

CITY OF LYNN

**Regular City Council Meeting, July 10, 2018
Council President Darren P. Cyr**

Eleven Councillors Present

Moment of Silence. Councilor Field asked that the Family of Terri Maguire be remembered.

Pledge of Allegiance.

Motion made by Councilor Colucci and seconded by Councilor Capano to accept the Meeting Minutes of June 26, 2018 and June 28, 2018.

Motion carried.

COMMUNICATIONS

Dear Council President Cyr:

Enclosed please find for your review and approval, documents related to the Tax Increment Exemption Agreement, (TIE), which is being offered by the City to Oxford Residential Partners, LLC. Oxford Residential Partners, LLC is in the process of acquiring 34-38 Munroe St, Lynn, MA into 261 market rate residential units with 18,000 commercial square feet on the ground floor. The TIE agreement is for a seven year period 2020-2027 and will receive an approximate property tax savings of \$2,534, 228 and will produce \$5,000,000 in new tax revenue. Mr. Caron, the City's Chief Assessor has reviewed the agreement as well as me. I will be attending the City Council meeting on July 10, 2018 to answer/address any questions for issues the Council may have regarding these documents. Sincerely James M. Cowdell, Director of EDIC.

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

Motion carried by the following yea and nay:

7 YES 4 NO (Councilors Capano, LaPierre, Net and Walsh voting NO).

Dear Council President Cyr:

In June 2016, the Lynn City Council approved the property at 50 Silsbee St for development as a mixed-use project consisting of 115 market rate residential apartments, approximately 21,502 gross square feet of first floor commercial / retail use with on-site parking for 40+ vehicles. Unfortunately, the process of completing

construction documentation, arranging construction/permanent financing, and undertaking the requisite pre-construction due diligence process, it has taken us longer than had been anticipated. The project remains unchanged from that which was originally presented to the City Council in June 2016, and we now anticipate commencing construction at the end of the first quarter of 2019 with occupancy anticipated for the summer of 2020.

Accordingly, so that we may proceed with the development of this project, we herewith respectfully request that the City Council renew its approval of this development as was previously granted in June 2016. Respectfully, Yuriy Blyakham, Manager
36 Gerald Road, Marblehead, MA

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

Motion carried by the following ye and nay vote:

7 YES 4 NO (Councilors Barton, Colucci, Cyr, and LaPierre voting NO).

Friendly amendments made by Lozzi and seconded by Councilor Colucci

To allow the Petitioner a “one year extension”, No other extensions will be granted, and if the Petitioner wants to sell the property, he must come before the Council.

Motion carried by the following ye and nay vote:

11 YES 0 NO

PUBLIC HEARINGS:

Public Hearing: Amend Bond Order from December 18, 2015 re: Capital project
ORDERED: That the Loan Order of the Lynn City Council dated December 18, 2015 authorizing the City of Lynn to incur bonded indebtedness to pay costs of various capital projects within the City of Lynn, in the amount of \$4,000,000.00 (the “Order”), is hereby amended to permit the application of such funds to pay costs of the following alternative capital expenditures:

Flax Pond Playground	irrigation	\$27,000	\$27,000
Gowdy Park	drainage improvements/fence/guardrail	\$108,000	\$108,000
Lynn Woods Playground	play equipment & court restoration	\$25,000	\$25,000
Sheridan Street Playground	play equipment	\$20,000	\$20,000
Keaney Park	court repair	\$50,000	\$50,000
Williams Ave Playground	play equipment replacement & repair	\$45,000	\$45,000
Goldfish Pond Park	masonry and other repairs	\$45,000	\$45,000
Kiley Playground	electrical upgrades and restoration	\$10,000	\$25,000
Frey Park	field light replacement	\$100,000	\$116,000
Warren Street Playground	play equipment & court repairs	\$120,000	120,000

Bennett St. Playground	play equipment & court repairs	N/A	\$50,000
Marian St. Garden Court	resurfacing	N/A	\$8,000
High Rock Reservation	renovations & repair	\$50,000	\$50,000
Angel Island (Broad St.)	repair & restoration (historical trough)	\$50,000	\$50,000
Seaport Marina	dock repair	\$450,000	\$1,000,000
Fraser Field	partial funds for canopy repairs	\$700,000	\$235,000
Lynnfield Street Fire Station	interior renovations & parking lot repair	\$50,000	\$58,000
Fayette Street Fire Station	building renovation design	\$40,000	\$47,000
West Lynn Fire Station	design	\$90,000	\$105,000
Hollingsworth Street Fire Station	interior renovations & building repairs	\$50,000	\$58,000
Western Ave Fire Station	interior renovations	\$60,000	\$70,000
Classical High School	boiler & room	\$500,000	\$530,000
Brickett School	boiler	N/A	\$328,000
City Hall	boiler	N/A	\$350,000
City Hall	external masonry repairs & power washing	\$90,000	\$105,000
DPW Fire Alarm	system replacement	\$150,000	\$175,000
DPW	storage repair	\$200,000	\$200,000

