

## CITY OF LYNN

**Regular City Council Meeting, July 8, 2014  
Council President Daniel F. Cahill Presiding**

**Eleven Councillors Present**

**Moment of Silence. Council President Cahill asked that Doug Peterson be remembered.**

**Pledge of Allegiance.**

**Motion made by Councilor Colucci and seconded by Councilor Trahan to accept the Meeting Minutes of June 10, 2014.**

**Motion carried.**

**Motion made by Councilor Colucci and seconded by Councilor Trahan to suspend the rules for a Presentation from Quaran TEEN/Lynn Library.**

**Motion carried.**

### **PUBLIC HEARINGS:**

An Ordinance Amending the City of Lynn Zone Ordinance to Include Floodplain Districts.

Amend Section 1(D):

D. *“The Flood Plain District includes all special flood hazard areas within the City of Lynn designated as Zones A, AE, AO and VE on the Essex County Flood Insurance Rate Map (FIRM), on file with the Department of Inspectional Services. The map panels of the Essex County FIRM that are wholly or partially within the City of Lynn are panel numbers 25009C0394F, 25009C0413F, 25009C0414F, 25009C0526F and 25009C0527F dated July 3, 2012; and 25009C0507G, 25009C0528G, 25009C0529G, 25009C0531G and 25009C0533G dated July 16, 2014. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Essex County Flood Insurance Rate Map.*

The following appeared in Favor.

Mary Dolan, 180 Den Quarry Road

The following appeared in Opposition:

Miguel Funez, 6 Bay State Road, Lynn

Charles T. O’Brien, 32 Virginia Terrace Lynn

Harold Agin, 36 Oneida Street

Doug Meshna, 29 Atlantic Terrace

Walter Hand, 32 Sweetzer Terrace

Public Hearing Closed.

**Council President Cahill stated that the Planning Board sent a Letter stating a Public Hearing was held by the Planning Board and the Amendment was approved.**

**Councillor Capano 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 Ordinance Amending the City of Lynn Zone Ordinance to Include Floodplain Districts – Amend Section 1(D):**

**D. “The Flood Plain District includes all special flood hazard areas within the City of Lynn designated as Zones A, AE, AO and VE on the Essex County Flood Insurance Rate Map (FIRM), on file with the Department of Inspectional Services. The map panels of the Essex County FIRM that are wholly or partially within the City of Lynn are panel numbers 25009C0394F, 25009C0413F, 25009C0414F, 25009C0526F and 25009C0527F dated July 3, 2012; and 25009C0507G, 25009C0528G, 25009C0529G, 25009C0531G and 25009C0533G dated July 16, 2014. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Essex County Flood Insurance Rate Map.**

**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:**

**9 YES 2 NO (Councilor Cyr and Councilor Trahant voting NO on the Emergency)**

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

**11 YES 0 NO**

Petition of CVS Pharmacy, Gary McCoy, for permission for a sign permit at 65 Boston Street.

The following appeared in Favor:

Carol Bugby, Representative from CVS

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Lozzi and seconded by Councilor Trahant to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of Lynn Storage, LLC, Gary Delaney, for permission for a sign permit at 154 Pleasant Street.

The Following appeared in Favor:

Gary Delaney

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Capano and seconded by Councilor Crighton to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of Comcast, Timothy Broderick, for permission to install from existing manhole on Sutton Street Place, (1) 4" pvc conduit 285' +/- in a Southwesterly direction to property at 1 City Hall Square.

The following appeared in Favor:

Timothy Broderick, Comcast

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Chakoutis and seconded by Councilor Net to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of T-Mobile, Scott Suleski, for permission for a sign permit at 409 Lynnway.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Capano and seconded by Councilor Colucci to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of Sullivan Tire, Mario Castagna, for permission for a sign permit at 637 Lynnway.

The following appeared in Favor:

Mario Castagna, Owner

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Capano and seconded by Councilor Trahan to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of Tony's Pub & Grill, Anthony Nicosia, for permission for a sign permit at 196 Franklin Street.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

Council President Cahill announced that Mr. Nicosia was present earlier, however, due to the heat he left.

