

## **MINUTES OF THE MEETING** **OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, January 2, 2018**

**The INAGURUAL MEETING** of the City Council was held on **Tuesday, January 2, 2018** at 7: 00 p.m.

Approximately Seventy Two [72] persons were present.

The Pledge of Allegiance was recited.

### **I. OATH OF OFFICE ADMINISTERED: LAWRENCE CITY COUNCIL, LAWRENCE SCHOOL COMMITTEE, GREATER LAWRENCE TECHNICAL HIGH SCHOOL COMMITTEE**

City Clerk William J. Maloney announced that the duly Elected Members of the Lawrence City Council, Lawrence School Committee and the Greater Lawrence Technical School Committee are presented for the administration of the Oath of Office in accord with the lawful provisions of the Lawrence City Charter which provides for the term of office of all members of the City Council and the Lawrence School Committee to be for two years beginning at seven o'clock in the evening on the first secular day in January of each even numbered year following their election and shall continue until their successors have been chosen and qualified [See, Sec. 3.1(c) and Sec. 5.1(c) of the Lawrence City Charter [2018 ed.]

City Clerk Maloney proceeded to administer the Oath of Office to the Members of the Greater Lawrence School Committee, Lawrence School Committee and the Lawrence City Council elected to a term of two years at the Municipal Election held on Tuesday, November 7, 2017 in the City of Lawrence, Massachusetts. The following Public Officials were present and the Oath of Office was Administered to commence their term of office:

#### **Greater Lawrence School Committee Members [Lawrence Members]:**

Leo J. Lamontagne;  
Gary M. Mannion, Jr.;  
Stephany Infante;

#### **Lawrence School Committee Members:**

Donna L. Bertolino [District A];  
Elissa M. Salas [District B];  
Adderly Gonzalez [District C];  
Marianela Rivera [District D];

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Patricia M. Mariano [District E];  
 Stacy Seward [District F];  
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**Lawrence City Council Members:**

Brian A. DePena [Councilor at Large]  
 Ana Levy [Councilor at Large];  
 Pavel Payano [Councilor at Large];  
 Maria Delacruz [District A];  
 Estela A. Reyes [District B];  
 Kendrys R. Vasquez [District C];  
 Jeovanny Rodriguez [District D]  
 David C. Abdoo [District E];  
 Marc L. Laplante [District F];

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Note: The Oath of Office was Administered to Mayor Daniel Rivera by Assistant Clerk Carole T. Morin on January 2, 2018 at or about 7:00 p.m. at other proceedings as duly recorded with the Record of Oaths Administered maintained by the Office of the City Clerk for the City of Lawrence, Massachusetts.

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Upon the conclusion of the Administration of the Oath of Office proceedings, City Clerk Maloney announced that the Members of the Lawrence School Committee would be conducting its “Organizational Meeting” in public session at its offices at 237 Essex Street in Lawrence, Massachusetts.

The Organizational Meeting of the Lawrence School Committee being conducted pursuant to Section 5.2 of the Lawrence City Charter which provides in part as follows:

**5.2 Organization. Officers.**

The school committee shall meet at seven o'clock in the evening on the first secular day in January in each even numbered year. After a majority of the school committee members elect have been sworn they shall be called to order by the mayor, or in his absence by the member present senior in service, who shall preside. The school committee shall then elect, from its membership, by roll call vote, a vice-chairman of the committee. Four votes shall be necessary for election. No other business shall be in order until the school committee has thus been organized.

City Clerk Maloney then called to order the “Organizational Meeting” of the Members of the Lawrence City Council pursuant to Section 3.2 of the Lawrence City Charter which requires the election of the President and

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Vice President of the City Council by its Members and provides in part as follows:

### 3.2 Organization. Officers.

The city council shall meet a seven o'clock in the evening on the first secular day in January of each even numbered year. After a majority of the councillors elect have been sworn they shall be called to order by the city clerk, or in the absence of the city clerk by the member present senior in years of service, who shall preside. The city council shall then elect, from its membership, by separate roll call votes, a president and a vice-president. Five votes shall be necessary for election. No other business shall be in order until the city council has thus been organized.

City Clerk Maloney designated the seats of each of the Lawrence City Council Members by random selection whereby each Council Member selected a “playing card” from a deck containing nine (9) cards and assigning each of the Council Members a seat from 1 to 9 to right of the City Clerk. The result of this manner of selection resulted in seating the Council Members to the right of the City Clerk as follows:

Seat #1 - Councilor Estela Reyes  
 Seat #2 - Councilor Ana Levy  
 Seat #3 - Councilor David Abdoo  
 Seat #4 - Councilor Marc Laplante  
 Seat #5 - Councilor Jeovanny Rodriguez  
 Seat #6 - Councilor Maria Delacruz  
 Seat #7 - Councilor Pavel Payano  
 Seat #8 - Councilor Kendrys Vasquez  
 Seat #9 - Councilor Brian DePena

### **Doc. 1/2018 Election of City Council President**

City Clerk Maloney introduced the above item and explained the process of electing the City Council President and Vice President to the Council Members present. The City Clerk then opened Nominations for City Council President and called upon the Council Members to present their nomination with proceedings recorded as follows:

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**DOC # 1-2018; ELECTION OF LAWRENCE CITY COUNCIL PRESIDENT**  
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**UPON BEING RECOGNIZED, COUNCILOR ESTELA REYES PRESENTED A MOTION TO NOMINATE COUNCILOR KENDRYS VASQUEZ AS PRESIDENT OF THE LAWRENCE CITY COUNCIL AS SECONDED BY COUNCILOR BRIAN DEPENA.**  
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**[X] NOMINATION ACCEPTED BY COUNCILOR KENDRYS VASQUEZ**  
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Upon no further nominations presented by the Council Members, City Clerk William J. Maloney closes nominations for City Council President and opens the floor for a Motion to Elect the President of the Lawrence City Council.

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**MOTION TO ELECT KENDRYS VASQUEZ AS CITY COUNCIL PRESIDENT;  
1<sup>ST</sup>; ML; 2<sup>ND</sup>: DA;**

**[X] APPROVED BY ROLL CALL VOTE [Vote # 1]**

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<b>Vote # 1</b>	<b>date:1-2-18</b>	<b>Yes</b>	<b>no</b>	<b>absta</b>	<b>presnt</b>	<b>absnt</b>
<b>RIGHT ▼</b>						
Counc. Estela Reyes [ER]		<b>X</b>				
Counc. Ana Levy [AL]		<b>X</b>				
Counc. David Abdoo [DA]		<b>X</b>				
Counc. Marc Laplante [ML]		<b>X</b>				
Counc. Jeovanny Rodriguez [JR]		<b>X</b>				
Counc. Maria Delacruz [MD]		<b>X</b>				
Counc. Pavel Payano [PP]		<b>X</b>				
Counc Kendrys Vasquez [KV]		<b>X</b>				
Counc. Brian DePena [BD]		<b>X</b>				
<b>TOTALS</b>		<b>9</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

City Clerk William J. Maloney declares Councilor Kendrys Vasquez as the duly Elected President of the Lawrence City Council by vote of the City Council Members as called and recorded above.

City Clerk William J. Maloney relinquishes the gavel to City Council President Kendrys Vasquez to conduct further proceedings to Elect the Lawrence City Council Vice President.

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**Doc. 2/2018 Election of City Council Vice President**

City Council President Kendrys Vasquez introduced the above item and explained the process of electing the City Council Vice President to the Council Members present. Council President Vasquez then opened Nominations for City Council Vice President and called upon the Council Members to present their nomination with proceedings recorded as follows:

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**DOC # 2-2018; ELECTION OF LAWRENCE CITY COUNCIL VICE PRESIDENT**

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**Nomination #1:**

**UPON BEING RECOGNIZED, COUNCILOR DAVID ABDOO PRESENTED A MOTION TO NOMINATE COUNCILOR MARC LAPLANTE AS VICE PRESIDENT OF THE LAWRENCE CITY AS SECONDED BY COUNCILOR ESTELA REYES.**

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**[X] NOMINATION ACCEPTED BY COUNCILOR MARC LAPLANTE**

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**Nomination #2:**

**UPON BEING RECOGNIZED, COUNCILOR PAVEL PAYANO PRESENTED A MOTION TO NOMINATE COUNCILOR JEOVANNY RODRIGUEZ AS VICE PRESIDENT OF THE LAWRENCE CITY AS SECONDED BY COUNCILOR BRIAN DEPENA.**

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**[X] NOMINATION ACCEPTED BY COUNCILOR JEOVANNY RODRIGUEZ**

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**UPON NO FURTHER NOMINATIONS PRESENTED, COUNCILOR PAVEL PEYANO PRESENTED A MOTION TO CLOSE NOMINATIONS FOR THE NOMINATION OF CITY COUNCIL VICE PRESIDENT AS SECONDED BY COUNCILOR ESTELA REYES AND UNANIMOUSLY APPROVED BY VOICE VOTE OF THE COUNCIL MEMBERS PRESENT AS FOLLOWS:**

**[X] APPROVED BY UNANIMOUS VOICE VOTE [Vote # 2]**

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<b>Vote # 2</b>	<b>date:1-2-18</b>	<b>Yes</b>	<b>no</b>	<b>absta</b>	<b>presnt</b>	<b>absnt</b>
<b>RIGHT ▼</b>						
Counc. Estela Reyes [ER]		<b>X</b>				
Counc. Ana Levy [AL]		<b>X</b>				
Counc. David Abdoo [DA]		<b>X</b>				
Counc. Marc Laplante [ML]		<b>X</b>				
Counc. Jeovanny Rodriguez [JR]		<b>X</b>				
Counc. Maria Delacruz [MD]		<b>X</b>				
Counc. Pavel Payano [PP]		<b>X</b>				
Counc. Kendrys Vasquez [KV]		<b>X</b>				
Counc. Brian DePena [BD]		<b>X</b>				
<b>LEFT ▲</b>	<b>TOTALS</b>	<b>9</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**COUNCIL PRESIDENT VASQUEZ CALLED THE ROLL OF COUNCIL MEMBERS WHO PRESENTED THEIR VOTE FOR VICE PRESIDENT OF THE LAWRENCE CITY COUNCIL RECORDED AS FOLLOWS:**

**[X] APPROVED BY UNANIMOUS VOICE VOTE [Vote # 2]**

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<b>Vote # 3</b>	<b>date:1-2-18</b>	
<b>RIGHT ▼</b>		<i>Voting for:</i>
Counc. Estela Reyes [ER]		Councilor Laplante
Counc. Ana Levy [AL]		Councilor Rodriguez
Counc. David Abdoo [DA]		Councilor Laplante
Counc. Marc Laplante [ML]		Councilor Laplante
Counc. Jeovanny Rodriguez [JR]		Councilor Rodriguez
Counc. Maria Delacruz [MD]		Councilor Rodriguez
Counc. Pavel Payano [PP]		Councilor Rodriguez
Counc. Brian DePena [BD]		Councilor Rodriguez
Counc. Kendrys Vasquez [KV]		Councilor Laplante
<b>XXXXXXXXXXXXXXXXXXXXXXXXXXXX</b>		<b>XXXXXXXXXXXXXXXXXXXX</b>

**TOTALS:**

**Councilor Marc Laplante = 4 votes**

**Councilor Jeovanny Rodriguez = 5 votes**

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Council President Vasquez declares Councilor Jeovanny Rodriguez as the duly Elected Vice President of the Lawrence City Council by vote of the City Council Members as called and recorded above.

**UPON BEING RECOGNIZED, COUNCILOR PAVEL PAYANO PRESENTED A MOTION TO RECONSIDER THE VOTE OF THE COUNCIL MEMBERS ELECTING JEOVANNY RODRIGUEZ AS VICE PRESIDENT OF THE LAWRENCE CITY COUNCIL AS SECONDED BY COUNCILOR ANA LEVY AND RECORDED AS FOLLOWS:**

**[X] APPROVED BY UNANIMOUS VOICE VOTE [Vote # 4]**  
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<b>Vote # 4</b>	<b>date:1-2-18</b>	
<b>RIGHT ▼</b>		<i>Voting for:</i>
Counc. Estela Reyes [ER]		Councilor Rodriguez
Counc. Ana Levy [AL]		Councilor Rodriguez
Counc. David Abdoo [DA]		Councilor Rodriguez
Counc. Marc Laplante [ML]		Councilor Rodriguez
Counc. Jeovanny Rodriguez [JR]		Councilor Rodriguez
Counc. Maria Delacruz [MD]		Councilor Rodriguez
Counc. Pavel Payano [PP]		Councilor Rodriguez
Counc. Brian DePena [BD]		Councilor Rodriguez
Counc Kendrys Vasquez [KV]		Councilor Rodriguez
<b>XXXXXXXXXXXXXXXXXXXXXXXXXXXX</b>		<b>XXXXXXXXXXXXXXXXXXXX</b>

**TOTALS:**  
  
**Councilor Jeovannny Rodriguez = 9 votes**

**ADJOURNMENT:**

Upon Motion of Councilor Payano duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn [9-0].

**ADJOURNED**  
**(7:29 p.m.)**  
  
Attest:  
  
William J. Maloney  
City Clerk

## **MINUTES OF THE MEETING** **OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, January 16, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, January 16, 2018** at 7: 05 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Absent at roll call;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Present;  
 Councilor Maria Delacruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Absent at roll call;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

Councilor Laplante arrived at 7:10 p.m.  
 Councilor DePena arrived at 7:10 p.m.

Approximately Seventeen [17] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

### **I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted December 19, 2017 and January 2, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Rodriguez to approve the minutes as presented duly seconded by Councilor Abdoo, the Council Members present voted by roll call vote as follows to approve the minutes:

Yes-6; Abstain-1; Absent-2

Councilor Estela Reyes - Abstain  
 Councilor Anna Levy - Yes



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Councilor Marc Laplante -Absent  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA stated his gratitude for the efforts of public officials and demanded Mayor River support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public Schools, its Teachers and Unions, and Superintendent/Receiver Jeffrey Riley. He stated that Mayor Rivera fired the only Kemal Bozkurt from his position with the Lawrence Public Library because he was the only employee of the City of Lawrence of the Muslim faith.

Lemin Roa, 36 Columbus Ave., Lawrence, MA asked the City Council to make citizens of Lawrence aware of the trash company providing service to the City of Lawrence and hold them accountable for not doing its job properly. He stated that the City Council Member should help improve and promote a better City through its efforts.

Richard Russell, 34 Cross Street, Lawrence, MA discussed the 2017 City Election and the negative campaign tactics used against him during his campaign to be elected to the City Council. He stated he was offended at being called a racist by other candidates during the 2017 campaign.

Marianela Rivera, Vice Chair of the Lawrence School Committee, 2A Washington Street, Lawrence, MA spoke in support of establishing an Education Subcommittee of the Lawrence City Council. She also discussed snow removal efforts of the Public Works Department and stated that it needs to be improved.

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### **III. PUBLIC HEARINGS:**

#### **Doc. 53B/17: Handicapped Parking – 149 Saratoga Street-to be DELETED– Denys A. Castillo-Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve the item presented by Councilor Reyes, as seconded by Councilor Rodriguez, the Council Members present voted unanimously [9-0] to delete Handicapped Parking – 149 Saratoga Street.

#### **Doc. 53B/17: Approved**

#### **Doc. 264/17: Proposed Ordinance to Regulate Mobile Food Vendors – Brian T. Corrigan, Assistant City Attorney – Public Hearing held – Tabled**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Assistant City Attorney Brian Corrigan addressed the City Council about the history of the proposed ordinance and the public safety issues food trucks pose. He described the process of licensing “food truck vendors” discussing its provisions.