The amounts associated with each capital project are necessarily estimates, and the Mayor may allocate more funds to any one or more such items, and less to others, so long as, in the judgment

of the Mayor, each of such capital expenditures items described above can be completed within the total appropriation made by this Order.

Any premium received upon the sale of any bonds or notes approved by this order, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

Motion made by Councilor Barton and seconded by Councilor Colucci to grant.

Motion carried by the following yea and nay vote:

11 YES 0 NO

PUBLIC HEARINGS TO BE SET DOWN:

-Petition of National Grid to install one sole owned pole on Jenness St at the point approx. 15 ft east of the centerline of the intersection of Jenness St and continuing approx. 15 ft in an East direction. Pole will be located across from pole 66 Jenness St on town property on the east side of Jenness St.

-Petition of National Grid to install approx. 50 feet of conduit southeast from existing Pole #16 on Gas Wharf Rd to the National Grid Gas Regulator on Gas Wharf Road.

-Petition of National Grid to install at the intersection of Essex St and Joyce St approx. 55 feet of conduit southwest from existing Pole #14 on Essex St to National Grid Gas Regulator beside #17 Essex St.

Motion made by Councilor Barton and seconded by Councilor Colucci to set down for Public Hearings.

Motion carried.

COMMITTEES REPORTS:

Report of the July 10, 2018 Committee on Ways and Means recommending the following to be accepted:

Ordered that the City of Lynn accept the provision of M.G.L. Chapter 40, Section 5E with respect to an unemployment compensation benefits. This account shall be funded from Account 11755-1700 in the amount of 100,000.00

Councilor Starbard 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 order that the City of Lynn accept the provision of M.G.L. Chapter 40, Section 5E with respect to an unemployment compensation benefits. This account shall be funded from Account 11755-1700 in the amount of 100,000.00

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 of Lynn shall accept the provisions of M.G.L. Chapter 41, Section 111F relative to public safety injuries on duty medical expenses. This Account will be funded by the following line items:

Org	Object	Project	Description	2019	Original Budget
22105	3103		DOCTOR/DENTIST SERVICES		45,000.00
22105	3104		HOSPITAL & CLINIC		45,000.00
22105	3107		PHYSICAL THERAPY SERVICES		3,000.00
22105	3116		REIMB MED CO-PAY		3,500.00
22105	3199		MISC MEDICAL PROF/TECH		13,000.00
			Police		109,500.00
22405	3103		DOCTOR/DENTIST SERVICES		20,000.00
22405	3104		HOSPITAL & CLINIC		76,000.00
22405	3105		PHARMACY		500.00
22405	3107		PHYSICAL THERAPY SERVICES		25,000.00
22405	3115		REIMB MED/POLICE & FIRE		1,000.00
22405	3116		REIMB RETIREE CO-PAY MEDICAL		7,000.00
			Fire		129,500.00
			Total:	239,000.00	

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22405	3103		DOCTOR/DENTIST SERVICES		20,000.00
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22405	3105		PHARMACY		500.00
22405	3107		PHYSICAL THERAPY SERVICES		25,000.00
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			Fire		129,500.00
			Total:	239,000.00	

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

Ordered that the City of Lynn hereby accepts the provisions of M.G.L. Chapter 40, Section 13D relative to compensated absences and employee buybacks upon termination of employment. This Account shall be funded by a transfer from Reserve Account 98035-7800 in the amount of \$150,000.00.

Councilor Starbard 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 of Lynn hereby accepts the provisions of M.G.L. Chapter 40, Section 13D relative to compensated absences and employee buybacks upon termination of employment. This Account shall be funded by a transfer from Reserve Account 98035-7800 in the amount of \$150,000.00.

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

Ordered that His Honor the Mayor is hereby authorized to enter into a Memorandum of Agreement with the Town of Swampscott to consolidate the Veterans Office with the City of Lynn's Veterans Office.

Councilor Starbard 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 His Honor the Mayor is hereby authorized to enter into a Memorandum of Agreement with the Town of Swampscott to consolidate the Veterans Office with the City of Lynn's Veterans Office.