**Motion made by Councilor Chakoutis and seconded by Councilor Barton to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of Holy Family Church – East Coast Midway Amusements, Reverend Gregory Mercurio, for permission for a “Festa Italiana” at 26 Bessom Street on August 7, 8 & 9, 2014. Thursday and Friday, 6-10 pm and Saturday 12-10 pm.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Cyr and seconded by Councilor Trahan to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of Lighttower Communications Inc., contracted with Phoenix Communications to place conduits at four locations in the City of Lynn. The first three will service private property at 195 Market Street and the fourth installation will service private property at 112 Market Street. The conduits to be located substantially as follows:

1. Install approximately 380’ linear feet of (1) 4” SCH40 PV concrete encased conduit starting at Verizon MH710 to Private Property at 195 Market Street.
2. Install approximately 150’ linear feet of (1) 4” SCH40 PV concrete encased conduit starting at Verizon MH107 to Verizon MH1068.
3. Install approximately 210’ linear feet of (1) 4” SCH40 PVC concrete encased conduit starting at Verizon MH138 to Riser Pole #1.
4. Install approximately 170’ linear feet of (1) SCH40 PV concrete encased conduit starting at Verizon MH151D to Private Property at #112 Market Street.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Chakoutis and seconded by Councilor Barton to grant the prayer of the Petitioner with the stipulation that #2 be completed before the paving of Pleasant Street or Contractor must repave curb to curb; and Stipulation on #4 is that if traffic loop is disrupted, it must be replaced.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

Petition of Lynnway Liquor Mart, Cliff Ansara, for permission for a sign permit at 702 Lynnway.

No one appeared in Favor.

No one appeared in Opposition.

Public Hearing Closed.

**Motion made by Councilor Capano and seconded by Councilor Crighton to grant the prayer of the Petitioner.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

### **PUBLIC HEARINGS TO BE SET DOWN:**

-Petition of Comcast, Timothy F. Broderick, for permission to place (1) 4" pvc conduit 96' +/- in a Southwesterly direction from 12 City Hall Square to 1 Market Street.

-Petition of LaParada Restaurant, Francisco Tolentino, for permission to amend Special Permit Decision of August 13, 2013 from hours of operation from 11:00 a.m. to 9:00 p.m. seven days per week to 8:00 a.m. – 10:00 p.m. Monday through Saturday, 10:00 a.m. – 10:00 p.m. Sunday for Wine & Malt. Restaurant must be closed at 11:00 p.m.

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

**Motion carried.**

### **UNFINISHED BUSINESS:**

#### **Public Property and Parks Committee Report of June 24, 2014:**

Motion to set down public hearing on the abandonment of a portion of land on Garfield Terrace.

Ordered that the Mayor be authorized to accept a deed on behalf of the City of Lynn, from Neighborhood Development Associates, Inc. for a parcel of land known as Parcel 083-714-049 Mount Pleasant Place, containing 1,191 Square feet.

Ordered that the Mayor be authorized to accept a deed on behalf of the City of Lynn, from Neighborhood Development Associates, Inc. for a parcel of land known as Parcel 052-737-064 Aborn Place, containing 703 Square feet.

Ordered that the City owned property at 143-145 and 147-153 Central Avenue, be awarded to R.F. Sullivan Lynn Realty Trust for the sum of One Hundred Fifty Thousand Dollars (\$150,000.00) with stipulation that all requirements set forth in the RFP be

adhered to. Further ordered that Her Honor the Mayor is authorized to execute a Purchase and Sales, Deed, and any other document required to effectuate conveyance.

Ordered that the City owned parcel at 113-119 Broad Street, Parcel No. 082-598-109 be placed out to bid with a minimum bid price of Three Hundred Thousand Dollars (\$300,000.00) and further that bidder provide proof of sufficient funds to complete proposed project.