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Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the proposed ordinance with an amendment that would remove the “Mobile Food Vendor Committee” from the review process as provided in the proposed ordinance striking the provision from the draft presented for consideration. He stated that the “Food Vendor Committee” should not be involved with the revocation and appeal process when a food truck vendor is contesting a suspension or loss of their license. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Assistant City Attorney Corrigan concerning the provision that engages the “Mobile Food Vendor Committee” in the license suspension appeal process as provided in the draft ordinance. Assistant City Attorney Corrigan explained that the provision referenced by Vice President Rodriguez may be amended to serve the needs or requirements that the license will provide to the City Council, public safety personnel and all concerned. A discussion ensued among the Council Members concerning the provisions pertaining to the “Mobile Food Vendor Committee” as provided in draft Sec.5.53.130.

Upon being granted the floor, Councilor Delacruz posed questions to Assistant City Attorney Corrigan about the recycling of refuse that operating a mobile vendor location entails and suggested a provision to require trash removal by mobile food vendors be drafted and included in the ordinance.

Upon being granted the floor, Councilor Laplante asked if the hours and location of operation of mobile food vendors would be restricted to reduce noise and congestion of residents and to allow local restaurants to maintain its patrons near the area of operation of a mobile food vendor. Attorney Corrigan stated that mobile food vendors tend to operate near the location of liquor establishments and usually conduct business sometime near the end of daily hours of local restaurants and operate into the early morning hours. He suggested the ordinance could

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make provision that limit the hours of mobile food vendor operation in a manner that will not adversely affect area restaurant businesses. He also suggested that there are provisions in the draft ordinance that limit the hours of mobile vendors near residential areas. Councilor Laplante offered an amendment to the proposed ordinance that would require mobile food vendors to close if restaurants in the area of operation are closed and requested Council Vice President Rodriguez to accept the proposed amendment as part of the main motion to approve as presented. Council Vice President Rodriguez stated that he accepts the proposed amendment offered by Councilor Laplante as a “friendly amendment” as an additional amendment to the proposed ordinance.

Upon being granted the floor, Councilor Payano posed questions to Assistant City Attorney Corrigan concerning the practicality of the restriction imposed by the proposed ordinance that would prohibit a mobile food vendor from operating within 300 feet of a dwelling. He explained that many of the mobile food vendors conduct business from trucks that are parked around the Campagnone Common which has residents directly across the street no more than thirty feet away. He also stated that the situation is similar to any park or playground that borders a City street because houses are immediately across the street near many of the parks and playgrounds. He pointed out that the 300 foot prohibition would not allow any mobile food vendor to conduct business or sell food near any park or playground in the City that has a residential area nearby. He suggested that the impact of the 300 foot prohibition may result in banning all mobile food vendors from operating in the City of Lawrence. A discussion ensued between Councilor Payano and Council Vice President Rodriguez regarding the 300 foot restriction against operating a mobile food truck within that zone near residents. Councilor Payano presented a motion to amend the 300 feet restriction to 150 feet and offered it as a “friendly amendment” to the main motion to approve the measure as presented by Council Vice President Rodriguez. Council Vice President Rodriguez stated that he accepts the proposed amendment offered by Councilor Payano as a “friendly amendment” as an additional amendment to the proposed ordinance.

Council President Vasquez informed the Council Members that the City of Lawrence has multiple representative districts covering business area locations which compel the participation and attention of those

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Council Members who serve their constituents. He suggested that the political reality poses an additional challenge for the implementation and enforcement of the ordinance once approved.

Upon being granted the floor, Councilor Laplante suggested that it may be required that he remove the amendment subject to his “friendly amendment” explaining that if an alcohol establishment is in the area or location where a food truck vendor operates may be prohibited from operating if the establishment closes at the time regulated by the Licensing Commission or by State Law. He stated that mobile food vendors sell food to the patrons who are leaving liquor establishments after they close and if the establishment is closed his amendment would require the food truck vendor to close as well defeating the intention and ability of the food truck vendor to serve its target customers.

Upon being granted the floor, Councilor DePena asked about the number of food truck vendors operating each year in the City of Lawrence stating that regardless of the best intentions of the proposed ordinance that nothing will be accomplished without enforcement of its provisions.

Upon being granted the floor, Councilor Delacruz stated that Food Truck Vendors make most of their money after night clubs close because they sell food to the night club vendors as they are leaving the establishment.

Upon being granted the floor, Council Vice President Rodriguez suggested that adopting the “closing time” option presented by Councilor Laplante might not be workable because it would require food truck vendors to close when the night clubs or other establishments close cutting off the ability of the food truck vendors to serve food to the patrons of the establishments which they are targeting. He suggested that the “closing time” provision be amended to require mobile food vendors to close during one hour after the establishments close on weekdays and two hours after the establishments closed on Saturday.

Upon being granted the floor, Councilor Laplante stated that the importance of input of law enforcement on this matter is very important because those enforcing the provision being suggested, discussed and potentially adopted is the responsibility of the enforcement authorities. Councilor Laplante suggested that it may benefit the

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Council Members to table the item. Councilor Laplante then withdrew his “friendly amendment” which Council Vice President Rodriguez agreed.

Upon being granted the floor, Councilor Payano inquired about noise complaints that may have been received. In response, Council President Vasquez informed the Council Members that most complaints were generated near the Park Street area.

Upon being granted the floor, Councilor Reyes agreed with Councilor Laplante and stated that the Council Members might benefit from tabling the item at this time in order to review and consider the amendments presented and other amendments that may be needed.

Upon being granted the floor, Councilor Payano also stated the measure should be tabled and suggested the ordinance might be drafted to provide for “vending zones” rather than providing general restrictive provision. Assistant City Attorney Corrigan suggested that a workable approach may be to provide “vendor zones” and to also provide “restricted zones” where operation would be prohibited clearly referencing locations where operation is allowed and not allowed.

Upon being granted the floor, Councilor Laplante moved to “Table” the measure which was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 264/17: Tabled**

**Doc. 339/17: Stop Sign – 2-way – Marble Avenue at Oregon Avenue – Council Vice Pres. Rodriguez – Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

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Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure and to waive any 30 day waiting period that may be required by section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [9-0] to approve the measure.

**Doc. 339/17: Approved/30 days waived**

**Doc. 344/17: Handicapped Parking – 18 Summit Avenue – James Orlando –  
Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor Levy, the Council Members present voted unanimously [9-0] to approve the measure.

**Doc. 344/17: Approved**

**Doc. 349/17: Handicapped Parking – 66 Osgood Street – Laura Roman – Council Pres. Vasquez – Public  
Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez

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opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon a motion to approve the measure and to waive any 30 day waiting period that may be required by section 3.8(a) of The Lawrence City Charter presented by Councilor Laplante, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [9-0] to approve the measure.

**Doc. 349/17: Approved/30 days waived**

**Doc. 399/17: Lawrence Fire Department-Petition to Adopt G.L. c. 148, s. 26 Automatic Sprinklers-Brian T. Corrigan, Assistant City Attorney On behalf of Chief Brian Moriarty –  
Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Assistant City Attorney Corrigan introduced the measure which would require automatic sprinkler for buildings with four or more units which would be required for newly constructed buildings and buildings subject to substantial rehabilitation.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Abdoo presented a motion to approve measure which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Payano inquired about the reason for targeting four or more units to apply. Councilor Reyes stated that she also has the same question as presented by Councilor Payano. Assistant



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City Attorney stated that the required installation of automatic sprinklers would apply to newly constructed buildings with four or more units due to the applicable provision of State Law which is presented for adoption by the City of Lawrence by vote of the City Council as requested.

Upon being granted the floor, Councilor Abdoo posed questions to Lawrence Fire Chief Brian Moriarty concerning the Statute's requirement to apply to include four or more units which Fire Chief Moriarty discussed and explained.

Upon being granted the floor, Councilor Delacruz asked about the total number of buildings in the City that have four or more units. Fire Chief Moriarty stated that the law does not apply to existing construction but would only have to be used to require automatic sprinklers to new and substantial construction of building with four or more units.

Council President Vasquez inquired of the Council Members if any Members would proposed to reduce the number of units the measure would apply from four to three or more units. In response, Assistant City Attorney Corrigan stated the City may require the law apply to less than four units but varying the State Law would require a Home Rule Petition. Attorney Corrigan suggested that if the measure were adopted by the City Council and it was later determined that its implementation was not feasible for any reason then a Home Rule Petition would be an option to be considered. He stated that the safety measure provided by the existing State Law is based upon standards and provisions reviewed and considered by State Public Safety personnel which may or may not sufficiently serve the City of Lawrence safety provision which could be considered and addressed that were determined at any time.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the adoption of the State Law presented by Councilor Abdoo, as seconded by

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Councilor Reyes, the Council Members present voted unanimously [9-0] to adopt the State Law as presented.

**Doc. 399/18: Approved**

**IV: Communication from Mayor, City Officials & City Attorney:**

**Doc. 15/18: Homelessness Presentation – Vilma Martinez-Dominguez, Planning Office – Withdrawn**

Upon being recognized, Vilma Martinez Dominguez, Community Development Director, presented the item addressing the City Council. She introduced Anil DaCosta, the Homeless Coordinator for the City of Lawrence, who addressed the City Council and presented a power-point concerning homelessness.

Upon being granted the floor, Councilor Abdoo asked Coordinator DaCosta to provide the Council Members with a copy of the five year plan to address homelessness in the City of Lawrence which was referenced in the presentation.

Upon being granted the floor, Councilor Laplante reviewed the highlights of the presentation discussing particulars about the percentage of current homelessness population being from Lawrence. Coordinator DaCosta confirmed that more than 90% of the homeless population currently in Lawrence are from the City of Lawrence. Councilor Laplante discussed the source of the definition of “homelessness” and “residence” in regard to the manner of identifying the target population and applicable services. Mr. DaCosta discussed and explained that services are expanded and provided to homeless individuals in the City of Lawrence as a means to prevent homelessness from occurring – he cited the apartment voucher program as an example. Mr. DaCosta stated that homelessness will always exist stating that the his efforts and the efforts of those responsible to address the matter are making strides to reduce the effects of homelessness both upon the target population but also among all who reside or visit Lawrence.

Upon being granted the floor, Councilor Payano discussed several aspects of addressing homelessness presented by Coordinator DaCosta. Councilor Payano posed questions about the manner which success is measured by the Homeless Coordinator and the efforts of the City personnel addressing the issue. Mr. DaCosta explained the various sources of homeless statistics and the source of statistics often derived from public service

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agencies, assistance programs and directly reflected in the number of people living in the various homeless shelters.

Upon being granted the floor, Councilor Delacruz asked about other measures available to provide positive social adjustment such as employment and education to avert homelessness. She discussed the displacement of homeless individuals in the various areas of the City.

Director Martinez Dominguez informed the Council Members about the broad and complex spectrum that homelessness presents which needs to be addressed.

Upon being granted the floor, Councilor Levy suggested coordinating activities and services with other communities. Coordinator DaCosta stated that efforts are already in place and coordinated with other communities applying a variety of services and measures. He stated that Lawrence resources are applied differently than they are applied in other communities in order to specifically address issues that are particular to Lawrence.

Upon being granted the floor, Council Vice President Rodriguez asked about specific plans to address homelessness which Coordinator DaCosta reference a variety of programs used in Lawrence and those that are not available in Lawrence such as the “needle distribution program”. Coordinator DaCosta emphasized that coordinating with other communities does not work for the benefit of Lawrence because other area communities do not have the same or similar services that are available in Lawrence. Council Vice President Rodriguez discussed available grants and management of grants offered and available.

Director Martinez Dominguez informed the City Council Members about applicable standards each grant requires, stating that the funds are directed by the Urban Development (HUD)

Upon being granted the floor, Councilor Payano re-viewed the plans that are in place and asked Mr. DaCosta how many shelters are in Lawrence, which is three to house approximately 80 beds. Councilor Payano also discussed the manner by which success is measured.

Upon being granted the floor, Council Vice President Rodriguez posed additional question about homeless shelters in Lowell and discussed availability of shelter to Lawrence homeless people.

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Director Martinez Dominquez described and discussed how homeless people are entered into systems to address homelessness.

Upon conclusion of inquiry and discussion of the matter presented Council Vice President Rodriguez moved to withdraw the item from the Council Agenda which was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 15/18: Withdrawn**

## **V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

Council President Vasquez called the items listed below to the attention of the Council Members as appearing on the Agenda which were each referred as indicated.

**Doc. 16/18: Resolution – Melanie Resto, Superintendent, Sicily – American Cemetery –  
Counc. Laplante – Ref. to Ord. Cmt.**

**Doc. 12/18: Appropriation Transfer Request – From: Retained Earnings to Special Project Fund for the  
Procurement of Equipment and Projects – [3,270,000.00] – Brian Peña, Water and Sewer Commissioner –  
Ref. to Budget & Finance Cmt.**

**Doc. 10/18: Office of the City Attorney - Prior Fiscal Year's Unpaid Bills: Theodore O'Brien, Arbitrator  
[1,200.00]-Charles D. Boddy, Jr., City Attorney – Ref. to Budget & Finance Cmt.**

**Doc. 13/18: Petition for approval of expenditures pursuant MGL c. 44, s.31-  
[REQUEST TO CONSIDERED AN EMERGENCY MEASURE]  
Carlos Jaquez, Director of Public Works- Approved**

Upon being recognized, Council Vice President Rodriguez presented a motion to suspend the Rules of the City Council and declare the item presented as an emergency for the purpose of presenting the item for consideration of immediate action to be taken by the Council Members present. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**[9:25 – Councilor DePena left the City Council Chamber and did not return]**

Public Works Director Carlos Jaquez explained the necessity of requesting the item be considered an emergency measure being necessary in order to address heating of public buildings and facilities that have resulted from the recent occurrence of severe cold temperatures over the last four to six weeks.

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Upon being granted the floor, Councilor Delacruz asked if the funds subject to the petition will be used for snow removal to which Director Jaquez stated the use of the funds subject to the petition is limited by statute and cannot be used for snow removal.

Upon being granted the floor, Council Vice President Rodriguez expressed concern that there wasn't an amount requested for allocation and asked if an amount can be estimated to provide the Council Members with an amount that can be relied upon initially even if amended later. Director Jaquez stated the initial vote would only be a vote addressing the emergency status required by the statute to allow the City Public Works Department to then invoke the statute to expend funds as needed under the emergency provision.

Upon being granted the floor, Councilor Laplante agreed and informed the Council Members that the statute is structure in this manner to allow municipalities to complete repairs as they arise on an emergency basis under the supervision of the Administration with a report to the City Council at a later time.

Upon inquire of Councilor Payano, Director Jaquez explained the process to have City Council to grant authority to overspend its allocation.

Council President Vasquez read the provision of G.L. c. 44 sec. 31 into the record citing the provision that authorizes the City Council to grant an emergency status and allow for emergency expenditure of funds beyond the amount allocated by the municipal budget. A discussion ensued between Councilor Payano and Council President Vasquez regarding the amount that may be expended.

Upon being granted the floor, Council Vice President Rodriguez inquired about the weather events and cold temperatures recently occurring resulting in the necessity to complete repairs.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to declare the item presented an emergency pursuant

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to the provision of G.L. c. 44, sec.31 [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 13/18: Approved**

**Doc. 14/18: Supplemental Order Regarding The Application of Bond Premium – Mark Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

**VI. COMMITTEE REPORTS:** - None

**VII. WITHDRAWALS:** - None

**VIII. OLD BUSINESS:**

**Doc. 60/17: Disposition–370 Essex Street [To be referred to the Housing Cmt.]–Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.**

**Doc. 61/17: Disposition–372 Essex Street [To be referred to the Housing Cmt.]–Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.**

Council President Vasquez called the above matter to the attention of the Council Members as appearing on the Agenda which was referred to the Housing Committee for further proceedings.