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

Transfer the sum of SIX HUNDRED FIFTY EIGHT THOUSAND SIX HUNDRED THIRTY TWO DOLLARS AND TWENTY NINE CENTS (658,632.29)

From the Account of OR040-7800 Hood-ARP 658,632.29

To the Account of TBD Hood-ADA Exp 658,632.29

To fund ADA project at Hood School.

Councilor Starbard 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 order transferring the sum of SIX HUNDRED FIFTY EIGHT THOUSAND SIX HUNDRED THIRTY TWO DOLLARS AND TWENTY NINE CENTS (658,632.29)

From the Account of OR040-7800 Hood-ARP 658,632.29

To the Account of TBD Hood-ADA Exp 658,632.29

To fund ADA project at Hood School.

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

Certify as an "Available Fund" the amount of ONE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (100,000.00) as allotted to the City of Lynn Health Department by the Department of Public Health (DPH) to fund a grant initiative for the FY19 Substance Abuse Prevention Collaborative (SAPC). Grant Period is 07/01/18 to 6/30/19 Emergency Preamble in order for Health Department to start spending this funding.

Councilor Starbard 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 to certify as an "Available Fund" the amount of ONE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (100,000.00) as allotted to the City of Lynn Health Department by the Department of Public Health (DPH) to fund a grant initiative for the FY19 Substance Abuse Prevention Collaborative (SAPC). Grant Period is 07/01/18 to 6/30/19 Emergency Preamble in order for Health Department to start spending this funding.

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 ye and nay vote:
 11 YES 0 NO
 REPORT ACCEPTED.

Report of the July 10, 2018 Committee on Public Property and Parks recommending the following to be accepted:

1. Request from prior owner to redeem the city-owned property at 13 Raddin Grove Avenue. – **Motion made by Councilor Field to allow the prior owner to redeem the city-owned property at 13 Raddin Grove Avenue with the stipulation that all taxes, fees, and fines are paid by July 31, 2018.**

2. OTHER BUSINESS
 REPORT ACCEPTED.

Report of the July 10, 2018 Committee on Licensing recommending the following to be accepted:

TAXI OPERATORS NEW:

DIAZ, SANTO-20 MOULTON ST, LYNN MA - **Granted**

GOMEZ, AUGUSTIN- 185 NORTH COMMON ST #18, LYNN MA- **Granted**

ROMAN, LUIS- 129 JACKSON ST #2, LYNN MA- **Granted**

LIVERY OPERATORS NEW:

LANDRY, TRACY- 33 HIGH ST # 310, LYNN (TEMPORARY LIC EXP 07/10/18) - **Granted**

EXTENDED HOUR RENEWALS - PUBLIC HEARING:

65 BOSTON ST CVS PHARMACY 24/7 DAYS (30 DAY REVIEW) - **Granted**

668 CHESTNUT ST CUMBERLAND FARMS 24/7 DAYS (Tabled 6/12, 06/28) - **Granted**

CLASS II AUTO DEALER/AUTO REPAIR/FLAM LICENSE (CHANGE OF ADDRESS)

204 Blossom St. Ext. – Jim McLaughlin’s Lynnway Truck Center, Inc.- **Granted with stipulation no cards pared at 204 Blossom Street.**

AUTO REPAIR/FLAMMABLE LICENSE – NEW

1071 Western Ave. – Ana & Rolando Auto Repair, Inc. (tabled 5/22/18) - **Granted**

1147 Western Ave. – TEKHT Corp. dba Stoneham Boat Center- **Granted**

FLAMMABLE LICENSE – NEW

453 Lynnway – Healey Bus Inc. - **Granted**

AUTO REPAIR/FLAMMABLE LICENSE – REVIEW

68 Bennett St. – Car Works Plus (90 day review re: CORI) – **Granted to next Meeting**

AUTO BODY/AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL

35 Alley St. – Global Auto Body- **Granted**

AUTO REPAIR/FLAMMABLE LICENSE – RENEWAL

407 Essex St. – Melo’s Tire and Auto Service- **Granted**

41 Stewart St. – NRT Bus, Inc. - **Granted**

FLAMMABLE LICENSE – RENEWAL

255 Blossom St. Ext. – National Grid- **Granted**

OTHER BUSINESS:

REPORT ACCEPTED.

Report of the July 10, 2018 Committee of the Whole recommending the following to be accepted:

1. Presentation by Al Wilson re: Beyond Walls / Summertime Events
2. OTHER BUSINESS

REPORT ACCEPTED.

Motion made by Councilor Colucci 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