Motion to allow the Department of Public Works to dispose of the following vehicles:

DPW	M66066	1998 FORD F150	2FTZF18W3WCA37548
DPW	M75091	1994 MITSUBISHI MONTERO	NJ216A JAMR51M4RJ009467
DPW	M77615	2003 FORD CROWN VIC	2FAFP71WX3X112432
ISD	M81476	1999 DODGE VAN B1500	2B7HB11X0XK535997
ISD	M82410	1998 DODGE VAN B1500	2B7HB117WK156297
ISD	M81491	1998 DODGE VAN B1500	2B7HB11X5WK148716
ISD	M81492	1998 DODGE VAN B3500	2B7KB31Y8WK156724
ISD	M81481	2000 DODGE VAN B1500	2B7HB11X0YK140946
ISD	M81490	2003 FORD CROWN VIC	2FAFP71W53X112435
PARKI	M61246	1998 FORD EXPLORER	1FMZU34E8WZC02037
NG			
POLICE	41CP14	2000 FORD CROWN VIC	2FAFP71WOYX200011
POLICE	104JVV	1998 FORD TAURUS	1FAFP52U3WA116966

**Motion made by Councilor Colucci and seconded by Trahant to grant.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

#### **Personnel Committee Meeting of July 1, 2014.**

**Motion to recommend the appointment of Christopher Gaeta to the position of Assessor.**

**Motion made by Councilor Ford and seconded by Councilor to grant.**

**Motion carried on the following vote:**

<b>BARTON</b>	<b>Christopher Gaeta</b>	<b>CYR</b>	<b>Christopher Gaeta</b>
<b>CAHILL</b>	<b>Christopher Gaeta</b>	<b>FORD</b>	<b>Christopher Gaeta</b>
<b>CAPANO</b>	<b>Christopher Gaeta</b>	<b>LOZZI</b>	<b>Christopher Gaeta</b>
<b>CHAKOUTIS</b>	<b>Christopher Gaeta</b>	<b>NET</b>	<b>Christopher Gaeta</b>
<b>COLUCCI</b>	<b>Christopher Gaeta</b>	<b>TRAHANT</b>	<b>Christopher Gaeta</b>
<b>CRIGHTON</b>	<b>Christopher Gaeta</b>		

**Christopher Gaeta = 11**

Ordered that Her Honor the Mayor is hereby authorized to execute an Agreement for Judgment in the lawsuit John E. Pace v. City of Lynn and Richard Fortucci, Essex

Superior Court Civil Action Number 2011-1360 and all necessary documents to effectuate the settlement. - **Granted**

**Motion made by Councilor Ford and seconded by Councilor Cyr to accept the remainder of the report.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

## **COMMITTEE REPORTS:**

**Report of the July 8, 2014 Committee on Ways and Means recommending the following to be accepted:**

Ordered that the City Comptroller be and is hereby authorized to take the following action:

Certify as an "Available Fund" the amount of SEVENTY THOUSAND DOLLARS AND ZERO CENTS (\$70,000.00) as allotted to the City of Lynn Community Development by the Massachusetts Historical Society to fund a grant initiative to perform repairs to the High Rock Cottage. Grant Period is 6/26/14 to 6/30/15.

**Councillor 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 to certify as an "Available Fund" the amount of SEVENTY THOUSAND DOLLARS AND ZERO CENTS (\$70,000.00) as allotted to the City of Lynn Community Development by the Massachusetts Historical Society to fund a grant initiative to perform repairs to the High Rock Cottage. Grant Period is 6/26/14 to 6/30/15.**

**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**

Transfer the sum of One Hundred Seventy Thousand Six Hundred Fifteen Dollars and Zero Cents (\$170,615.00) from the Financial Software Account to the DP/Transfer Account.

**Councillor 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 a financial order transferring the sum of One Hundred Seventy Thousand Six Hundred Fifteen Dollars and Zero Cents (\$170,615.00) from the Financial Software Account to the DP/Transfer Account.**

**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**

Transfer the sum of Thirty Five Thousand Dollars and Zero Cents (\$35,000.00) from the Reserve Account, Seventeen Thousand Five Hundred Dollars(\$17,500.00 to the Capital/Connery Account and Seventeen Thousand Five Hundred Dollars to the Capital/Harrington Account.

**Councillor 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 a financial order transferring the sum of Thirty Five Thousand Dollars and Zero Cents (\$35,000.00) from the Reserve Account, Seventeen Thousand Five Hundred Dollars(\$17,500.00 to the Capital/Connery Account and Seventeen Thousand Five Hundred Dollars to the Capital/Harrington Account.**

**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**

Transfer Twenty Thousand Dollars and Zero Cents (\$20,000.00) from the Workers Comp/Benefits Account to the FICA Account.