**IX. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [ <b>Executive Session Anticipated</b> ]–Atty. Raquel D. Ruano, Ass’t. City Atty.
66/15	Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance– Council Pres. Maldonado - Public Hrg [closed 6-16-15]
212/15	Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
337/15	E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
72/16	Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt

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- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 124/17 Wage Theft Ordinance – Council Pres. Vasquez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][**4-18-17: Aprvd & Tabled**]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 240/17 Parking – Canal Street [from Union Street to Mill Street] – Joel Herrera – Public Hearing Held – Vote to Approve Pending
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.

#### **X. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 3/18 Handicapped Parking–6 Grafton Street–Zulma Boquin – Ref. to Ord. Cmt.
- 4/18 Transient Vendor License – 34 Sargent Street – Silvia Carrasco – Ref. to Ord. Cmt.
- 5/18 Handicapped Parking – 199 Boxford Street-to be DELETED – Brenda Hernandez-Ref. to Ord.Cmt.
- 6/18 Handicapped Parking – 31 Fairmont Street – Angelina Diaz – Ref. to Ord. Cmt.
- 7/18 Removal of snow from awnings and sidewalks–modification of Ord. Sec. 12.04.040 – Council Vice Pres. Rodriguez – Ref. to Ord. Cmt.
- 8/18 Depositing snow on sidewalk, street or highway prohibited–modification of Ord. Sec. 12.04.050 – Council Vice Pres. Rodriguez - - Ref. to Ord. Cmt.
- 9/18 Handicapped Parking – 151 West Street – Eneida Javier – Ref. to Ord. Cmt.
- 11/18 Creation of a City Council Standing Subcommittee on Education – Counc. De La Cruz- Ref. to Ord. Cmt.
- 17/18 Handicapped Parking – 1 Highlawn Avenue – Yolheris Cordones – Council Pres. Vasquez – Ref. to Ord. Cmt.
- 18/18 Appointment - Zoning Board of Appeals – Richard Consoli – Re-appointment – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 19/18 Appointment - Zoning Board of Appeals – Beatrice Taveras – Re-appointment – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 20/18 Appointment - Lawrence Sanitary District – Brian Peña – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 21/18 Appointment – Zoning Board of Appeals – Will Mazola – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 22/18 Procurement Equity Ordinance-Mayor Dan Rivera & Counc. Pres. Vasquez – Ref. to Ord. Cmt.
- 23/18 Construction Equity Ordinance-Mayor Dan Rivera & Counc. Pres. Vasquez – Ref. to Ord. Cmt.

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Upon addressing the Council Members, Council President Vasquez appointed the Council Members to the following City Council Subcommittees:

**[2018] Budget and Finance Committee**

Marc Laplante  
Dave Abdoo  
Pavel Payano  
Brian DePena

**[2018] Ordinance Committee**

Estela Reyes  
Jeovanny Rodriguez  
Maria DeLaCruz  
Ana Levy

**[2018] Housing Committee**

Jeovanny Rodriguez  
Marc Laplante  
Ana Levy  
Pavel Payano

**[2018] Peronnel Committee**

Dave Abdoo  
Kendrys Vasquez  
Maria DeLaCruz  
Brian DePena

**[2018] Public Safety Committee**

Marc Laplante  
Jeovanny Rodriguez  
Pavel Payano  
Maria DeLaCruz

**[2018] Committee of the Whole**

Jeovanny Rodriguez, Chair  
All Councilors

**XI. TABLED MATTERS:**

**Doc. 388/17: Office of Planning and Development -Emergency Solution Grant [136,695.00]-Susan Fink,  
Manager of Financial & Adm. Serv.-Budget and Finance Cmt. – Approved**

Council Vice President Rodriguez presented a motion to remove the item from the table which was



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seconded by Councilor Reyes and unanimously approved by roll call vote as follows: Yes-7; No-1; Absent-1

Council Vice President Jeovanny Rodriguez - Yes

Councilor Brian DePena - Absent

Councilor Maria De La Cruz - Yes

Councilor Pavel Payano - Yes

Councilor David Abdoo - Yes

Councilor Marc Laplante – No

Councilor Anna Levy - Yes

Councilor Estela Reyes - Yes

Council President Kendrys Vasquez – Yes

Council President Vasquez provided the Council Members with a legislative history of the item stating that Councilor Laplante presented a motion to deny the approval of the grant at the Council Session on December 5, 2017 which was duly seconded and is now pending [Note: Councilor Laplante was the City Council Vice President at that time]. He stated further that a “yes vote” would result in denying the approval of the grant if called during this session. The motion presented for consideration remains subject to the proceedings before the Council Members this evening.

Upon being recognized, Chief of Staff Eileen Bernal asked the Council to be considerate to the City personnel who are present at the request of the Council Members specifically to address the item which was tabled at a prior session of the City Council.

At the direction of Council President Vasquez, Susan Fink, Manager of Financial and Administrative Services, addressed the Council about the manner which the grant fund would be used to assist Lawrence homeless to obtain housing through available private housing and landlords.

Upon being recognized, Anil DaCosta, Homeless Coordinator for the City of Lawrence, presented information to the City Council Members concerning the value of the programs that the grant funds will have on for the City of Lawrence.

Upon being granted the floor, Council Vice President Rodriguez posed questions about the current plan to use the funds available through the grant to provide first and last month rent payments for homeless. He also inquired about the manner of qualifying grant to assure the funds reach the homeless people it purports to target.

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Coordinator DaCosta stated that the guidelines provided by the funding agency would be used to identify its recipients.

Upon being granted the floor, Councilor Payano reviewed the information provided by Manager Fink commenting that the funds provided would benefit the City of Lawrence.

**[10:00 p.m. - Councilor Abdoo presented a motion to conduct Council business past 10:00 p.m. which was duly seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded]]**

Upon continuing, Councilor Payano inquired about the manner by which a qualified recipient would access the funds available.

Upon being granted the floor, Councilor Delacruz asked if someone if someone recently released from jail would qualify as “homeless” and meet the eligibility criteria. Coordinator DaCosta explained that individuals recently released from incarceration would not meet the definition as “homeless” and informed the Council Members that there are programs currently in place to serve inmates who are released from incarceration.

Upon being granted the floor, Councilor Levy asked about the manner by which qualified applicants would access funds through the grant and how they would be monitored. Coordinator DaCosta explained and discussed the standards that would be applied through the grant guidelines and requirements provided by Housing and Urban Development [hereinafter referred to as HUD].

Upon being granted the floor, Councilor Laplante informed the Council Members that the grant funds could be specifically earmarked to be applied to Lawrence homeless. Councilor Laplante withdrew his motion to deny approval of the grant entered and recorded on December 5, 2017 and moved to approve the grant presented for consideration with a condition that it require recipients to be a Lawrence resident for one year supported by documentation. The motion was seconded by Councilor Reyes.

Council President Vasquez stated that the discussion that took place on this item this evening is what is necessary to assure Lawrence residents are appropriately represented and served with funds that are being made available to address homelessness. He stated that he supports the item presented for consideration of approval

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because it will clearly serve Lawrencians after learning that it will support homeless people from Lawrence which will serve the Lawrence Community.

Upon being granted the floor, Councilor Laplante further amended his motion to approve to require the homeless coordinator to provided written notice that Lawrence residents will be given preference to the funds made available by the grant.

Coordinator DaCosta informed the Council Members that that HUD anticipates and expects the funds would be made available to homeless people from Lawrence and read an e-mail from HUD confirming the ability to require the application be made available to Lawrencians.

Upon being granted the floor, Councilor Payano suggested that future grant petitions provide information such as provided this evening.

Upon being granted the floor, Council Vice President Rodriguez clarified the motion announcing that funding availability will be contingent upon the applicant being a prior Lawrence resident for a minimum of one year.

Upon being granted the floor, Councilor Delacruz inquired if the grant would provide services for young people and families who are homeless.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the grant with the contingency amendment presented by Councilor Laplante, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve the item [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

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**XII. ADJOURNMENT:**

Upon Motion of Councilor Laplante duly seconded by Councilor Levy, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(10:14p.m.)**

Attest:

William J. Maloney  
City Clerk

## **MINUTES OF THE MEETING** **OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, February 6, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, February 6, 2018** at 7: 18 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

### **Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] - Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] - Present;  
Councilor David Abdoo [District E Councilor] - Present;  
Councilor Pavel Payano [Councilor At Large] - Present;  
Councilor Maria De La Cruz [Councilor District A] - Present;  
Councilor Brian DePena [Councilor At Large] - Present;  
Council Vice President Jeovanny Rodriguez [District D Councilor] - Present;  
Council President Kendrys Vasquez [District C Councilor] - Present;

### **Other attendance matters:**

Approximately Thirty-five [35] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

### **I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted January 16, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Abdoo to approve the minutes as presented duly seconded by Councilor Reyes, the Council Members present voted unanimously [9-0] to approve the minutes.

### **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

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Homayoun Maali, 53 Chester Street, Lawrence, MA stated his gratitude for the efforts of public officials and demanded Mayor River support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public Schools, its Teachers and Unions, and Superintendent/Receiver Jeffrey Riley. He stated that Mayor Rivera needs to remember and keep his campaign promises.

Francis Tineo, 44 Monmouth Street, Lawrence, MA stated his car was towed and is being held illegally by Valley Towing which has not been released from the towing company since December. He stated he needs his vehicle to use in his business and cannot work without it.

Frankie Robinson, 36 Bennington Street, Lawrence, MA stated that the people that live near his house play loud music and are noisy all hours of the day and night. He asked the Council Members have the Lawrence Police enforce City Noise Ordinance and loitering laws.

Richard Russell, 34 Cross Street, Lawrence, MA stated that the City has too many potholes that need repair. He also stated that in his opinion the Winter Parking Ordinance should only be enforced when there is a considerable snow and not every day. He stated that the neighborhood association meetings are not being attended by any of the At Large Council Members and their absence is conspicuously noticed.

### **III. PUBLIC HEARINGS:** - None

### **IV: Communication from Mayor, City Officials & City Attorney:**

#### **Doc. 25/18: State of the City Address – Per the City Charter, Section 4.7 – Mayor Dan Rivera – Presented/Withdrawn**

Council Vice President Rodriguez presented a motion to take document 25/18 out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

State of City Address presented by Mayor River.

#### **Doc. 25/18: Presented/Withdrawn**

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**Doc. 24/18: Presentation by Noemi Custodia-Lora, Vice President, Northern Essex Community College, Lawrence Campus and Community Relations – Council Pres. Vasquez- Presented**

Upon being recognized, Noemi Custodia-Lora, Vice President, Northern Essex Community College addressed the Lawrence City Council Members and presented a power point presentation showing the highlights of the Lawrence Campus of Northern Essex Community College.

Upon being granted the floor, Council Vice President Rodriguez thanked Ms. Custodia-Lora for the presentation and posed questions about “Early College Programs” degree programs offerings acknowledging the forty Lawrence students enrolled. At the request of Council Vice President Rodriguez, Ms; Lora provided the Council Members with information about the credit validation program available to students who enroll with credits from other educational institutions even if established in other countries. Upon conclusion, he thanked Ms. Custodia-Lora for her work in the Lawrence Community.

Upon being granted the floor, Councilor De La Cruz highlighted the educational opportunities available through the programs offered at Northern Essex Community College enhancing the Lawrence Community.

Upon being granted the floor, Councilor Payano emphasized the number of students attending Northern Essex Community College participate in many of the program offerings available. Upon inquiry about the number of Latino faculty in service at Northern Essex Community College, Ms. Custodia-Lora stated that although there are not many faculty members of Latin decent the teaching approach and curriculum presented at Northern Essex is sensitive to the Latino background of many of the students in attendance.

Upon completion of the presentation Council Vice President Rodriguez presented a motion to withdrawn documents 24/18 and 25/18 from the Council Agenda. The motion was seconded by Councilor DePena and unanimously [9-0] approved by Council Members present.

**Doc. 24/18: Withdrawn**

**Doc. 25/18: Withdrawn**

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## **V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

### **Doc. 16/18: Resolution – Melanie Resto, Superintendent, Sicily-Rome American Cemetery– Counc. Laplante – Ord. Cmt. – Presented**

Upon invitation of Council President Vasquez, Councilor Laplante discussed the content of the Resolution presented for the edification of the Council Members present. Councilor Laplante read the names of the soldiers honored in the Resolution stating that each of the soldiers were from Lawrence, served in World War II and are buried or memorialized at the Sicily-Rome Cemetery in Nettuno, Italy. The following are the names of the deceased soldiers named in the Resolution:

**WHEREAS:** Among those buried are eight soldiers and airmen from Lawrence including Pvt. John Benjamin, Pvt. Paul Bongiorno, Pvt. Larry Conti, Sgt. Carmine Indeglia, Pfc. Louis Katze, Pvt. Harry Ludski, Pvt. Edward Maurice, Pfc. Albert Saulervicius, along with five whose names are engraved on the “Tablets of the Missing” including Tech 5 Clayton Conover, TSgt. John Gregory, SSgt. Victor Lemieux, Pvt. John Petralia, and Pfc. Saverio Stanganeli;

Upon conclusion, Councilor Laplante thanked those who assisted in preparing this item and the Council Members for allowing the opportunity to present this matter through this Resolution.

### **Doc. 16/18: Presented**

### **Doc. 39/18: Appropriation Transfer – Office of Planning and Development – From: Free Cash to Other Purchases Account [45,000.00] – Theresa Park, Director – Ref. to Budget & Fin Cmt.**

Council President Vasquez introduced the above item to the attention of the Council Members present and referred the matter to the Budget and Finance Subcommittee of the City Council for further proceedings.

### **Doc. 39/18: Ref. to Budget & Fin Cmt.**

### **Doc. 10/18: Office of the City Attorney - Prior Fiscal Year's Unpaid Bills: Theodore O'Brien, Arbitrator [1,200.00]-Charles D. Boddy, Jr., City Attorney – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee to receive the item without a recommendation. The motion was seconded by Councilor Abdoo.

Upon being recognized, City Attorney Charles F. Boddy asked the Council Members to allow his Office to pay the invoice presented. He explained that the finance regulations of the City of Lawrence require any prior



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fiscal year billing presented for payment be approved by the City Council before any Department Head can process payment. He further explained that although his Office attempted to obtain a bill for arbitration services due and payable to Mr. Theodore O'Brien in regard to arbitration services, Mr. O'Brien repeatedly failed to provide the correct bill to the City Attorney's Office which was confused with other services provided by Mr. O'Brien which was not resolved until recently but beyond the fiscal year that it was originally due.

Upon being granted the floor, Councilor Payano stated that payment of prior year billings should not take so long to present.

Upon no further inquiry, comment or discussion Councilor Laplante presented a motion to approve the request which was seconded by Council Vice President Rodriguez and the Council Members present voted unanimously [9-0] to approve the item.

**Doc. 10/18: Approved**

**Doc. 12/18: Appropriation Transfer Request – From: Retained Earnings to Special Project Fund for the Procurement of Equipment and Projects [3,270,000.00] – Brian Peña, Water and Sewer Commissioner – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by Council Members present.

**Doc. 12/18: Approved**

**Doc. 14/18: Supplemental Order Regarding The Application of Bond Premium – Mark Ianello, Finance Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 14/18: Approved**

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## **VI. COMMITTEE REPORTS:**

### **Doc. 125/17: Establishing maximum motor vehicle speed city wide to 25mph – Request to Amed Chapter 20.26 – Council Pres. Vasquez and Counc. Rodriguez – Ord. Cmt. & Public Hearing Ordered [Invite: LPD and DPW Dir.]**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing, seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

### **Doc. 125/17: Public Hearing Ordered/Ltr to LPD & DPW**

#### **Doc. 352/17: Handicapped Parking – 88 Ames Street – Fernando L. Alvarez – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing. The motion was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

### **Doc. 352/17: Public Hearing Ordered**

#### **Doc. 375/17: No Parking – Middlebury Street from Haverhill Street to Magnolia Street – Council Pres. Vasquez – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

### **Doc. 375/17: Public Hearing Ordered**

Upon motion of Councilor Reyes, as seconded by Council Vice President Rodriguez, the following four items were unanimously approved by the Council Members present [9-0] to consider them as a block.

