has been established by the City Assessor at \$13,200.00. The City of Lynn will not incur any costs associated with this transfer. The conveyed property may only be utilized for accessory structures such as a pool, deck and/or shed or an addition to the existing home. All conditions as stipulated in this Council Order shall be incorporated into the Deed and shall be valid for a period of 99 years.

Motion made by Councilor Chakoutis and seconded by Councilor LaPierre to grant.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor McClain ABSENT).

REPORT ACCEPTED

Report of the April 23, 2024 Committee on Licensing recommending the following to be accepted:

TAXI OPERATOR – NEW

Dicen, Junior – Kingswood Lane - **Granted**

Palacios Contreras, Danny – 30 Woodland St. - **Granted**

Reyes Reynoso, Noe – 121 Waterhill St. - **Granted**

LIVERY OPERATOR – NEW

Smith, Ernest – 250 Broadway, Revere - **TABLED**

SIGN-LICENSE-RENEWAL

122 Boston Street, Nouri Energy Retail Inc. - **Granted**

524 Boston Street, Loomos Brothers Inc. - **Granted**

174 Broad Street, Olympic Auto Body- **Granted**
 338 Broadway, Rollys Tavern- **Granted**
 328A Broadway, Lazy Dog- **Granted**
 37 Essex Street, Dee's Corner II- **Granted**
 602 Essex Street, Tropical Enterprises Inc. - **Granted**
 31 Lynnway, Johnny's Market- **Granted**
 525 Lynnway, Ese Energy Corp. - **Granted**
 535 Lynnway, Nouri Energy Retail Inc. - **Granted**
 3 Market Square, Market Square Beverage- **Granted**
 8 Market Street, Asian Garden- **Granted**
 201 North Common Street, Supreme Food Inc. - **Granted**
 106 Oakville Street, Dandreo Brothers General Contractors- **Granted**
 191 Oxford Street, The Blue Ox- **Granted**
 381A Summer Street, Jed Wireless- **Granted**
 471 Western Avenue, Friendly Insurance Agency Inc. - **Granted**
 813 Western Avenue, V & N Conv. - **Granted**
OLD GOLD & SILVER – RENEWAL
 4 Freeman Square, Sherman Loan- **Granted**
PAWN BROKER'S – RENEWAL
 4 Freeman Square, Sherman Loan- **Granted**
SECOND-HAND ARTICLE - RENEWAL
 4 Freeman Square, Sherman Loan- **Granted**
AUTO BODY/AUTO REPAIR/FLAMMABLE – RENEWAL
 17 Alley St., Italmondo Auto Body- **Granted**
 47 Bennett St., VEO Autobody Solutions & Repair LLC- **Granted**
 47 Bennett St., T & A Autobody & Repair- **Granted**
 69 Bennett St., Fast Lane Collision Center Inc.985 Lynnway, Lynn Bus
 Garage- **Granted**
 16 Chestnut St., Ed & Vin's Garage of Lynn Inc. - **Granted**
AUTO REPAIR/FLAMMABLE – RENEWAL
 15R Alley St., Stella Auto Repair- **Granted**
 60 Bennett St., GRM Tire and Glass Inc. - **Granted**
 122 Boston St., S & H Auto Repairs Inc. - **Granted**
 10 Heath's Ct., Unit 4, Wally's Auto- **Granted**
 125R Pleasant St., J.A. Trucking LLC- **Granted**
 1071 Western Ave., Bay 4, R & J Auto Repair- **Granted**
 1147 Western Ave., Stoneham Boat Center- **Granted**
 985 Western Ave, Lynn Bus Garage- **Granted**
FLAMMABLE LICENSE – RENEWAL
 86 Bennett St., Seacrest Foods International Inc. - **Granted**
 255 Blossom St., National Grid Lynn LNG Plant- **Granted**
 20-24 Boston St., Lynn Ladder & Scaffolding Co. - **Granted**
 45 Boston St., Home Décor Group- **Granted**
 461 Broad St., Boston Auto Painting- **Granted**

10 Heath's Ct., Smooth Construction Services- **Granted**

525 Lynnway, Gulf- **Granted**

580 Lynnway, Solomon Metals Corp. - **Granted**

86 Sanderson Ave., T-Mobile- **Granted**

1069 Western Ave., Fisher Auto Parts Inc. – **Granted**

CANNING

Lynn Classical Track (Adults Only) – May 25, 26, 27, 2024 - **Granted**

REPORT ACCEPTED

Report of the April 23, 2024 Committee on Ways and Means recommending the following to be accepted:

Certify as an "Available Fund" the amount of TWO HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$200,000.00) as allotted to the City of Lynn Office of Economic Community Development by the Mass Cultural Council (MCC) to mitigate a direct threat to the sustainability of Lynn Memorial Auditorium to preserve the ability to compete with resort style casinos. Grant Period 04/12/24 to 06/30/24

Motion made by Councilor Net and seconded by Councilor Hogan to grant.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor McClain ABSENT).

Certify as an "Available Fund" the amount of ONE HUNDRED THIRTY NINE THOUSAND THREE HUNDRED EIGHTY EIGHT DOLLARS AND NINETY TWO CENTS (\$139,388.92) as allotted to the City of Lynn Public Library by the Board of Library Commissioners (BLC) for the FY24 State Aid to Public Libraries Program. Grant Period is 01/03/24-06/30/24

Motion made by Councilor Net and seconded by Councilor Hogan to grant.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor McClain ABSENT).

REPORT ACCEPTED

Report of the April 23 2024 Committee on Utilities recommending the following to be accepted:

PUBLIC HEARINGS - NATIONAL GRID PETITIONS:

1. 10-14 Lewis Place: Install a joint pole on Lewis Place and install one wooden pole approx. 25 feet from Pole #1 on Lewis Place. – **Motion made by Councilor Alinsug and seconded by Councilor Chakoutis to grant with the following stipulations:**
 1. **24 Hour notice must be given to abutters for work done**
 2. **Move Pole 3 feet away from original location.**

2. High Street for 472 Essex Street: Install conduit from existing pole to private property to provide underground service at 472 Essex St.- **Granted**
3. Hanover and North Common Street: Beginning at intersection, install conduit from riser pole #2 to manhole 8-21. - **Granted**
4. 189 Alley Street: Beginning at intersection of Alley and Shepard St, install conduit from pole #39-0 to private property to provide a permanent overhead to underground siphon service at 189 Alley St. – **Motion made by Councilor Alinsug and seconded by Councilor Hogan to grant with the stipulation to replace concrete, no ASPHALT TO BE USED.**

PUBLIC HEARING - COMCAST PETITION:

1. 98 Willow St. – Starting at existing Comcast Vault excavating to place Conduit. – **Granted**

REPORT ACCEPTED

NEW BUSINESS:

ORDERED that His Honor the Mayor is hereby authorized to negotiate and execute a five year contract between the City of Lynn and Capital Waste Services Inc. for trash hauling and recycling services commencing July 1, 2024 and any and all necessary other documents associated with said contract.

Motion made by Councilor Field and seconded by Councilor LaPierre to grant.

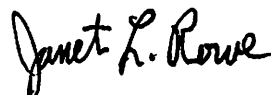
Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor McClain ABSENT).

Motion made by Councilor Net and seconded by Councilor Field 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