**Councillor 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 a financial order transferring Twenty Thousand Dollars and Zero Cents (\$20,000.00) from the Workers Comp/Benefits Account to the FICA Account.**

**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**

Transfer the sum of One Hundred Sixty Thousand Dollars and Zero Cents (\$160,000.00) from the Workers Comp/Benefits Account to the Bond Debt/Principle Account.

**Councillor 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 a financial order transferring the sum of One Hundred Sixty Thousand Dollars and Zero Cents (\$160,000.00) from the Workers Comp/Benefits Account to the Bond Debt/Principle Account.**

**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**

Transfer the sum of Three Hundred Thousand Dollars and Zero Cents (\$300,000.00) from the Reserve Account to the Settlement/Judgments Account.

**Councillor 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 a financial order transferring the sum of Three Hundred Thousand Dollars and Zero Cents (\$300,000.00) from the Reserve Account to the Settlement/Judgments Account.**

**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 Mayor be authorized to execute a Grant Agreement by and between the City of Lowell and the City of Lynn to receive funds in the amount of Three Hundred Sixty Three Thousand Four Hundred Ninety Two Dollars and Zero Cents (\$363,492.00) to administer the Essex County HOPWA Program which supports local comprehensive strategies to meet the housing needs for persons with Acquired Immunodeficiency Syndrome (AIDS) or related diseases, and their families.

**Councillor 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 a financial Ordered that the Mayor be authorized to execute a Grant Agreement by and between the City of Lowell and the City of Lynn to receive funds in the amount of Three Hundred Sixty Three Thousand Four Hundred Ninety Two Dollars and Zero Cents (\$363,492.00) to administer the Essex County HOPWA Program which supports local comprehensive strategies to meet the housing needs for persons with Acquired Immunodeficiency Syndrome (AIDS) or related diseases, and their families.**

**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**

**REPORT ACCEPTED.**

**Report of the July 8, 2014 Committee on Public Safety and Public Health recommending the following to be accepted:**

Recommends that the Lynn City Council be requested to set down a Public Hearing relative to a burnt, dilapidated or dangerous building or other structure located at 54 Chestnut 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. – **Granted**  
**REPORT ACCEPTED.**

**Report of the July 8, 2014 Committee on Licensing recommending the following to be accepted:**

**TAXI OPERATORS (NEW)**

Barahona, Juan. 37 Green St # 108 - **DENY**

Konieczny, John J. 21 Glenwood Terr. - **Granted**

Kwende, Osbert. 508 Summer St # 1- **Granted**

Saint-Jour, Jean Bernard. 427 Western Ave. - **Granted**

Stiles, David. 8 Nahant Place # 105. - **Granted**

**TAXI OPERATORS- 30 DAY REVIEW**

Bingham, Joseph T. 56 Broad St # 2. - **Granted**

McCollin, Charles. 101 Waite St # B4. Malden - **Tabled**

**LIVERY OPERATORS-NEW**

Iovanne, Robert John. 34 Nahant St. - **Granted**

**EXTENDED HOURS PUBLIC HEARING TO BE SET DOWN – NEW**

Lynnway Restaurant, 168 Broad Street- 10:00 AM-2:00 A.M. 7 days - **DENY**

**Junk Dealer-New**

1069R Western Ave., Mattuchio Metals LLC (tabled prev. meeting) - **Table**

**SIGNS-RENEWAL**

337 Boston St., Boston Street Variety- **Granted**

134 Central Ave., Zakho Convenience- **Granted**

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

136 Cottage St, Bay State Auto Service & Sales- **Granted**

496-500 Eastern Ave., D'Amici's Bakery- **Granted**

161 Essex St. Alnour Market- **Granted**

163 Essex St., Swampscott Refrigeration- **Granted**

306 Essex St., Barretts Pet Food- **Granted**

26 Joyce St., Full Color- **Granted**

2 Lafayette St., Professional Beauty Salon- **Granted**

114-116 South Common, Cibao Market- **Granted**

90 Walnut St., Cher Magic- **Granted**

465 Washington St., Panakio Adjusters- **Granted**

101 Western Ave., Greg Rogers- **Granted**

**AUTO BODY/AUTO REPAIR/FLAMMABLE LICENSE/RENEWAL**

985 Western Ave. – Massachusetts Bay /Transportation Authority

**FLAMMABLE LICENSE – RENEWAL**

152 Boston St. – Advance Auto Parts

96 Seymour St. – National Welding- **Granted**

**CANNING**

Lynn English Girls Volleyball (Adults Only) – July 19, 2014, August 13, 2014 and August 25, 2014- **Granted**