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**Doc. 389/17: Speed Limit–Everett Street [25 MPH]–Counc. Abdoo – Ord. Cmt. - Tabled**

**Doc. 390/17: Speed Limit–Rowe Street [25 MPH]–Counc. Abdoo – Ord. Cmt.- Tabled**

**Doc. 391/17: Stop Sign– 4-way Stop at intersection of Carleton Street and  
Everett Street–Counc. Abdoo – Ord. Cmt. -Tabled**

**Doc. 392/17: Speed Limit–South Broadway [30 MPH]–Counc. Abdoo – Ord. Cmt. – Tabled**

Upon being granted the floor, Councilor Abdoo presented a motion to table the above items and to forward correspondence to the Lawrence Police Department and Public Works Department requesting their attendance before the City Council Members to provide information and input concerning the consideration of approving a “City Wide” speed limit presented in Document 125/2018 [above]. The motion was seconded by Councilor Laplante and unanimously [9-0] approved by Council Members present.

**Doc. 392/17: Ltr/Tabled**

**Doc. 397/17: Handicapped Parking – 207 Bruce Street – Counc. Reyes –  
Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 397/17: Public Hearing Ordered**

**Doc. 401/17: Handicapped Parking–92 Greenwood Street–Waleska Rodriguez – Ord. Cmt. & Public  
Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

Upon being recognized, Council Vice President Rodriguez informed the Council that he believes this petition may be a duplicate request and the handicapped parking space may have already been approved and

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installed. He asked that information be verified or dispelled before sending notice of the public hearing for publication.

**Doc. 401/17: Public Hearing Ordered**

**Doc. 402/17: Transient Vendor License–23 Brook Street–Rosa Salas – Ord. Cmt. - Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 402/17: Approved**

**Doc. 403/17: Handicapped Parking–20 Monmouth Street–Counc. Reyes –  
Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 403/17: Public Hearing Ordered**

**Doc. 404/17: Stop Sign –Intersection of Foster and Andover Streets–Council Vice Pres. Laplante [See Doc. #221/17- TABLED] – Ord. Cmt. - Withdrawn**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez.

Upon being recognized, Councilor Laplante asked City Clerk Maloney to clarify the record and whether or not the same or similar measure is presently before the City Council as referenced in the document title. In response, City Clerk Maloney informed the Council Members that the same item is presently tabled as Document 221/2017 and appears in the list of tabled items on the City Council Agenda presented this evening.

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Upon being granted the floor, Councilor Reyes presented a motion to withdraw Document 404/17 from the City Council Agenda and to retain Document 221/2017 as “tabled”. The motion was seconded by Councilor Laplante and unanimously [9-0] approved by Council Members present.

**Doc. 404/17: Withdrawn**

**Doc. 406/17: Arlington Terrace–To be Approval as a Public Way –  
Council Pres. Vasquez – Ord. Cmt. – Tabled**

Council President Vasquez informed the Council Members and directed their attention to an email from City Attorney Boddy on this item and Doc. 407/17 Hazel Place stating that the approval of both ways as “public ways” entail significant and required legal process more than simply providing advanced public hearing notice by publication and suggested that this item and Doc. 407/17 should be “tabled” to allow the City Attorney to provide the details necessary to assure the final approval is lawfully obtained.

Upon being recognized, Council Vice President Rodriguez presented a motion to “Table” the item presented which was seconded by Councilor Payano and unanimously [9-0] approved by Council Members present.

**Doc. 406/17: Tabled**

**Doc. 407/17: Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera – Ord. Cmt. – Tabled**

Council President Vasquez referred to his informational discussion presented to the Council Members regarding the necessity of following the process recommended by City Attorney Boddy on this item.

Upon being recognized, Councilor Reyes presented a motion to “Table” the item which was seconded by Councilor Payano and unanimously [9-0] approved by Council Members present.

**Doc. 407/17: Tabled**

**Doc. 4/18: Transient Vendor License – 34 Sargent Street – [Renewal] –  
Silvia Carrasco – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition presented. The report was presented in the form of a motion

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to approve the petition which was seconded by Councilor Payano and unanimously approved by the Council Members present [9-0].

**Doc. 4/18: Approved**

**Doc. 398/17: Department of Public Works – Recycling Dividends Program Grant [28,000.00]-  
Carlos Jaquez, Director-Budget & Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item presented in the amount of 16,000. The report was presented in the form of a motion to approve the item at the reduced amount of 16,000.00 which was seconded by Councilor Payano.

Upon being granted the floor, Councilor Payano stated that the reason for requesting the Council only approve 16,000.00 of the 28,000.00 offered in the grant is due the inability of the Public Works Office to adequately provide information as to where the funds would be allocated beyond the 16,000.00.

Upon being granted the floor, Council Vice President Rodriguez confirmed that the amount presented in the motion to approve the grant funding totaled 16,000.00.

Upon being granted the floor, Councilor De La Cruz asked the reason for the reduction from the grant offering of 28,000.00. Councilor Abdoo explained that the amount of the approval for acceptance was voted upon by the Budget & Finance Committee to recommend the approval and acceptance of 16,000.00 of the total amount of 28,000.00.

Upon being recognized, Public Works Director Jaquez discussed the grant award offered in the amount of 28,000.00. He stated that although there was not a current source for the use of the 12,000.00 balance of the grant fund it would be used appropriately and for its intended purpose if the full amount were approved.

Upon being granted the floor, Councilor Payano stated that the grant is presented with a reduction because there are no details of the disbursement and use of the funds. He suggested that there should be a plan for the use of the full amount of the grant and the 12,000.00 in particular before the amount is approved.

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Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the grant in the amount of 16,000.00 to the attention of the Council Members who voted to defeat the motion by roll call vote as follows: Yes-4; No-4; Absent-1

Councilor Estela Reyes - No  
 Councilor Anna Levy - No  
 Councilor Marc Laplante - Absent  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – No

Upon being granted the floor, Councilor Reyes presented a motion to approve the grant fund in the amount of 28,000.00 as contained in the original grant offering. The motion was seconded by Councilor Abdoo and Council Members present voted to approve the accept the grant fund in the amount of 28,000.00 by roll call vote as follows: Yes-5; Present-2; Abstain-1; Absent-1

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Present  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Present  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Absent  
 Councilor Anna Levy - Abstain  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

#### **Doc. 398/17: Approved**

#### **Doc. 323/17: Surplus Declaration–14-16 Tremont Court [Map 167, Lot 14]– Laiza St. Onge, Asset Officer – Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Housing Committee recommending the Council Members declare the City owned real property located at 14-16 Tremont Court [Map 167, Lot 14] as surplus City property. The report was presented in the form of a motion as seconded by Councilor Reyes and unanimously [8-0] declared surplus City property by the Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

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**Doc. 323/17: Declared Surplus**

**Doc. 324/17: Surplus Declaration–119 May Street [Map 211, Lot 10]–Laiza St. Onge, Asset Officer – Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Housing Committee recommending the Council Members declare the City owned real property located at 119 May Street [Map 211, Lot 10] as surplus City property. The report was presented in the form of a motion as seconded by Councilor Reyes and unanimously [8-0] declared surplus City property by the Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 324/17: Declared Surplus**

**Doc. 18/18: Appointment - Zoning Board of Appeals – Richard Consoli – Re-appointment – Mayor Dan Rivera – Pers. Cmt. – Approved**

At the request of Council President Vasquez, Councilor De La Cruz presented the report of the Personnel Committee recommending the re-appointment of Richard Consoli to the Zoning Board of Appeals. The report was presented in the form of a motion to approve the appointment which was seconded by Councilor Payano.

Upon being granted the floor, Councilor Laplante stated that he is aware that Attorney Consoli is very ill and could not be present before the City Council this evening. He informed the Council Members that members of the various board and commissions recommended for consideration of City Council Approval usually are present before the Subcommittee and an interview is conducted. However, Council Members who either do not or cannot take part in the interview conducted before the Subcommittee often rely on the recommended candidate to appear before the Full City Council where the entire body has the opportunity to pose questions and comment on the insights and answers provided by the Candidate. Councilor Laplante stated that he is aware that the “automatic approval” provisions of City Charter Section 3.7(a) may apply to the position and the candidate submitted for consideration of the City Council Members this evening and that there may be some issue concerning the applicability of City Charter Section 4.3 exempts the Zoning Board position from the “thirty day” requirement provided in Section 3.7(a). Councilor Laplante asked City Clerk Maloney whether or not the Mayor’s



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recommendation to re-appoint Attorney Consoli as a Member of the Zoning Board of Appeals is within the strictures of Section 3.7 that require the City Council to take action within the “thirty day” time period or would the recommendation be considered “automatically approved” upon the passage of thirty days in this instance.

In response, City Clerk Maloney stated that his opinion on the matter is of no consequence and has no effect since the issue as to whether or not the “automatic approval provision” of City Charter Section 3.7(a) requires a legal opinion particularly if the City Council and the Mayor may be at odds concerning the application and enforcement of any section of the City Charter at any time. City Clerk Maloney stated that on prior occasions he would assign a “thirty day date” to each appointment from the date “received” by the City Clerk. However, that practice has been discontinued due to the fact that it would appear to be an unauthorized determination of the issue as it is presented before the City Council on this appointment. City Clerk Maloney stated that the issue is one that may come about based on the decision of the Mayor to invoke the “automatic appointment provision” of Section 3.7(a) in response to the failure of the City Council to “take action” as provided in the last sentence of Section 3.7(a). He stated that the City Clerk has no authority to make a determination which is reserved to the Mayor and the City Council Members by vote. City Clerk Maloney then provided Council President Vasquez with a copy of Section 3.7 and Section 4.3 of the Lawrence City Charter for the record which provides as follows:

### **LAWRENCE CITY CHARTER**

#### **3.7 Appointments to City Offices. Removal.**

- (a) **Appointments.** The mayor shall submit to the city council, unless otherwise provided, the names of all persons he desires to appoint as a department head or director of any city agency. The city council shall refer all such candidates to the standing committee on personnel and administration which shall investigate all such candidates for confirmation and make a report with recommendations to the full city council not less than seven nor more than twenty-one days following such referral. A nomination of the mayor shall be confirmed by a majority vote of the council. The provision of Section 3.8(c) shall not apply. If the city council has taken no action, said appointments shall become effective on the thirtieth day following the date the name has been received by the city council.
- (b) **Removal from Office.** The mayor may remove any person appointed under Section 3.7 by filing a written statement with the city council, setting forth the reason or reasons therefor a copy of which shall be delivered to the person whose removal is sought who may make a written replay, which if (s)he desires may be filed with the city council and be a public record. The city council shall

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forthwith consider said removal. The removal of said person shall be sustained by a 2/3 majority vote of the council. The provision of Section 3.8(e) shall not apply.

#### 4.3 Appointments by the Mayor.

The mayor shall appoint at all city officers, department heads, directors and members of multiple member bodies for whom no other method of appointment or selection is provided by the charter, excepting only officers serving under the school committee, officers appointed by the Commonwealth, and persons serving under the City Council. Except appointments to multiple member bodies all such appointments made by the mayor, unless otherwise provided shall be subject to review and confirmation by the city council as provided in Section 3.7.

#### **Lawrence City Charter; Sec. 3.7 and Sec. 4.3 [Municode 2018].**

Continuing, Councilor Laplante suggested that the appointment of Mr. Consoli be “tabled”.

Upon being granted the floor, Councilor De La Cruz stated that Attorney Consoli appeared before the Personnel Committee and informed the Council Members that the re-appointment consideration before the Personnel Committee was favorable.

Upon being granted the floor, Councilor Payano suggested that the item would benefit by being “tabled” if there are no negative consequences to the item being “tabled”.

Upon being granted the floor, Councilor Abdoo stated that he would not support “tabling” the item and the motion to approve the appointment should be present. He informed the Council Members that he has know Attorney Consoli for many years as a Member of the Zoning Board of Appeals and through other professional positions and he stated that Attorney Consoli is ideally suited to be reappointed to the position and urged the Council Members to approve the application as presented.

Upon being granted the floor, Councilor Reyes stated that she supports the motion to approve rather than being “Tabled”.

Upon being recognized, Chief of Staff Eileen Bernal informed the City Council Members that Mayor Rivera is of the opinion that the City Council is required to “take action” on the appointment recommended by the Mayor before the passage of thirty days or it will be considered approved if the Council fails to act as provided in Section 3.7(a) of the Lawrence City Charter. Chief of Staff Bernal stated further that she has a copy of a

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written opinion of City Attorney Charles Boddy dated January 11, 2018 supporting the determination that the “thirty day automatic” provision of Section 3.7(a) applies to the position presented for consideration of approval.

Upon being granted the floor, Councilor Laplante reviewed Section 4.3 and 3.7 stating that these sections present confusion and contradiction. He stated that his concern is that the applicant is not available to be interviewed by all Members of the City Council who may not have had the opportunity to ask the applicant questions at the Subcommittee session or otherwise regardless of the reason for his absence.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted unanimously [9-0] to approve the re-appointment of Richard Consoli to the Zoning Board of Appeals.

**Doc. 18/18: Approved**

**Doc. 19/18: Appointment - Zoning Board of Appeals – Beatrice Taveras – Re-appointment – Mayor Dan Rivera – Pers. Cmt. - Approved**

At the request of Council President Vasquez, Councilor De La Cruz presented a motion to receive the report of the Personnel Committee without a recommendation. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante posed questions to the applicant and discussed zoning issues that are presented before the Zoning Board of Appeals which the City Council also shares.

Upon being granted the floor, Councilor De La Cruz inquired about zoning issued regarding approval of the Zoning Board.

Upon being granted the floor, Councilor Payano informed the applicant about the effect decisions of the Board of Appeals has upon the City.

Upon being granted the floor, Councilor DePena stated the applicant will be a good addition to the Zoning Board.

Upon being granted the floor, Council Vice President Rodriguez asked about the applications presented to the Board and cases that are important but may not be presented to the Zoning Board due to the nature of the claim or the petition involved.

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Upon being granted the floor, Councilor Abdoo stated he supports the applicant.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to receive the report of the Personnel Committee and the Council Members present voted unanimously [9-0] to receive the report.

Upon being recognized, Councilor Payano presented a motion to approve the re-appointment of Beatrice Taveras to the Zoning Board of Appeals. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 19/18: Approved**

**Doc. 20/18: Appointment – Greater Lawrence Sanitary District – Brian Peña – Mayor Dan Rivera – Pers. Cmt. – Approved**

At the request of Council President Vasquez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of Brian Pena to the Greater Lawrence Sanitary District. The report was presented in the form of a motion to approve the appointment of Brian Pena as a Member of the Greater Lawrence Sanitary District. The motion was seconded by Councilor Reyes.

Upon being recognized, Chief of Staff Eileen Bernal informed the Council Members that the recommendation of Brian Pena is an increase to the Greater Lawrence Sanitary District Board that is supported by State statute which determines the number of members based on population. She stated that the present population of the City of Lawrence is approximately 80,000.00 inhabitants which allow the City of Lawrence to provide for the additional member to this board.

Upon being granted the floor, Councilor Laplante asserted that the fourth Member to the Greater Lawrence Sanitary District Board is being recommended for appointment by virtue of the fact the City of Lawrence has reached a current population of 80,000.00.

Upon being granted the floor, Councilor De La Cruz stated that she has observed Water Commissioner Pena at work and that he maintains a positive interaction with employees and members of the public at all times. She stated that she supports the application for the position as presented.

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Upon being granted the floor, Councilor Levy asked if the appointment presents a conflict of interest. In response, Chief of Staff Bernal stated the appointment of Water Commissioner Pena would not pose a conflict of interest by serving as a Member of the Greater Lawrence Sanitary District Board and an employee of the City of Lawrence. Chief of Staff Bernal commented that holding both positions would benefit the City of Lawrence.

Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to the attention of the Council Members who voted unanimously [9-0] to approve the appointment of Brian Peña to the Greater Lawrence Sanitary District Board.

**Doc. 20/18: Approved**

**Doc. 21/18: Appointment – Zoning Board of Appeals – William “Will” Mazola – Mayor Dan Rivera - Pers. Cmt. – Approved**

At the request of Council President Vasquez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of William “Will” Mazola to the Zoning Board of Appeals. The report was presented in the form of a motion to approve the applicant as presented which was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 21/18: Approved**

## VII. WITHDRAWALS:

**Doc. 376/17: No Parking on One Side [Restrictions] Haverhill Street from Prospect Street to Fulton Street – Counc. Ortiz – Ord. Cmt. – Withdrawn**

Upon being recognized, Councilor Reyes presented a motion to withdraw the above matter from the City Council Agenda that had been pending before the Ordinance Committee. She stated that the petition to provide parking restrictions were no longer necessary and requested the Council Members consider withdrawing the petition from the City Council Agenda. The motion was seconded by Council Vice President Rodriguez and Council Members present voted unanimously [9-0] to withdraw the item from the City Council Agenda.

**Doc. 376/17: Withdrawn**

## VIII. OLD BUSINESS: - None

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**IX. TABLED MATTERS:**

**Doc. 394/17: Capital Asset Project Manager –Proposed Ordinance Department of Public Works – Frank Bonet, Pers. Director –Public Hearing – Approved as Amended**

Upon being recognized, Council Vice Rodriguez presented a motion to remove the above matter from the “table”. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

Council President Vasquez presented the history of the item informing the Council Members that the item was last presented to the Council Members on December 19, 2017 prior to the installment of the Council Members re-elected and the newly elected Council Members. The record of proceedings of show that Councilor Laplante [who was the City Council Vice President at that time] presented a motion to approve the ordinance which required the individual selected to fill the position be recommended by the Mayor subject to the approval of the City Council. The ordinance presented by the motion to approve provided a requirement that the individual selected to fill the position maintain a degree in “Civil Engineering” as provided in “Qualifications” part of the proposed ordinance. Council President Vasquez informed the Council Members that the motion to approve the ordinance was duly seconded by Councilor Nilka Alvarez-Rodriguez. He stated further that City Attorney Boddy drafted the ordinance that was recommended by Mayor Rivera which did not require approval by the City Council and that the degree qualification provided for an “Engineer” and not a “Civil Engineer”. He informed the Council Members that the version that was published was approved by vote of the City Council and that the item was “tabled” after discussion about the possibility that the version that was amended version ordered to publication by the City Council effectually created a “Home Rule Petition” which would require an entirely different method of proceeding if it were to be presented for consideration of approval by the City Council and the Mayor.

Upon being granted the floor, Council Vice President Rodriguez presented a motion that version authored by City Attorney Charles Boddy be substituted in place and in stead of the version presented in the notice of public hearing as published. He requested that Councilor Laplante accept his motion as a “friendly amendment” to the main motion for approval presented on December 19, 2017. Councilor Laplante stated that he accepts the

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amendment offered by Council Vice President Rodriguez amending the proposed draft ordinance presented by publication to reflect the version authored by City Attorney Boddy which states as follows

**Draft Section 2.64.270 Capital Asset Project Manager**

- A. There is hereby established in the Department of Public Works the position of Capital Asset Project Manager, which shall be a non-union position, to be recommended by the Mayor, who shall report directly to the Director of Public Works.

Upon being granted the floor, Councilor Payano posed questions to Director Jaquez who provided an overview of the position presented referencing the ordinance in the form presented for consideration of approval as amended during this session of the City Council.

Upon being granted the floor, Councilor De La Cruz stated she would prefer to have someone with experience to be selected to fill the position.

Council President Vasquez stated that all applicants would be accepted for consideration.

Upon the request of Councilor Laplante, City Clerk Maloney read the motion to approve the ordinance to be considered with the amendment presented by Council Vice President Rodriguez and accepted by Councilor Laplante as the author of the original motion to approve. City Clerk Maloney informed the Council Members that the motion for consideration is to approve the propose ordinance as drafted by City Attorney Boddy which retains all language of the proposed ordinance, more particularly that part of Section A of the proposed ordinance for the position of Capital Asset Project Manager [draft Section 2.64.270] which provides as follows:

- A. There is hereby established in the Department of Public Works the position of Capital Asset Project Manager, which shall be a non-union position, to be recommended by the Mayor, who shall report directly to the Director of Public Works.

City Clerk Maloney stated and informed the Council Members that all other aspects of the draft ordinance as presented by City Attorney Boddy remain as presented by City Attorney Boddy and the amended ordinance voted upon by the City Council and published with the notice for public hearing is no longer presented for consideration of approval.

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Upon inquiry to Council President Vasquez and Councilor Laplante, Council Vice President Rodriguez asked of the qualification provided in Section B of the City Attorney draft can be amended to reflect the qualifications originally proposed but to require the individual possess a degree in “Civil Engineering”. Councilor Laplante stated that he accepts the proposed amendment as an additional amendment to the ordinance for consideration of approval in final form.

At the request of Council President Vasquez, City Clerk Maloney informed the Council Members that the motion presented for consideration is to approve the propose ordinance as drafted by City Attorney Boddy retaining all language of the proposed ordinance, more particularly the language contained in Section A of the proposed ordinance for the position of Capital Asset Project Manager [draft Section 2.64.270] which provides as follows:

- A. There is hereby established in the Department of Public Works the position of Capital Asset Project Manager, which shall be a non-union position, to be recommended by the Mayor, who shall report directly to the Director of Public Works.

Further, that the additional amendment provide the following language

#### B. Qualifications

The Capital Asset Project Manager shall have a minimum of a Bachelor’s degree in Construction Management, **Civil Engineering**, or Architecture (Master’s Degree preferred) from an accredited university and a minimum of five (5) years of work experience in successfully managing construction projects, along with experience in project management and capital program planning.

City Clerk Maloney stated and informed the Council Members that all other provisions contained in the draft ordinance presented by City Attorney Boddy remain as presented by City Attorney Boddy except as provided in the above motion to approve as amended above.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented. Upon a motion to approve the item presented by Councilor Laplante, as duly seconded, the Council Members present voted unanimously [9-0] to approve the item.

**Doc. 394/17: Approved as Amended**



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**Doc. 240/17: Parking – Canal Street [from Union Street to Mill Street] – Joel Herrera –  
Public Hearing Held – Approved**

Upon being recognized, Councilor Reyes presented a motion to take the above item off the “table” in order to address the item presented. The motion was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present by roll call vote as follows: Yes-8; Present-1

Councilor Estela Reyes - Yes  
Councilor Anna Levy - Yes  
Councilor Marc Laplante - Yes  
Councilor David Abdoo - Present  
Councilor Pavel Payano - Yes  
Councilor Maria De La Cruz - Yes  
Councilor Brian DePena - Yes  
Council Vice President Jeovanny Rodriguez - Yes  
Council President Kendrys Vasquez – Yes

Upon being recognized, Councilor Reyes presented a motion to approve the item as presented, as seconded by Council Vice President Rodriguez

Council President Vasquez provided the Council Members the procedural history of the document informing the Council Members that a public hearing was held on December 5, 2017 resulting in a motion to approve the measure presented by Councilor Alvarez-Rodriguez and seconded by Councilor Abdoo. The item was tabled at that time in order to request input from the Department of Homeland Security of the Federal Government due to the fact that the location of the parking ordinance would be on Canal Street immediately abutting the Federal Immigration and Naturalization Building on the Mill Street, Methuen Street, Union Street and Canal Street block. He stated that a motion to approve the measure is currently pending.

At the request of Council President Vasquez, City Clerk Maloney informed the Council Members that the obtained the name of the individual in charge of security for the Immigration and Naturalization Building in Lawrence and left phone messages on two occasions and sent one email – both without a response.

Upon being granted the floor, Councilor Laplante suggested that the Lawrence State Delegation be contacted who may be able to provide assistance with this matter.

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Upon being granted the floor, Council Vice President Rodriguez discussed the requested parking provision and suggested that approval and implementation should be considered.

**10:00 p.m. - Councilor Abdoo presented a motion to conduct Council business past 10:00 p.m. which was duly seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present**

Upon being granted the floor, Councilor Reyes stated that the proposed ordinance has been pending from quite some time and should be addressed by the Council Members.

Upon being granted the floor, Councilor Laplante presented a motion to send a letter to Congresswoman Niki Tsongas requesting assistance in a matter that concerns Federal Security. The motion was seconded by Councilor Abdoo and Council Members present defeated the motion by roll call vote as follows: Yes-2; No-7

Council Vice President Jeovanny Rodriguez - No  
 Councilor Brian DePena - No  
 Councilor Maria De La Cruz - No  
 Councilor Pavel Payano - No  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - No  
 Councilor Estela Reyes - No  
 Council President Kendrys Vasquez – No

Council President Vasquez called the motion for approval to the attention of the Council Members present who voted by roll call vote to approve the measure as follows: Yes-7; No-2

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 240/17: Approved**

## **X. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10 Charter Review [Public Hearings as needed]

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- 148/11      Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
- 224/13      Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14      Military/Veteran Recognition-Counc. Laplante
- 197/14      Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14      Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 66/15      Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance– Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15      Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15      E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16      Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16      Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 124/17      Wage Theft Ordinance – Council Pres. Vasquez – Public Hearing
- 151/17      Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy- [4-18-17: Aprvd & Tabled]
- 162/17      Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17      Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending-Traffic Study Ordered
- 264/17      Proposed Ordinance to Regulate Mobile Food Vendors – Brian T. Corrigan, Assistant City Attorney – Public Hearing
- 308/17      Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17      Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.

## **XI. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 26/18      Lawrence Public Schools K-8 Enrollment Projection & Plans to Address Capacity Issues – Counc. Payano – Ref. to Housing Cmt.
- 27/18      Ministerio Poder de Dios Sin Límite – Request use of the Campagnone Common for a Cruzada Evangelística de Milagros on August 10<sup>th</sup> and August 11<sup>th</sup>, 2018 from 1pm to 10pm – Elizabeth Presinal and Henry Presinal – Ref. to Ord. Cmt.
- 28/18      Handicapped Parking–21 Beacon Street Apt. 42-04–Magaly Anderson-Ref. to Ord. Cmt.
- 29/17      Semana Hispana en Lawrence – Request use of the Campagnone Common for a Spring Festival Semana Hispana from April 30<sup>th</sup> to May 6<sup>th</sup>, 2018 from 6pm to 11pm on weekdays and Noon to 11pm on weekend – Zoila Disla –Ref. to Ord. Cmt.

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- 30/18      Semana Hispana en Lawrence- Request use of the Campagnone Common for a Cultural Festival on June 15<sup>th</sup>, 16<sup>th</sup> and 17<sup>th</sup>, 2018 From 6pm to 11pm on Friday & Noon to 11pm on weekend – Zoila Disla – Ref. to Ord. Cmt.
- 31/18      Removal of deed restriction [Book 4579, page 88] from the City of Lawrence to Katherine O’Conner[see attached deed] - Frank S. Giles, II –Ref. to Ord. Cmt.
- 32/18      Lawrence Police Department-FY18 State 911 Department Training Grant and EMD/Regulatory Compliance Grant [104,601.56]-Roy Vasque, Chief of Police – Ref. to Budget & Fin Cmt.
- 33/18      Lawrence Police Department - 2018 Massachusetts Municipal Public Safety Staffing Grant [700,000.00] - Roy Vasque, Chief of Police – Ref. to Budget & Finance Cmt.
- 34/18      Lawrence Police Department – 2018 Shannon Community Safety Initiative Grant [214,700.00]– Roy Vasque, Chief of Police – Ref. to Budget & Finance Cmt.
- 35/18      Lawrence Police Department - 2017 Bulletproof Vest Partnership Grant [5,386.00] Federal and [5,386.00] State-[10,772.00] Total - Roy Vasque, Chief of Police – Ref. to Budget & Fin. Cmt.
- 36/18      Handicapped Parking – 32 Chandler Street – Rafael Rosario Ramos – Ref. to Ord. Cmt.
- 37/18      Olive in July, Inc. – Request to use the Campagnone Common for an Anniversary Celebration on July 8<sup>th</sup>, 2018 [Rain Date: July 15<sup>th</sup>, 2018 from 2pm to 7pm – Eulalia Feliz – Ref. to Ord. Cmt.
- 38/18      Crime Topics for Review – Counc. Laplante – Ref. to Public Safety Cmt.
- 40/18      Surplus Declaration-23 Doyle St. [Tax Map 184, Lot 16] - Laiza St. Onge, Asset Officer-Ref. to Housing Cmt.
- 41/18      Surplus Declaration-12 Acton St. Unit 205 [Tax Map 190 Lot 1/5] -Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.
- 42/18      Surplus Declaration -7 Showell Ct. [Tax Map 184, Lot 36] – Laiza St. Onge, Asset Officer-Ref. to Housing Cmt.
- 43/18      Surplus Declaration-Millville Ave. [Tax Map 188, Lot 85A] -Laiza St. Onge, Asset Officer-Ref. to Housing Cmt.
- 44/18      Surplus Declaration-617 Common [Tax Map 166, Lot 46] – Laiza St. Onge, Asset Officer-Ref. to Housing Cmt.
- 45/18      Surplus Declaration-277 Haverhill St. [Tax Map 147, Lot 31] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.
- 46/18      Surplus Declaration-15 Boxford St. Unit 1[Tax Map 61, Lot 3/1] -Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.
- 47/17      Surplus Declaration-318 Lowell St. [Tax Map 166, Lot 81] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.
- 48/18      Surplus Declaration-320 Lowell St. [Tax Map 166, Lot 82] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.
- 49/18      Surplus Declaration-25-27 Spruce St. [Tax Map 170, Lot 19] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.
- 50/18      Office of Planning and Development – MassWorks Grant Authorization for Merrimack Street West – [3,000,000.00] – Theresa Park, Director – Ref. to Budget & Finance Cmt.
- 51/18      Office of Planning and Development-Green Communities Designation Grant [594,140.00]-Theresa Park, Director – Ref. to Budget & Finance Cmt.
- 52/18      Lawrence Fire Department-School Based SAFE and Senior SAFE Grant [9,716.00]-Chief Brian F. Moriarty – Ref. to Budget & Finance Cmt.
- 53/18      Lawrence Fire Department-Emergency Performance Grant [22,460.00]-Chief Brian F. Moriarty – Ref. to Budget & Finance Cmt.
- 54/18      Saint Patrick Day Parade Approval-John Drew, Chairman of the Parade Committee – Ref. to Ord. Cmt.
- 55/18      Appointment – Cultural Council-Kathleen V. DeFillipo-Mayor Dan Rivera – Ref. to Pers. Cmt.

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- 56/18 Appointment – Oliver School Building Committee-Stephany Infante – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 57/18 Transient Vendor License-2 Railroad Street - Blas Martinez – Ref. to Ord. Cmt.
- 58/18 Insurance Proceeds re: Rollins School repairs [1,750,000.00]-Mark Ianello, Finance Director – Ref. to Budget & Finance Cmt.
- 59/18 Recovery of Significant City Assets-William Collins, 1 Platt Court – Ref. to Ord. Cmt.
- 60/18 Pick up and Drop Off Zone- 62 Park Street-Head Start-GLCAC – Ref. to Ord. Cmt.

## **XII. ADJOURNMENT:**

Upon Motion of Councilor Reyes duly seconded by Council Vice President Rodriguez, the Council

Members present voted unanimously to Adjourn.

