

CITY OF LYNN

**Regular City Council Meeting, May 22, 2012
Council President Timothy Phelan Presiding**

**Eleven Councillors Present
Moment of Silence. Councillor Barton asked that Shirley F. Coughlin be remembered in their prayers.
Pledge of Allegiance.**

COMMUNICATIONS:

Communication from Her Honor the Mayor:

Dear Councilors:

Enclosed please find for submission to your Honorable Body, the Fiscal Year 2013 City of Lynn Budget. Kindly set the Budget down for Public Hearing.

The total proposed FY'13 budget is \$258,464,797.00.

Sincerely, Judith Flanagan Kennedy, Mayor

Motion made by Councillor Colucci and seconded by Councillor Cyr to set down a Public Hearing on June 26, 2012.

Motion carried by the following yea and nay vote:

11 YES 0 NO

PUBLIC HEARING:

Public Hearing to allow public input to the City's Annual Action Plan, including the use of the Department of Housing and Urban Development appropriations for the Community Development Block Grant, Emergency Shelter Grant, HOME and Housing Opportunities for Persons with AIDS programs.

The following appeared in Favor:

Don Walker, OECD

The following appeared in Opposition:

Two Representatives from the Parent Professional Advocacy League

Public Hearing Closed.

Motion made by Councilor Cahill and seconded by Councillor Colucci to grant.

Motion carried by the following yea and nay vote:

11 YES 0 NO

UNFINISHED BUSINESS:

Finance Committee Meeting of May 8, 2012:

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

From the Account of Fire Department Expense:

To the Account of Unpaid Bills Prior Year: \$124.84

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

Motion carried by the following yeas and nays vote:

11 YES 0 No

From the Account of Reserve Fund:

To the Account of Police Department Expense: \$45,000.00

(underfunded due to increased fuel costs)

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

Motion carried by the following yeas and nays vote:

11 YES 0 No

From the Account of Reserve Fund:

To the Account of Judgments and Awards: \$45,000.00

(Brooks vs City of Lynn)

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

Motion carried by the following yeas and nays vote:

11 YES 0 No

From the Account of Reserve Fund:

To the Account of Veterans Benefits: \$30,000.00

(Benefits under MGL Ch. 115)

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

Motion carried by the following yeas and nays vote:

11 YES 0 No

From the Account of Veterans Benefits Expense:

To the Account of Unpaid Bills Prior Year: \$6,416.97

(unpaid medical bills)

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

Motion carried by the following yeas and nays vote:

11 YES 0 No

From the Account of Reserve Fund:

To the Account of City Hall Capital Improvement: \$50,000.00

(Auditorium HVAC Design)

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

Motion carried by the following ye a n ay vote:

11 YES 0 No

COMMITTEE REPORTS:

Report of the Committee on Ordinance recommending the following to be accepted:

DISCUSSION AND/OR TO SET DOWN PUBLIC HEARING:

1. A Proposed Ordinance Amending the Ordinance Prohibiting the Sale of Drug Paraphernalia in the City of Lynn. – **(Set Down for Public Hearing).**
2. A Proposed Ordinance Creating A Human Rights Commission in the City of Lynn. **(Set Down for Public Hearing).**
3. OTHER BUSINESS:

REPORT ACCEPTED.

Report of the May 22, 2012 Committee on Public Property recommending the following to be accepted:

Ordered that the Mayor is hereby authorized to execute a quitclaim deed for the premises known as 123 Sheila's Way, Lynn, Block 024, Lot 086 to Francis D. Riley and Diane Riley, for consideration paid in the amount of \$3,600.00 with the stipulation that land be used for landscaping only and no building be erected on said land. **(Lays over to June 5, 2012).**

REPORT ACCEPTED.

Report of the May 22, 2012 Committee on Minor Licenses recommending the following to be accepted:

TAXI OPERATORS (NEW)

Colucci, Michael, 18 Countryside Lane, Marblehead tabled 5/10/12- **Granted**

Diaz, Kevin, 36 Whiting St. - **Granted**

Lucas, Frederic, 67 Rockaway St. - **Granted**

Rosa, Randy, 12 Parkland Ave. #18, -(formerly w/Union Taxi)chg. Company- **Granted**

Santos, Carlos, 5 Hamilton Ave. #3, Lynn - **Tabled**

LIVERY OPERATORS (NEW)

Asri, Abdellatif, 43 Edwards Ct. (application w/Brother's Limousine) - **Granted**

Colucci, Michael 18 Countryside Lane, Marblehead tabled 5/8/12- **Granted**

Koch, Jerry, 208 Washington St. #304 - **Tabled**

Samianino, Robert, 20 Neptune Blvd. #414-(temp license given on 4/23/12

(had open case which is now closed -copy of court document attached) **Granted**

w/30-60-90 Review

LIVERY SERVICE (TRANSFER OF LOCATION)

Union Taxi, Co, to 106R Chestnut St. from 202 Blossom St.Ext- **Granted**

LIVERY SERVICE BUSINESS & LIVERY VEHICLE (NEW)