Lynn Classical Girls Cheering (Adults Only) – July 26, 27, 28, 2014- **Granted**

**OTHER BUSINESS**

**REPORT ACCEPTED.**

**Report of the July 8, 2014 Committee on Public Property and Parks recommending the following to be accepted:**

Ordered that the Mayor be authorized to execute the License Agreement on behalf of the City of Lynn with the Trustees of the Seaport Landing Condominium Trust for a license to occupy and use Unit 3M, 154 Lynnway, Lynn, Massachusetts, as an Office for the City of Lynn Marina Manager to operate the adjacent Marina.

**Councillor Colucci 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 Mayor be authorized to execute the License Agreement on behalf of the City of Lynn with the Trustees of the Seaport Landing Condominium Trust for a license to occupy and use Unit 3M, 154**

Lynnway, Lynn, Massachusetts, as an Office for the City of Lynn Marina Manager to operate the adjacent Marina.

**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**

**REPORT ACCEPTED.**

### **NEW BUSINESS:**

#### **Resolution / Colucci**

#### **RESOLUTION IN SUPPORT OF RESPECT AND DIGNITY FOR DOMESTIC WORKERS**

Whereas, Massachusetts' domestic workers—comprised of housekeepers, nannies, and caregivers and service providers for children, persons with disabilities, and the elderly—work in private households to care for the health, safety and well-being of the most important aspects of our lives, our families and our homes; and

Whereas, domestic workers play a critical role in Massachusetts' economy, working to ensure the health and prosperity of our families and freeing others to participate in the workforce, which is increasingly necessary in these difficult economic times; and

Whereas, domestic workers usually work alone, behind closed doors, and out of the public eye, leaving them isolated, vulnerable to abuse and exploitation, and unable to advocate collectively for better working conditions; and

Whereas, domestic workers often labor under harsh conditions, work long hours for low wages without benefits or job security, and face termination without notice or severance pay, leaving many suddenly without both a job and a home; and

Whereas, most domestic workers work to support families and children of their own and more than half are primary income earners, yet two-thirds of domestic workers earn low wages or wages below the poverty line; and

Whereas, many employers desire to treat their caregivers and housekeepers fairly, but do not have the information to guide them in setting terms of employment, and may never develop a formal contract or clearly establish the rights and obligations each party owes to the other; and

Whereas, the Fair Labor Standards Act of 1938 (29 U.S.C. Sec. 201 et seq.), which Congress enacted to ensure a fair day's pay for a fair day's work, intentionally excluded domestic workers from its protection to appease politicians from Southern states who would not support extending workers' right to domestic workers many of whom were African American women; and

Whereas, the Commonwealth of Massachusetts has passed sweeping legislation also known as the Domestic Workers' Bill of Rights to rectify past exclusions and to assure state laws are responsive to the unique needs of domestic workers; and

THEREFORE, be it resolved that the City of Lynn supports respect and dignity for all domestic workers and pledges its support to ensure that domestic workers in Lynn are aware of their new rights and will collaborate with domestic worker led committees to help eliminate trafficking, exploitation and forced labor in Lynn; and, to work with local employers to address the needs of those providing care services and those receiving care services.

**Motion made by Councilor Colucci and seconded by Councilor Trahan to suspend the rules and allow a representative from MATAHARI to speak.**

**Motion carried.**

**Ms. Marlene Juarez, 1 Chase Street, Lynn spoke on behalf of the Resolution.**

**Motion made by Councilor Colucci and seconded by Councilor Cyr to grant.**

**Motion carried by the following yea and nay vote:**

**11 YES 0 NO**

**Motion made by Councilor Cyr and seconded by Councilor Ford to request that the Mayor reconsider the 2% cut in all department budgets and put it back in each budget so as to level fund each department for FY'15.**

**Motion carried.**

**Motion made by Councilor Capano and seconded by Crighton to request EDIC to work with the Workforce Investment Board +to see if they can find a new location for them in the City of Lynn.**

**Motion carried.**

**Motion made by Councilor Colucci and seconded by Councilor Cyr 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**