**ADJOURNED  
(10:18p.m.)**

Attest:

William J. Maloney  
City Clerk

## **MINUTES OF THE MEETING** **OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, February 20, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, February 20, 2018** at 7: 05 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

### **Council Members present at roll call:**

Councilor Estela Reyes [District B Councilor] – Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Absent;  
Councilor David Abdoo [District E Councilor] – Present;  
Councilor Pavel Payano [Councilor At Large] — Present;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Present;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Absent;  
Council President Kendrys Vasquez [District C Councilor] – Present;

### **Other attendance and procedural matters:**

Approximately Sixteen [16] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

### **I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted February 6, 2018 were submitted by the City Clerk for consideration and approval by the City Council Members.

Upon the motion to approve the City Council Minutes presented by Councilor Payano as seconded by Councilor Abdoo, the Council Members present voted unanimously [7-0] to approve the minutes of February 6 2018.

### **II. PUBLIC PARTICIPATION:**

[Tuesday, February 20, 2018]

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Michelle Paletta, 198 Essex Street, Lawrence, MA discussed the need for parking for residents of Brunswick House.

Homayoun Maali, 53 Chester Street, Lawrence, MA reminded Mayor Rivera of his campaign promise to save and help Lawrence prosper. He urged support for the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public School Teachers, their unions and representatives. He praised Superintendent/Receiver Jeffrey Riley for actions taken improving the Lawrence Public Schools and also noted the work of Teacher Union Representative Frank McLaughlin for his work negotiating teacher contracts.

Richard Russell, 34 Cross Street, Lawrence, MA stated that the new snow emergency parking ban signs are unnecessary, commented on the one million dollars authorized to repave basketball courts as an extraordinary expense, and stated that the price expected to be paid for the purchase of the vacant lot across the street from the Lawrence Police Department for 475,000.00 and 675, 000.00 would be better spent on actions to address the opioid crisis.

Emilio King and several members of the Church of Christ at 54 East Haverhill Street, Lawrence, MA provided a prayer for the benefit of Lawrence and Lawrence Public Officials.

### **III. PUBLIC HEARINGS:**

#### **Doc. 53A/17: Handicapped Parking – 71 Cambridge Street – Denys A. Castillo – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

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Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve to approve the measure presented by Councilor Reyes, as seconded by Councilor Abdoo, the Council Members present voted unanimously [6-0] to approve the measure [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 53A/17: Approved**

**Doc. 375/17: No Parking – Middlebury Street [from Haverhill Street to Magnolia Street] – Council Pres. Vasquez – Public Hearing held - Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor DePena, the Council Members present voted unanimously [7-0] to approve the measure.

**Doc. 375/17: Approved**

**Doc. 397/17: Handicapped Parking – 207 Bruce Street – Counc. Reyes – Public Hearing held - Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez



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opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented and to waive any 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter presented by Councilor Reyes and seconded by Councilor DePena, the Council Members present voted unanimously [7-0] to approve the measure.

**Doc. 397/17: Approved**

**Doc. 403/17: Handicapped Parking—20 Monmouth Street—Counc. Reyes –  
Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon a motion to approve the measure presented and to waive any 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter presented by Councilor Levy and seconded by Councilor Payano, the Council Members present voted unanimously [7-0] to approve the measure.

**Doc. 403/17: Approved/30 days waived**

**IV: Communication from Mayor, City Officials & City Attorney:**

[Tuesday, February 20, 2018]

**Doc. 61/18: Presentation of FY 2017 City Audit – Mark Ianello, Finance Director –  
Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above item to the attention of the Council Members as appearing on the Agenda which was referred to the Budget and Finance Subcommittee of the Lawrence City Council for further proceedings.

**Doc. 61/18: Ref. to Budget & Finance Cmt.**

**V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 75/18: Appropriation Transfer - From: Free Cash to Fund Acquisition of 55 Lowell Street [675,000.00]-Mayor Dan Rivera –Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above item to the attention of the Council Members as appearing on the Agenda which was referred to the Budget and Finance Subcommittee of the Lawrence City Council for further proceedings.

**Doc. 75/18: Ref. to Budget & Finance Cmt.**

**Doc. 39/18: Appropriation Transfer – Office of Planning and Development – From: Free Cash to Other Purchases Account [45,000.00] – Theresa Park, Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the appropriation transfer as presented. The report was presented in the form of a motion to approve the item as seconded by Councilor Reyes.

Council President Vasquez posed questions to Planning Director Theresa Park regarding the proposed plan to provided improvements to the Ames Street area.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to the attention of the Council Members present for their consideration.

Upon a motion to approve the measure presented by Councilor Abdoo, as seconded by Councilor Reyes, the Council Members present voted unanimously [7-0] to approve the measure.

**Doc. 39/18: Approved**

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## **VI. COMMITTEE REPORTS:**

### **Doc. 32/18: Lawrence Police Department-FY18 State 911 Department Training Grant and EMD/Regulatory Compliance Grant [104,601.56]- Roy Vasque, Chief of Police – Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item presented and to waive any applicable 30 day waiting period that may be required by section 3.8(a) of The Lawrence City Charter. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [7-0] approved by the Council Members present.

### **Doc. 32/18: Approved/30 days waived**

### **Doc. 33/18: Lawrence Police Department - 2018 Massachusetts Municipal Public Safety Staffing Grant [700,000.00] - Roy Vasque, Chief of Police – Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item presented and to waive any applicable 30 day waiting period that may be required by section 3.8(a) of The Lawrence City Charter. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [7-0] approved by the Council Members present.

### **Doc. 33/18: Approved/30 days waived**

### **Doc. 34/18: Lawrence Police Department – 2018 Shannon Community Safety Initiative Grant [214,700.00]– Roy Vasque, Chief of Police Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item presented and to waive any applicable 30 day waiting period that may be required by section 3.8(a) of The Lawrence City Charter. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [7-0] approved by the Council Members present.

### **Doc. 34/18: Approved/30 days waived**

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**Doc. 35/18: Lawrence Police Department - 2017 Bulletproof Vest Partnership Grant [Federal = 5,386.00; State=5,386.00]; Total Amt = [10,772.00] Total - Roy Vasquez, Chief of Police – Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item presented and to waive any applicable 30 day waiting period that may be required by section 3.8(a) of The Lawrence City Charter. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [7-0] approved by the Council Members present.

**Doc. 35/18: Approved/30 days waived**

**Doc. 50/18: Office of Planning and Development – MassWorks Grant Authorization for Merrimack Street West [3,000,000.00] – Theresa Park, Director – Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item presented and to waive any applicable 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes.

Upon taking the floor, Council President Vasquez commented that the grant funds will be used to improve the Merrimack Street area which is one of the several Gateway entry points to the City of Lawrence.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the item as presented by Councilor Abdoo and duly seconded to the attention of the Council Members. Upon consideration, the Council Members voted unanimously [7-0] to approve the item as presented and to waive any applicable 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter.

**Doc. 50/18: Approved/30 days waived**

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**Doc. 51/18: Office of Planning and Development-Green Communities Designation Grant [594,140.00]-Theresa Park, Director Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item as presented and to waive any applicable 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [7-0] approved by the Council Members present.

**Doc. 51/18: Approved**

**Doc. 52/18: Lawrence Fire Department-School Based SAFE and Senior SAFE Grant [9,716.00]-Chief Brian F. Moriarty Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item as presented and to waive the 30 day waiting period required by section 3.8(a) of The Lawrence City Charter. The report was presented in the form of a motion to approve the item as seconded by Councilor Reyes.

Upon being granted the floor, Councilor Reyes inquired about the intended use of the funds that will be provided by the grant.

Upon being granted the floor, Councilor Abdoo thanked Lawrence Fire Chief Brian Moriarty for his involvement and the use of the grant funds used to improve Senior Safety with the help provided to the Diamond Springs Assisted Living Complex. Councilor Abdoo discussed a recent resident forum held at the Diamond Springs residence where Firefighters presented safety information to the elder residents attending.

Upon being granted the floor, Councilor De La Cruz spoke about the importance of the program.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the item as presented by Councilor Abdoo and duly seconded to the attention of the Council Members. Upon consideration, the Council Members voted unanimously [7-0] to approve the item as presented and to waive any

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applicable 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter.

**Doc. 52/18: Approved/30 days waived**

**Doc. 53/18: Lawrence Fire Department - Emergency Performance Grant [22,460.00] - Chief Brian F. Moriarty - Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item as presented and to waive any applicable 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [7-0] approved by the Council Members present.

**Doc. 53/18: Approved/30 days waived**

**Doc. 58/18: Insurance Proceeds re: Rollins School repairs [1,750,000.00] - Mark Ianello, Finance Director – Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item as presented and to waive the 30 day waiting period required by section 3.8(a) of The Lawrence City Charter. The report was presented in the form of a motion to approve the item as seconded by Councilor Reyes.

Upon being granted the floor, Councilor Abdoo discussed the monies obtained to help restore the Rollins School to its original condition prior to the fire.

Upon being granted the floor, Councilor De La Cruz asked if the Rollins School may become a museum in the future. Councilor Abdoo deferred to Finance Director Ianello who responded by stating the item presented is limited as it requests the City of Lawrence be allowed to use insurance funds offered by the insurance carrier. He stated that the approval at this time will allow the City of Lawrence repair damages to the Rollins School caused by the recent fire and if restoration repairs result in additional funds necessary to complete the project then a

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further request for approval of any additional funds to be provided by the insurance company will be presented to the Council Members at that time.

Upon inquiry by Council President Vasquez, Director Ianello informed the City Council Members that City Public Works personnel will be assigned to oversee and supervise repairs to assure the restoration is completed in accord in compliance with the expectations of the City of Lawrence.

Upon being granted the floor, Councilor Abdoo emphasized that the Rollins School is to be restored to its original condition and stated that Public Works Building Supervisor Glen Gary will supervise the repair and restoration project.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the item to the attention of the Council Members present who voted unanimously [7-0] to approve the item.

**Doc. 58/18: Approved/30 days waived**

**Doc. 41/18: Surplus Declaration-12 Acton St. Unit 205 [Tax Map 190 Lot 1/5] –  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Levy presented the report from the Housing Committee to declare the City owned property located at 12 Acton Street, Unit 205 [Tax Map 190, Lot 1/5] as surplus City property. The report was presented in the form of a motion to declare the real property as surplus City real property as seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 41/18: Declared Surplus**

**Doc. 42/18: Surplus Declaration -7 Showell Ct. [Tax Map 184, Lot 36] – Laiza St. Onge, Asset Officer –  
Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Levy presented the report from the Housing Committee to declare the City owned property located at 7 Showell Court [Tax Map 184, Lot 36] as surplus City property. The report was presented in the form of a motion to declare the real property as surplus City real property as seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 42/18: Declared Surplus**

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**Doc. 45/18: Surplus Declaration-277 Haverhill St. [Tax Map147, Lot 31] –  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Levy presented the report from the Housing Committee to declare the City owned property located at 277 Haverhill Street [Tax Map147, Lot 31] as surplus City property. The report was presented in the form of a motion to declare the real property as surplus City real property as seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 45/18: Declared Surplus**

**Doc. 46/18: Surplus Declaration-15 Boxford St. Unit 1[Tax Map 61, Lot 3/1] -Laiza St. Onge, Asset Officer  
– Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Levy presented the report from the Housing Committee to declare the City owned property located at 15 Boxford Street, Unit 1 [Tax Map 61, Lot 3/1] as surplus City property. The report was presented in the form of a motion to declare the real property as surplus City real property as seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 46/18: Declared Surplus**

**Doc. 47/18: Surplus Declaration-318 Lowell St. [Tax Map 166, Lot 81] –  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Levy presented the report from the Housing Committee to declare the City owned property located at 318 Lowell Street [Tax Map 166, Lot 81] as surplus City property. The report was presented in the form of a motion to declare the real property as surplus City real property as seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 47/18: Declared Surplus**

**Doc. 48/18: Surplus Declaration-320 Lowell St. [Tax Map 166, Lot 82] –  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Levy presented the report from the Housing Committee to declare the City owned property located at 320 Lowell Street [Tax Map 166, Lot 82] as surplus City



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property. The report was presented in the form of a motion to declare the real property as surplus City real property as seconded by Councilor Payano and unanimously [7-0] approved by Council Members present

**Doc. 48/18: Declared Surplus**

**Doc. 49/18: Surplus Declaration-25-27 Spruce St.[Tax Map 170, Lot 19] – Laiza St. Onge, Asset Officer – Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Levy presented the report from the Housing Committee to declare the City owned property located at 25-27 Spruce St.[Tax Map 170, Lot 19] as surplus City property. The report was presented in the form of a motion to declare the real property as surplus City real property as seconded by Councilor Payano and unanimously [7-0] approved by Council Members present

**Doc. 49/18: Declared Surplus**

**Doc. 55/18: Appointment – Cultural Council-Kathleen V. DeFillipo-Mayor Dan Rivera – Pers. Cmt – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel Committee recommending the appointment of Kathleen V. DeFillipo as a Member of the Lawrence Cultural Council. The report was presented in the form of a motion to approve the appointment presented for consideration which was seconded by Councilor De La Cruz.

Upon being recognized, Councilor Payano asked Ms. DeFillipo questions about her reasons for applying for the available position with the Lawrence Cultural Council. Upon conclusion, Councilor Payano thanked Ms. DeFillipo for her interest in the City of Lawrence and application to be a Member of the Lawrence Cultural Council.

Upon being granted the floor, Councilor De La Cruz thanked Ms. DeFillipo for offering her time to serve as a Member of the Lawrence Cultural Council.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the appointment of Kathleen V. DeFillipo as a Member of the Lawrence Cultural Council for the consideration of the Council Members present who voted unanimously [7-0] to approve the appointment as presented.

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**Doc. 55/18: Approved**

**Doc. 56/18: Appointment – Oliver School Building Committee-Stephany Infante –  
Mayor Dan Rivera – Pers. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel Committee recommending the appointment of Stephany Infante as a Member of the Oliver School Building Committee. The report was presented in the form of a motion to approve the appointment presented for consideration which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Abdoo stated that Stephany Infante currently serves as an elected Member of the Greater Lawrence Technical School Committee and that her additional commitment to matters concerning education in the City of Lawrence is evidenced by her participation in educational improvements which will be enhanced by her service as a Member of the Oliver School Building Committee.

Upon being introduced and upon inquiry, Ms. Infante discussed her interest in the available position and her efforts to continue to present, offer and improve educational programs for the benefit of Lawrence students and residents.

Upon being granted the floor, Councilor De La Cruz discussed the continued personal and professional relationship shared with the applicant and stated she supports the approval of her application for the position.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the appointment of Stephany Infante as a Member of the Oliver School Building Committee for consideration of the Council Members present who voted unanimously [7-0] to approve the appointment as presented.

**Doc. 56/18: Approved**

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## **VII. WITHDRAWALS:**

### **Doc. 43/18: Surplus Declaration-Millville Ave. [Tax Map 188, Lot 85A] – Laiza St. Onge, Asset Officer – Hous. Cmt. –Withdrawn**

Upon being recognized, Councilor Payano presented a motion to withdraw the item from the City Council Agenda which had been pending before the Housing Committee. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda.

### **Doc. 43/18: Withdrawn**

### **Doc. 44/18: Surplus Declaration-617 Common St. [Tax Map 166, Lot 46]– Laiza St. Onge, Asset Officer – Hous. Cmt. – Withdrawn**

Upon being recognized, Councilor Reyes presented a motion to withdraw the item from the City Council Agenda which had been pending before the Housing Committee. The motion was seconded by Councilor Payano and Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda.

### **Doc. 44/18: Withdrawn**

## **VIII. OLD BUSINESS:**

### **Doc. 125/17: Establishing maximum motor vehicle speed city wide to 25 mph-Request to Amend Chapter 10.26 – Council Pres. Vasquez and Councilor Rodriguez– City Attorney Boddy Request to Amend Council Record [Public Hearing Ordered entered 2-6-18] – Ord. Cmt. Rept Amended/Public Hearing Order Affirmed**

Upon being recognized by Council President Vasquez, City Clerk William J. Maloney informed the Council Members that the City Attorney has requested the City Council Members to correct the record by amending the Ordinance Committee report presented which inaccurately references the City Ordinance as Section 20.26 to accurately reflect Section 10.26 as the City Ordinance Section as subject to the proposed amendment.

