

CITY OF LYNN**Regular City Council Meeting, February 28, 2017
Council President Darren P. Cyr Presiding**

Ten Councilors Present (Councilor Barton absent).

**Moment of Silence. Councilor Colucci asked that the Betz Family be remembered.
Pledge of Allegiance.**

**Motion made by Councilor Walsh and seconded by Councilor Trahant to accept the
Meeting Minutes of February 14, 2017.
Motion carried.**

**Council President Cyr stated that Council Vice-President Barton could not attend this
evening's meeting as he had a loss in his extended family.**

COMMUNICATIONS:**COMMUNICATIONS:**

Communication from Dr. Catherine C. Latham, Superintendent of Schools

Re: Accelerated Repair Program - Statements of Interest

Shoemaker and Hood Elementary Schools

To Members of the City Council,

The Lynn School Department is requesting Lynn City Council support in order to submit a Statement of Interest to the Accelerated Repair Program under the auspices of the Massachusetts School Building Authority (MSBA). Acceptance into the program will allow two of our school buildings to be repaired with partial funding from MSBA.

This program is limited to the repair or replacement of roofs, windows and boilers/HVAC systems at school facilities that are otherwise structurally, functionally and educationally sound. If a school facility requires more extensive repair or replacement work, it will not be eligible for the funding under the Accelerated Repair Program.

The two schools chosen for the submission of the Statements of Interest are Shoemaker and Hood. After discussion with Mr. Michael Donovan of Inspectional Services, it was determined that these two schools would benefit most for the needs specified in the Accelerated Repair Program.

On February 16, 2017, the Lynn School Committee voted in favor of the submission of the Statements of Interest for Shoemaker and Hood. The vote of the Lynn City Council

is also necessary to enable submission of these Statements of Interest. I thank you very much for your consideration of this request.

Sincerely, Dr. Catherine C. Latham, Superintendent of Schools

ORDERS:

Resolved: Having convened in an open meeting on February 28, 2017, the Lynn City Council, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 17, 2017, for the Hood Elementary School, located at 24 Oakwood Avenue, 01902 which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future:

Replacement of existing roof, windows/doors, allowing for reduced heat loss, increased energy conservation and overall reduced energy consumption as a priority Statement of Interest for the MSBA Accelerated Repair Program for 2017.

and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits Lynn School District to filing an application for funding with the Massachusetts School Building Authority.

Motion made by Councilor Cahill and seconded by Councilor Capano to grant.

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councilor Barton absent).

Resolved: Having convened in an open meeting on February 28, 2017, the Lynn City Council, in accordance with its charter, by-laws, and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated February 17, 2017, for the Shoemaker Elementary School, located at 26 Regina Road, 01904 which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future:

Replacement of existing roof allowing for reduced heat loss, increased energy conservation and overall reduced energy consumption as a priority Statement of Interest for the MSBA Accelerated Repair Program for 2017.

and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits Lynn School District to filing an application for funding with the Massachusetts School Building Authority.

Motion made by Councilor Cahill and seconded by Councilor Capano to grant.

Motion carried by the following ye and nay vote:

10 YES 0 NO (Councilor Barton absent).

PUBLIC HEARINGS TO BE SET DOWN:

-Petition of Ardian Macorri owner of Andy's Breakfast and Lunch at 30 Boston St Suite 3, to add a beer and wine license, Monday through Sunday from 6am to 3pm.

-Petition of Fiesta Shows to hold a Carnival at GE Field, 691 Summer St from May 4th through May 7th with set up on May 1, 2017. Hours: Thurs and Fri 6pm to 11pm and Sat and Sunday 12pm to 11 pm.

Motion made by Councilor Cahill and seconded by Councilor Walsh to set down for Public Hearings.

Motion carried.

COMMITTEE REPORTS:

Report of the February 28, 2017 Committee on Ways and Means recommending the following to be accepted:

Ordered that the City Comptroller take the following action:

Certify as an Available Fund the amount of \$3,690.377.00 as allotted to the City of Lynn School Department by the Department of Elementary and Secondary Education to fund the Special Education 240 Carry Over Grant.

Councilor 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 Financial Order to certifying as an "Available Fund" the amount of \$3,690.377.00 as allotted to the City of Lynn

School Department by the Department of Elementary and Secondary Education to fund the Special Education 240 Carry Over Grant

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:

10 YES 0 NO (Councilor Barton absent).

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

10 YES 0 NO (Councilor Barton absent).

Ordered that the City Clerk be directed to cause notice to be advertised that meetings of the qualified voters of the City of Lynn will be held in the several polling places heretofore designated: Warrant for Special Election on Tuesday, the Fourteenth Day of March, 2017.