Brothers Limousine Service, 43 Edwards Ct. Lynn- **Granted**

DOOR TO DOOR SALES

4 Little Brook Ct., Burlington, MA, Arm Security - **Tabled**

1253 New Market Ave. Suite F. South Plainfield, N.J., 1st Light Energy - **Tabled**

NEW SECOND HAND ARTICLES LICENSE

810 Lynnway, (2 Lynnway) Patriots Games - **Tabled**

COIN OPERATED DEVICES/RENEWAL

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

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

105 Federal St. – AOH – 1 Class II- **Granted**

160 Franklin St. – Hogan’s II – 1 Class II, 1 Class III- **Granted**

AUTO REPAIR /FLAMMABLE – NEW

18A Alley St. – Torres Auto Repair- **Granted**

37 Bennett St. – P.J.’s Auto Repair - **Tabled**

AUTO REPAIR/FLAMMABLE – RENEWAL AND CHANGE OF ADDRESS

100 Central Ave. – JB Auto Center (moving from 315 Lynnway) - **Granted**

AUTO BODY/AUTO REPAIR/FLAMMABLE – RENEWAL

17 Alley St. – Italmondo Auto Body- **Granted**

165 Commercial St. – Igor’s Auto Body- **Granted**

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

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

AUTO REPAIR/FLAMMABLE – RENEWAL

50 Bennett St. – Landry Automotive- **Granted**

60 Bennett St. – Bennett Street Tire- **Granted**

411 Broad St. – Meineke Car Care Center- **Granted**

8 Burrus Sq. – Jesus Auto Repair- **Granted**

326 Chatham St. – Automotive Service- **Granted**

106 Chestnut St. – Los “V” Tires- **Granted**

131 Commercial St. – North Shore Car Rental- **Granted**

407 Essex St. – Reynolds Auto Repair- **Granted**

349 Lynnway – Morgan’s Garage- **Granted**

453 Lynnway – George’s Expert Auto & Marine- **Granted**

637 Lynnway – Sullivan Tire & Auto Service- **Granted**

843 Lynnway – EZ Auto Care Centers- **Granted**

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

9 Minot St. – West Auto Sports & Mechanical- **Granted**

76 Oakville St. – Meninno Construction Co., Inc. - **Granted**

125 Pleasant St. – American Repair & Service- **Granted**

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

725 Summer St. – R.D. Automotive- **Granted**

233 Western Ave. – Ingram’s Service Center- **Granted**

240 Western Ave. – Gibbs Auto Service- **Granted**
 1147 Western Ave. – Stoneham Boat Center, Inc. - **Granted**

FLAMMABLE/RENEWAL

6 Bennett St. – L-A-C Steel- **Granted**
 30 Boston St. – Home Décor Group- **Granted**
 668 Chestnut St. – Cumberland Farms #2492- **Granted**
 21 City Hall Sq. – Verizon New England - **Granted**

OTHER BUSINESS:
REPORT ACCEPTED.

Report of the May 22, 2012 Committee on Finance recommending the following to be accepted:

1. Discussion re: DPW Snow and Ice Allocation
REPORT ACCEPTED.

NEW BUSINESS:

RESOLUTION – CITY OF LYNN
Councilors Barton, Cahill, Capano, Crighton, Hong

RESOLUTION IN SUPPORT OF INVESTING IN OUR COMMUNITIES

WHEREAS, Since the 1990s, annual tax revenues are down by more than \$3 billion as a share of the state’s economy, and this ongoing structural shortfall is primarily the result of income tax cuts enacted over the past 15 years; and
 WHEREAS, the Commonwealth has made \$3 billion in cuts to essential programs since the current recession began, including cuts to K-12 education, higher education, local aid, services for seniors, public safety, human services and other programs; and
 WHEREAS, Massachusetts continues to face a revenue deficit that will no doubt lead to additional cuts in state and local programs in Fiscal Year 2013; and
 WHEREAS, Between the FY2009 enacted budget and the FY2012 current budget, spending on general local aid funding as adjusted for inflation was cut by almost half a billion dollars, or 34%; and
 WHEREAS, The City of Lynn has lost \$9.4 million in state aid over the last three years; and
 WHEREAS, This aid helps to pay for the critical services on which our community depends, including police and fire departments, garbage collection, road repair, playgrounds, libraries, etc; and
 WHEREAS, These services are what make the City of Lynn a good place to live and they enhance the quality of the life for all Lynn residents; and

WHEREAS, The City of Lynn will continue to struggle with these budget cuts year after year until the state's revenue deficit is addressed; and

WHEREAS, In order to address that deficit, the state needs to raise significant new revenue.

THEREFORE, BE IT RESOLVED THAT The Lynn City Council urges the Governor and the State Legislature to further invest in our communities, to strengthen our economy and to improve the quality of life of Massachusetts residents by passing legislation that raises substantial new revenue while holding down increases for low and middle income individuals and families.

The following spoke in Favor:

Barbara Mann, Mass Senior Action

Leslie Greenberg, Mass Senior Action

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

Motion carried by the following yea and nay vote:

10 YES 0 NO (Councillor Lozzi absent).

Motion made by Councillor Crighton and seconded by Councillor Ford to set down a Public Hearing relative to a burnt, dilapidated or dangerous building or other structure located at 248 Boston 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 Colucci and seconded by Councillor Barton 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