Upon being granted the floor, Councilor De La Cruz stated that the proposed amendment is necessary to promote motor vehicle and public safety in the City of Lawrence.

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Upon being granted the floor, Councilor Payano clarified and confirmed that no action concerning the approval of the measure is presented for city Council consideration during this session and a public hearing on the measure is pending.

Council President Vasquez confirmed that the Council Members are asked to amend the Ordinance Committee report to accurately cite Section 10.26 as the City Ordinance that is subject to the proposed amendment which will address a proposed city wide speed limit provision. He stated that the Council Members will also be affirming the vote of a public hearing that is pending in addition to amend the ordinance citation.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to amend the report of the Ordinance Subcommittee of the City Council concerning the measure presented to accurately reference the petition for amendment to Section 10.26 of the Lawrence Municipal Code [ie: Lawrence City Ordinances] presented by Councilor De La Cruz and seconded by Councilor Reyes, the Council Members present voted unanimously [7-0] to approve amend the Ordinance Committee report to accurately reference the citation to Section 10.26 of the Lawrence City Ordinances as subject of the petition to amend its provisions as presented and to affirm the order for public hearing as voted by the Members of the City Council and recorded on February 6, 2018.

**Doc. 125/17: Ord. Cmt. Rept Amended/Public Hearing Order Affirmed**

### **IX. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
66/15	Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance– Council Pres. Maldonado - Public Hrg [closed 6-16-15]

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- 212/15 Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 124/17 Wage Theft Ordinance – Council Pres. Vasquez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 264/17 Proposed Ordinance to Regulate Mobile Food Vendors – Brian T. Corrigan, Assistant City Attorney – Public Hearing
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 389/17 Speed Limit–Everett Street [25 MPH]–Counc. Abdoo [tabled 2-6-18]
- 390/17 Speed Limit–Rowe Street [25 MPH]–Counc. Abdoo [tabled 2-6-18]
- 391/17 Stop Sign– 4-way Stop at intersection of Carleton Street and Everett Street–Counc. Abdoo [tabled 2-6-18]
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [tabled 2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [tabled 2-6-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [tabled 2-6-18]

## **X. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 62/18 Immigrant City Archives [dba Lawrence History Center] Request use of Canal Street and Union Street for the 5<sup>th</sup> Annual Lawrence History Center North Canal 5K Run Race & Walk on Sunday, May 20, 2018 from 8:30am to 11am – Susan Grabski – Ref. to Ord. Cmt.
- 63/18 Iglesia de Cristo Rios de Aguaviva-Request to use various parks to Preach the Gospel during 2018 [May 18<sup>th</sup> & 19<sup>th</sup> @ Cronin Park, Juniper St.; June 15<sup>th</sup> & 16<sup>th</sup> @ Plains Mans Park, Elm St.; July 13<sup>th</sup> & 14<sup>th</sup> @ Campagnone Common; August 3<sup>rd</sup> and 4<sup>th</sup> @ Rowell Park Auburn St.; September 7<sup>th</sup> & 8<sup>th</sup> @ Reviviendo Park, Newbury St. – 5pm to 8pm at all locations – Graciela Gual, Interim Pastor – Ref. to Ord. Cmt.
- 64/18 Asociación Ministerial Evangélica del Area de Lawrence - Request to use the Campagnone Common for their “Reigning in the Valley” Event - August 24, 2018 [6 to 9 pm] and August 25, 2018 [3 to 6pm]- Milagro Grullón, Pastor, Officer of AMEDAL – Secretary – Ref. to Ord. Cmt.

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- 65/18 House of Worship Splendor of Zion-Request to use the Campagnone Common for their “Adoración Extrema”- September 8, 2018 [1 pm to 5 pm]-Denis A. Florentino – Ref. to Ord. Cmt.
- 66/18 Cost of vehicles towed and stored outside the City–Counc. De La Cruz – Ref. to Ord. Cmt.
- 67/17 Lawrence Spray Park Dedication - Rep. Kevin Blanchette – Counc. De La Cruz – Ref. to Ord. Cmt.
- 68/18 Willoughby Street–One Way– Council Pres. Vasquez – Ref. to Ord. Cmt.
- 69/18 Blakelin Street–One Way–Council Pres. Vasquez – Ref. to Ord. Cmt.
- 70/18 Financial Review for Quarter ending December 31, 2017 – Mark Ianello, Finance Director –Ref. to Budget & Finance Cmt.
- 71/18 Businesses to remain open no later than 10 pm – Counc. De La Cruz – Ref. to Ord. Cmt.
- 72/18 Jamaica and South Union Streets Zoning Decision review – Counc. Laplante – Ref. to Ord. Cmt.
- 73/18 Transient Vendor License –48 Brook Street–Rafael Gonzalez – Ref. to Ord. Cmt.
- 74/18 Millville Avenue–Approval as a public way–Council Pres. Vasquez – Ref. to Ord. Cmt.
- 76/18 Acceptance of Deed from Citicasters, Co. – 347 South Broadway - Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.

#### **XI. ADJOURNMENT:**

Upon Motion of Councilor Payano duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(08:10p.m.)**

Attest:

William J. Maloney  
City Clerk

## **MINUTES OF THE MEETING** **OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, March 6, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, March 6, 2018** at 7: 14 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Absent at roll call;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Present;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Present;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor Reyes arrived at 8:29 p.m.;  
 Councilor DePena left the meeting at 9:20 p.m.

**Other attendance matters:**

Approximately Twenty-two [22] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

### **I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted February 20, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Payano to approve the minutes as presented duly seconded by Councilor Levy, the Council Members present failed to approve the minutes of February 20, 2018 by roll call vote as follows:

Yes-4; Present-3; Absent-2;

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Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Present  
 Councilor David Abdoo - Absent  
 Councilor Pavel Payano - Present  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Present  
 Council President Kendrys Vasquez – Yes

Upon motion of Councilor Laplante as seconded by Council Vice President Rodriguez the Council

Members present vote by roll call vote to reconsider the vote of the minutes as follows: Yes-6; Present-2; Absent-

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Council Vice President Jeovanny Rodriguez - Present  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Present  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Absent  
 Council President Kendrys Vasquez – Yes

## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Michelle Paletta, 198 Essex Street, Apt. #101 Lawrence, MA spoke in support of the petition to create a 25 mph city wide speed limit. She asked the Council to consider an ordinance placing a Handicap zone near Brunswick House on Essex Street.

Homayoun Maali, 53 Chester Street, Lawrence, MA requested that Mayor Rivera support the Lawrence Police Department, Acting Police Chief Roy Vasque, and to support the contract for the Lawrence Police Officers. He stated that the Mayor should also support the Lawrence Fire Department, Department of Public Works, Lawrence Public Schools, Lawrence School Teachers and the unions representing employees of these



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departments. He praised the efforts of School Commissioner Jeffrey Riley and Teacher’s Union representative Frank McLaughlin. He asked Mayor Rivera to keep his campaign promise to “Save Lawrence, Prosper Lawrence” and urged the Mayor to sign the pending union agreements for the Lawrence Police Officers and Lawrence Firefighters.

Richard Russell, 34 Cross Street, Lawrence, MA discussed agenda document #7/18 [Entitled: Removal of snow from awnings and sidewalks–modification of Ord. Sec. 12.04] stating that the ordinance subjects Lawrence residents to servitude by requiring the removal of snow and ice from sidewalks in front of residences and businesses or pay a fine. He stated that it is doubtful that the City Inspectors will be able to police the new ordinance effectively because the number of inspectors working for the City of Lawrence can’t keep up with the citing properly owners for residential violations reported daily. He stated that the value of vacant lots and other property in the City of Lawrence is much less than the value being offered to purchase the vacant lot across from the Lawrence Police Department.

John Shelzi, 6 Orchard Street, Lawrence, MA informed the Council Members that the resident parking signage for Orchard Street Residential Parking Zone are faded and unreadable. He requested that they be replaced. He stated the odd/even winter parking ordinance put into effect from December to April doesn’t work on Orchard Street. He spoke in opposition to the proposed city wide 25 mph speeding ordinance.

Rosa Jimenez, 32 Orchard Street, Lawrence, MA spoke discussed the proposed amendment to the City Ordinance that will result in fines to business and home owners who fail to remove snow and ice on sidewalks stating that fines may be sufficient to assure the sidewalks are safe. She also spoke in support of the proposed amendment to the Winter Parking Ordinance.

### **III. TABLED MATTERS:**

#### **Doc. 133/14: Military/Veteran Recognition-Councilor Laplante – Removed from Table – Re-tabled**

Councilor Laplante presented a motion to remove the item from the table which was seconded by Councilor Abdoo and unanimously approved by the Council Members present [8-0].

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Councilor Laplante presented Raymond DiFiore representing the Disabled American Veterans [D.A.V.] of Lawrence, MA with an American Flag and City of Lawrence Flag that were placed at the gravesites of deceased Lawrence/American soldiers buried in Europe. DAV Representative DiFiore thanked Councilor Laplante for visiting the graves of American Soldiers buried overseas and honoring the Soldiers serving the United States who did not return to Home.

Upon conclusion of the presentation, Council Vice President Rodriguez presented a motion to “re-table” the item which was seconded by Councilor Abdoo and unanimously [8-0] approved by Council Members present.

**Doc. 133/14: Tabled**

#### **IV. PUBLIC HEARINGS:**

**Doc. 125/17: Establishing maximum motor vehicle speed city wide to 25 mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing [closed] – Tabled**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Richard Russell, 34 Cross Street, Lawrence, MA commented that the Lawrence Police have difficulty enforcing current speed limit laws anywhere in the City of Lawrence because they are busy addressing more serious offences involving drugs and gun violations

Kathy Runge, 32 Dracut Street, Lawrence, MA stated that the police should the police should enforce current speeding laws. She stated if approved the ordinance will likely be used to provide violators who may be cited for this and other offenses resulting from a vehicle stop.

Donald Fraser of Salem, N.H. suggested the proposed ordinance will only affect law abiding citizens and suggested the police enforce current speeding laws.

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Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to “Table” the item presented. The motion was seconded by Councilor Abdoo and unanimously [8-0] approved by Council Members present.

**Doc. 125/17: Public Hearing [closed]/Tabled**

**Doc. 352/17: Handicapped Parking – 88 Ames Street – Fernando L. Alvarez –  
Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Council Vice President Rodriguez and to waive any 30 day waiting period that may apply pursuant to section 3.8(a) of The Lawrence City Charter as seconded by Councilor Abdoo, the Council Members present voted unanimously [8-0] to approve the measure as presented.

**Doc. 352/17: Approved/30 days waived**

**V: Communication from Mayor, City Officials & City Attorney:** - None

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## **VI. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

### **Doc. 93/18: Proclamation – Lawrence High School Basketball, Raymond Núñez – Counc. Payano – Ref. to Ord. Cmt.**

Council President Vasquez called the above item to the attention of the Council Members as appearing on the Agenda which was referred as indicated.

### **Doc. 93/18: Ref. to Ord. Cmt.**

### **Doc. 75/18: Appropriation Transfer - From: Free Cash to Fund Acquisition of 55 Lowell Street [675,000.00] - Mayor Dan Rivera – Budget and Finance Cmt. – Tabled**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the appropriation presented with a condition that a report of the State Ethics Commission of the Massachusetts Attorney General and the City Attorney be filed. The report was presented in the form of a motion to approve the item which was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Council Vice President Rodriguez asked if the item may benefit from hearings before the Housing Sub-Committee of the Lawrence City Council. Council President Vasquez stated the document is a request for an appropriation at this time and does not address the acquisition of the real property which will likely follow. He stated acquisition proceedings may not require action by the City Council and may result in the Administration initiating measures as required.

Upon being recognized, Business and Economic Development Director Abel Vargas provided information concerning the expected acquisition of the real property that may later be used to construct a public safety center and new Lawrence Police station. He stated this part of the projected is merely to acquire the real property and construction of a new Lawrence Police station may be three or four years away.

Upon continuing, Council Vice President Vasquez informed the Council Members that City Attorney Charles Boddy has drafted an opinion concerning “conflict of interest” issues that may arise regarding the sale of the parcel of real property owned by Dr. Gorn to the City of Lawrence while serving as the current Chairman of the Board of Health for the City of Lawrence. He informed the Council Members that the opinion of City Attorney

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Boddy is filed this evening for consideration of the Council Members. He reminded the Council Members that the item presented is a request for the approval of an appropriation and that the issue presented concerns the appropriation presented for approval.

Upon being recognized, Finance Director Mark Ianello confirmed that the item presented is only a request to appropriate the funds necessary to purchase the real property offered by Dr. Gorn to the City of Lawrence.

Upon being granted the floor, Councilor Payano posed questions to Director Vargas concerning the value of the real property subject to the appropriation. Upon conclusion of his inquiry he suggested the item be “tabled” to allow the Council Members to consider the matter based on information submitted this evening and to allow the Council to obtain more information concerning the appraised value of the real property subject to the appropriation request.

Upon being granted the floor, Councilor De La Cruz suggested the location under consideration is very small and may not be suitable for expansion. She posed questions about other land that might be available in the future to also be joined to the vacant lot and existing property for the construction of the Lawrence Police Station at the Lowell Street location in the future.

Upon being granted the floor, Councilor Laplante suggested that Dr. Gorn request an opinion from the State Ethics Commission concerning the “conflict of interest” issue the situation may present. He asked if the City requested an opinion from the State Ethics Commission. In response, Director Vargas stated that City Attorney Boddy has provided a legal opinion stating that Dr. Gorn [as Chairman to the City of Lawrence Board of Health] file a “disclosure” to address the possible “conflict of interest” issue the situation may present. He stated that Dr. Gorn intends to file the disclosure form suggested by the City Attorney.

Upon continuing, Councilor Laplante stated that information concerning the value of the real property provided by the City Assessor would help the Council Members consider whether or not the requested appropriation is consistent with the suggested purchase price that will ultimately be paid to acquire the real property.

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Upon being recognized, Councilor Payano presented a motion to “table” the item which was seconded by Councilor Levy and unanimously [8-0] approved by the Council Members present.

**Doc. 75/18: Tabled**

## **VII. COMMITTEE REPORTS:**

**Doc. 400/17: Transient Vendor License–71 May Street–Carmen M. Baez – Ord. Cmt. - Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition presented. The report was presented in the form of a motion to approve the petition, seconded by Councilor Levy and unanimously approved by the Council Members present [8-0].

**Doc. 400/17: Approved**

**Doc. 405/17: Taxi/Livery License Renewals: American Taxi, Liberty Taxi, Merrimack Taxi, Popular Taxi, Go United Express Transp., Rápido Transp., Five Stars Express Transp., Eight Zero Nine Express Transp., Valley Transp., Integrity Medical Transp., JC Transp., Reliable Transp., Quality Care Transp., Town Livery – Detective Jose Flores, Lawrence Police Department, Hackney Division – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the taxi/livery licenses as presented. The report was presented in the form of a motion to approve the taxi/livery licenses submitted for consideration. The motion was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 405/17: Approved**

**Doc. 3/18: Handicapped Parking–6 Grafton Street–Zulma Boquin – Ord. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 3/18: Public Hearing Ordered**

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**Doc. 5/18: Handicapped Parking – 199 Boxford Street-to be DELETED –  
Brenda Hernandez – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 5/18: Public Hearing Ordered**

**Doc. 6/18: Handicapped Parking – 31 Fairmont Street – Angelina Diaz –  
Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 6/18: Public Hearing Ordered**

**Doc. 7/18: Removal of snow from awnings and sidewalks–modification of Ord. Sec. 12.04.040 – Council  
Vice Pres. Rodriguez – Ord. Cmt. – Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 7/18: Public Hearing Ordered**

**Doc. 9/18: Handicapped Parking – 151 West Street – Eneida Javier –  
Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the

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form of a motion to order a public hearing which was seconded by Councilor DePena and unanimously approved by the Council Members present [8-0].