GREETING:

In the name of the Commonwealth you are hereby required to notify and warn the inhabitants of the City of Lynn who are qualified to vote in the Special Election for 2 New Middle Schools at:

- 1-1 Shoemaker School – Clearview Avenue
- 1-2 Briarcliff Lodge – 112 Kernwood Drive
- 1-3 Sisson School – 56 Conomo Avenue
- 1-4 Sisson School – 56 Conomo Avenue
- 2-1 St. Pius Lower Church Hall – Maple Street
- 2-2 St. Pius Lower Church Hall – Maple Street
- 2-3 St. Pius Lower Church Hall – Maple Street
- 2-4 St. Pius Lower Church Hall – Maple Street
- 3-1 Marshall Middle School – 100 Brookline Street
- 3-2 Marshall Middle School – 100 Brookline Street
- 3-3 Marshall Middle School – 100 Brookline Street
- 3-4 Marshall Middle School – 100 Brookline Street
- 4-1 Kipp Academy – 90 High Rock Street
- 4-2 Kipp Academy – 90 High Rock Street
- 4-3 Lynn Museum – 590 Washington Street
- 4-4 Lynn Museum – 590 Washington Street
- 5-1 Lynn Vocational Technical Institute Annex – Commercial Street
- 5-2 Lynn Vocational Technical Institute Annex – Commercial Street
- 5-3 Lynn Vocational Technical Institute Annex – Commercial Street
- 5-4 Community Hall – 10 Church Street
- 6-1 Lynn Tech Fieldhouse – Neptune Boulevard
- 6-2 Lynn Tech Fieldhouse – Neptune Boulevard
- 6-3 Lynn Tech Fieldhouse – Neptune Boulevard
- 6-4 Lynn Tech Fieldhouse – Neptune Boulevard
- 7-1 Breed Jr. High School – 90 O’Callaghan Way
- 7-2 Breed Jr. High School – 90 O’Callaghan Way

7-3 Breed Jr. High School – 90 O’Callaghan Way

7-4 Breed Jr. High School – 90 O’Callaghan Way

The polls will be opened at 7:00 a.m. and closed at 8:00 p.m. and all citizens will, in the several precincts in which they are entitled to vote, between said hours, give their votes.

Per order of: City Council

Janet L. Rowe, Chairperson, Election Commission

Councilor 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 Order that the City Clerk be directed to cause notice to be advertised that meetings of the qualified voters of the City of Lynn will be held in the several polling places heretofore designated: Warrant for Special Election on Tuesday, the Fourteenth Day of March, 2017.

**THEREFORE BE IT VOTED BY THE LYNN CITY COUNCIL THAT THE FOREGOING CONSTITUTES AN EMERGENCY.
REPORT ACCEPTED.**

Report of the February 28, 2017 Committee on Licensing recommending the following to be accepted:

TAXI OPERATORS (NEW)

Alcantara, A. Fernando, 96 Alley St. - **Tabled**

Dalton, Richard, 550 Eastern Ave (Tabled 2/14) – **Executive Session / Granted w/30-60-90 Day Review**

Green, James, 21 Waves St. (Tabled 2/14 (no show)- **DENIED**

Lewis, Jamie, 187 Washington St.- **Granted**

Lopez-Ramirez, M. Antulio, 61 Hanover Street - **Granted**

Moore, Jared, 20 Waverly St. (Tabled 2/14 (no show) - **DENIED**

Mota, Jose Manuel, 660 Boston St. Apt 1- **Granted**

Vargas, Alberto, 465 Essex St. - **Tabled**

LIVERY OPERATOR (RENEWAL)

Lisa Ragusa (30 day renewal) - **Tabled**

REPORT ACCEPTED.

Report of the February 28, 2017 Committee on Public Property and Parks recommending the following to be accepted:

Motion to accept for the file, an update on the prior council vote for the Reservoir site - Pickering School by Attorney James Lamanna - **Granted**

Ordered that Her Honor the Mayor is hereby authorized to execute all necessary documents including an Easement Agreement relating to the granite block and

concrete seawall and stone revetment to facilitate the development of the property commonly referred to as the Beacon Chevrolet site.

Councilor 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 Her Honor the Mayor is hereby authorized to execute all necessary documents including an Easement Agreement relating to the granite block and concrete seawall and stone revetment to facilitate the development of the property commonly referred to as the Beacon Chevrolet site.

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:

10 YES 0 NO (Councilor Barton absent).

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

10 YES 0 NO (Councilor Barton absent).

Ordered that the Law Department cause to be drafted any and all necessary documents and plans to determine whether the property at 97 Parkland Ave can be physically relocated to City of Lynn owned land near the Salt Shed on Parkland Ave, Lynn, MA

Councilor 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 Her Honor the Mayor is hereby authorized to execute all necessary documents including an Easement Agreement relating to the granite block and concrete seawall and stone revetment to facilitate the development of the property commonly referred to as the Beacon Chevrolet site.

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:

10 YES 0 NO (Councilor Barton absent).

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

10 YES 0 NO (Councilor Barton absent).

REPORT ACCEPTED.

NEW BUSINESS:

Adopt Permanently an Ordinance to Repeal the Ordinance Modernizing and Reorganizing the Office of the City Clerk.

Motion made by Councilor Colucci and seconded by Councilor Trahan to approve the Ordinance to Repeal the Ordinance to Modernizing and Reorganizing the Office of the City Clerk.

**Motion carried by the following yea and nay vote:
10 YES 0 NO (Councilor Barton absent).**

Motion made by Councilor Capano and seconded by Councilor Trahan to request the Utilities Company to attend a City Council Meeting to discuss the status of double poles in the City of Lynn.

Motion made by Councilor Colucci and seconded by Councilor Trahan 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