**Doc. 9/18: Public Hearing Ordered**

**Doc. 17/18: Handicapped Parking-1 Highlawn Avenue-Yolheris Cordones-Council Pres. Vasquez-Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 17/18: Public Hearing Ordered**

**Doc. 27/18: Ministerio Poder de Dios Sin Límite – Request use of the Campagnone Common for a Cruzada Evangélica de Milagros on August 10<sup>th</sup> and August 11<sup>th</sup>, 2018 from 1pm to 10pm – Elizabeth Presinal and Henry Presinal – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor DePena and unanimously approved by the Council Members present [8-0].

**Doc. 27/18: Approved**

**Doc. 29/18: Semana Hispana en Lawrence – Request use of the Campagnone Common for a Spring Festival Semana Hispana from April 30<sup>th</sup> to May 6<sup>th</sup>, 2018 from 6pm to 11pm on weekdays and Noon to 11pm on weekend – Zoila Disla – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 29/18: Approved**



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**Doc. 30/18: Semana Hispana en Lawrence- Request use of the Campagnone Common for a Cultural Festival- Dates approved as Amended by Vote of Council to permit the use of the Common from Monday, June 11, 2018 through Sunday, June 17, 2018 [from 6pm to 11pm on Friday & Noon to 11pm on weekends] – Zoila Disla – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition requesting the use of the Campagnone Common for Semana Hispana events to be held Friday June 15<sup>th</sup>, Saturday June 16<sup>th</sup> and Sunday June 17<sup>th</sup> of 2018 with events to be conducted from 6:00 p.m. to 11:00 p.m. on Friday, June 15, 2018 and from 12:00 noon to 11:00 p.m. on Saturday, June 16, 2018 and Sunday, June 17, 2018. The report of the Ordinance Committee was presented in the form of a motion to approve the petition as presented which was seconded by Councilor De La Cruz.

Upon being granted the floor, Council Vice President Rodriguez discussed and confirmed that the petition presented requests the use of the Common on Friday June 15<sup>th</sup>, Saturday June 16<sup>th</sup> and Sunday June 17<sup>th</sup> - 2018. He suggested and confirmed that the dates requested from Friday through Sunday is consistent with past Semana Hispana events which will allow the City to grant the use of the Common to other Hispanic groups who may petition to conduct events on the Common during the week of June 11<sup>th</sup>.

Upon being granted the floor, Councilor Levy asked the petition representatives of Semana Hispana Committee about the sufficiency of the permit to include the dates originally requested on June 15th, June 16th, and June 17th. Committee Chair Zoila Disla stated that the dates requested June 15th, June 16th, and June 17<sup>th</sup> would be sufficient to conduct the Semana Hispana event as originally requested in its petition to the City Council.

**[8:29 p.m. - Councilor Reyes arrived to the City Council Meeting]**

Upon being granted the floor, Councilor Payano reviewed the dates requested for use of the Common on Friday, Saturday and Sunday. A discussion ensued between Council Vice President Rodriguez and Councilor Payano about the use of the Common on the dates requested by the Semana Hispana Committee and allowing others to request the use of the Common on the dates during the week of June 11<sup>th</sup>. Councilor Payano presented a motion to amend the permit to allow the Semana Hispana Committee to use the Campagnone Common from Monday, June 11, 2018 through and including Sunday, June 17, 2018 with events to be conducted from 6:00 p.m.

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to 11:00 p.m. on Friday, June 15, 2018 and from 12:00 noon to 11:00 p.m. on Saturday, June 16, 2018 and Sunday, June 17, 2018. Councilor Payano presented the motion to amend as a friendly amendment to amend the main motion presented by Council Vice President Rodriguez.

Upon being recognized, Councilor De La Cruz stated that the Semana Hispana Committee should be allowed to use the Common for the entire week and that other groups that may request the use of the Common be joined as part of the celebration under the direction of Semana Hispana.

Upon continuing, Councilor Payano stated that there may be several cultural groups that would like to use the Common independent of the Semana Hispana Committee but otherwise consistent with the events that reflect Hispanic Culture in the City of Lawrence.

Council President Vasquez discussed and reviewed the permit grants of past years.

Upon being granted the floor, Councilor De La Cruz emphasized that the Semana Hispana Committee should be granted a permit for use of the Common for the entire week to assure that events are consistent with the intended celebration.

Upon being granted the floor, Councilor DePena discussed and explained the expected process to operate Hispanic Week.

Upon being recognized, Mr. Castro [a Member of the Semana Hispana Committee] informed the Council Members that the organization will be required to obtain liability coverage for the additional dates if the permit is expanded. Financial payment of insurance coverage and other matters that may be incurred from groups included with the permit provided to Semana Hispana could be arranged.

Upon being granted the floor, Councilor Payano stated that Semana Hispana informed the Council Members that the Semana Hispana Committee initially wanted to obtain a permit to use the Common for the week of June 11th through June 17<sup>th</sup> but were discouraged on the premise that other groups may apply for use of the Common to be part of the overall celebration of Hispanic Week.

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Upon being granted the floor, Council Vice President Rodriguez explained that he has no issues with granting the petition for use of the Common to the Semana Hispana Committee. He suggested that any other group that may request the use of the Common on Thursday June 14<sup>th</sup> would be required to obtain permission from the Semana Hispana Committee to conduct events independent of the Semana Hispana Committee. Ms. Disla informed the Council Members that requests for use by other groups consistent with the celebration of Hispanic Culture would be accommodated. She emphasized that the other Hispanic Cultural Events that take place during Hispanic Week have already been scheduled to take place at other venues and provided the Council Members with a copy of the events scheduled for the week of June 11<sup>th</sup> providing locations throughout the City of Lawrence. Ms. Disla also stated that the Semana Hispana Committee will be responsible liability coverage on dates granted a permit for use of the Common which may be a benefit conferred to other groups accommodated on the dates subject to the permit if financial adjustments are not made and agreed upon.

Upon continuing, Councilor Payano stated that it appears that all other groups involved with Hispanic Week events have already secured locations other than the Campagnone Common for events independent of the Semana Hispana events and there will not likely be any necessity to provide accommodation for use of the Common either by the Semana Hispana Committee or the City of Lawrence. He stated that because the issue of accommodation doesn't exist that the amendment granting the permit to the Semana Hispana Committee to use the Common for events the entire week of June 11<sup>th</sup> through June 17<sup>th</sup> should be considered. In conclusion, Councilor Payano requested that is motion to amend the main motion for approval be voted upon by the Council Members present.

Upon being granted the floor, Councilor Levy suggested that the petition be "tabled" and presented a motion to "table" the item. The motion was seconded by Councilor Reyes. Upon the roll call of the motion to "table" as presented and recorded, the motion to "table" failed" as follows: Yes-4; No-5

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - No

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Councilor Pavel Payano - No  
 Councilor Maria De La Cruz - No  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – No

Upon being granted the floor, Councilor De La Cruz reiterated that she supports granting the permit for use of the Common to the Semana Hispana Committee for the week of June 11<sup>th</sup>.

Upon being granted the floor, Councilor Reyes stated that the Semana Hispana Group has stated that they will accommodate others who may request the use of the Common if they are granted a permit for the entire week. She stated that she will support a motion to approve the permit for use for the week of June 11<sup>th</sup> as presented by Councilor Payano.

Upon being recognized, Ms. Disla stated that if the petition is not addressed expeditiously it will likely delay all licenses and permits necessary to hold the event in a timely manner. She urged the Council Members to grant a permit either for the original dates or as amended without delay.

Upon being granted the floor, Council Vice President Rodriguez stated that the only issue that remains is to allow the Common to be available for other groups on Thursday, June 14<sup>th</sup>.

Upon being granted the floor, Councilor Abdoo stated that he is frustrated that the process is working against the diligence and timeliness of the Semana Hispana Group who has filed its requests for permits and licenses as required. He stated that it would be contrary to the interest of the public and the Council to delay the process in any manner and that the Council Members should consider the matter presented immediately.

Upon being granted the floor, Councilor De La Cruz suggested that the matter concerning liability insurance obtained for the full week of use may extend financial liability to the Semana Hispana Committee for acts committed by others during times of use by other groups for which the Semana Hispana Committee may not bear any responsibility.

Council President Vasquez recognized the motion to amend the motion to grant the petition as presented by Councilor Payano to grant the Semana Hispana Committee use of the Campagnone Common from Monday, June

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11, 2018 through and including Sunday, June 17, 2018 with events to be conducted from 6:00 p.m. to 11:00 p.m. on Friday, June 15, 2018 and from 12:00 noon to 11:00 p.m. on Saturday, June 16, 2018 and Sunday, June 17, 2018 and asked the Council Members to consider the motion to amend explaining that the motion would amend the main motion to grant the petition for use as presented by Council Vice President Rodriguez. Upon roll call vote recorded, the Council Members voted to approve the motion to amend presented by Councilor Payano as follows: Yes-7; Present-2

Council Vice President Jeovanny Rodriguez - Present  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Present  
 Councilor Estela Reyes -Yes  
 Council President Kendrys Vasquez – Yes

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the petition as amended for consideration of the Council Members who voted unanimously [9-0] to approve the amended petition.

**Doc. 30/18: Approved as Amended**

**Doc. 37/18: Olive in July, Inc. – Request to use the Campagnone Common for an Anniversary Celebration on July 8<sup>th</sup>, 2018 [Rain Date: July 15<sup>th</sup>, 2018 from 2pm to 7pm – Eulalia Feliz – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

**Doc. 37/18: Approved**

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**Doc. 54/18: Saint Patrick Day Parade Approval-John Drew, Chairman of the Parade Committee – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [9-0].

**Doc. 54/18: Approved**

**Doc.57/18: Transient Vendor License-2 Railroad Street - Blas Martinez – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

**Doc. 57/18: Approved**

**Doc. 62/18: Immigrant City Archives [dba Lawrence History Center] Request use of Canal Street and Union Street for the 5<sup>th</sup> Annual Lawrence History Center North Canal 5K Run Race & Walk on Sunday, May 20, 2018 from 8:30am to 11am – Susan Grabski – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Councilor Abdoo and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 62/18: Approved**

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**Doc. 63/18: Iglesia de Cristo Rios de Aguaviva-Request to use various parks to Preach the Gospel during 2018 [May 18<sup>th</sup> & 19<sup>th</sup> @ Cronin Park, Juniper St.; June 15<sup>th</sup> & 16<sup>th</sup> @ Plains Mans Park, Elm St.; July 13<sup>th</sup> & 14<sup>th</sup> @ Campagnone Common; August 3<sup>rd</sup> and 4<sup>th</sup> @ Rowell Park Auburn St.; September 7<sup>th</sup> & 8<sup>th</sup> @ Reviviendo Park, Newbury St. – 5pm to 8pm at all locations – Graciela Gual, Interim Pastor – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0][Councilor Abdoo being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 63/18: Approved**

**Doc. 64/18: Asociación Ministerial Evangélica del Area de Lawrence - Request to use the Campagnone Common for their “Reigning in the Valley” Event - August 24, 2018 [6 to 9 pm] and August 25, 2018 [3 to 6pm]-Milagro Grullón, Pastor, Officer of MEDAL Secretary – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [9-0].

**Doc. 64/18: Approved**

**Doc. 65/18: House of Worship Splendor of Zion-Request to use the Campagnone Common for their “Adoración Extrema”- September 8, 2018 [1 pm to 5 pm]-Denis A. Florentino – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

**Doc. 65/18: Approved**

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**Doc. 73/18: Transient Vendor License—48 Brook Street—Rafael Gonzalez – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor Payano and unanimously approved by the Council Members present [9-0].

**Doc. 73/18: Approved**

**Doc. 61/18: Presentation of FY 2017 City Audit – Mark Ianello, Finance Director – Budget and Finance Cmt. – Presented to Council – Withdrawn after Presentation**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report Budget & Finance Committee regarding the audit report submitted by Sullivan and Powers for review and consideration by the Council Members. The motion was seconded by Councilor Abdoo and unanimously [9-0] received by the Council Members present. Councilor Laplante informed the Council Members present that Mr. Sullivan of Sullivan and Powers, CPA presented the audit report and information to the Budget & Finance Committee and is available this evening to present the 2017 Financial Audit of the City of Lawrence filed with the City Council for its review and consideration.

Upon being recognized, Director Ianello introduced Mr. Sullivan of Powers and Sullivan who presented information to the Council Members regarding 2017 City Audit.

**[9:20 p.m. - Councilor DePena left the City Council Meeting]**

Upon being granted the floor, Councilor Laplante posed questions to Mr. Sullivan about the cashless method of parking payments in place.

Upon being granted the floor, Council Vice President Rodriguez posed questions about the cashless method of collecting City debts.

Upon conclusion of the presentation and with no further questions, comment or discussion Council Vice



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President Rodriguez presented a motion to withdraw the item from the Council Agenda. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by Council Members present.

**Doc. 61/18: Presented and Withdrawn**

**Doc. 70/18: Financial Review for Quarter ending December 31, 2017 – Mark Ianello, Finance Director – Budget and Finance Cmt. – Presented to Budget & Fin. Cmt. - Withdrawn**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee concerning the report and review of the quarter ending December 31, 2017 as filed and presented by the City Finance Department. The motion was seconded by Councilor Reyes and unanimously [8-0] received by the Council Members present.

Upon being recognized, Councilor Laplante stated that the report file with the Budget & Finance Committee is available to the Council Members and was sufficiently reviewed before the Budget & Finance Committee to its satisfaction. He stated that the Council Members may inquiry of Director Ianello who is present and available to answer any questions of Council Members concerning the report filed.

Upon no inquiry, comment or discussion of any Council Members present Council Vice President Rodriguez presented a motion to withdraw the item from the Council Agenda. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by Council Members present.

**Doc. 70/18: Withdrawn**

**VIII. WITHDRAWALS:**

**Doc. 401/17: Handicapped Parking–92 Greenwood Street–Waleska Rodriguez – Duplicate Petition- Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda informing the Council Members that the item duplicates a petition that has already been heard and allowed by the City Council. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [8-0] to withdraw the item from the City Council Agenda.

**Doc. 40/17: Withdrawn**

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**IX. OLD BUSINESS:** - None

**X. TABLED MATTERS:**

**Doc. 389/17: Speed Limit–Everett Street [25 MPH]–Counc. Abdoo [tabled 2-6-18] –  
Public Hearing Ordered**

**Doc. 390/17: Speed Limit–Rowe Street [25 MPH]–Counc. Abdoo [tabled 2-6-18] –  
Public Hearing Ordered**

**Doc. 391/17: Stop Sign– 4-way Stop at intersection of Carleton Street and Everett Street–Counc. Abdoo  
[tabled 2-6-18] – Public Hearing Ordered**

Upon being granted the floor, Councilor Abdoo presented a motion that the above referenced measures be consider “as a block” for the purpose of removing all petitions from the “table” to be presented for consideration. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Abdoo expressed his concern and frustration that all three petitions have endured a year long process marred by delay. He discussed the interest of residents in all three items as serious public safety measures that should have been presented and approved by now. He stated that although the Council is presently considering a city wide 25 mph speed limit he will be asking the Council Members to move the speed limit measures to be heard at a public hearing at the next City Council Meeting despite the pending measure for a city wide speed limit. He further stated that the four way stop sign measure should also be scheduled for public hearing due to the safety issues the measure seeks to address on behalf of he residents of the Carlton Street neighborhood.

Upon being granted the floor, Council Vice President Rodriguez informed the Council Members of the pending city wide 25 mph speed limit measure pending approval by the City Council. He stated that the measure for a city wide 25 mph speed limit mirrors the two items presented and suggested that the approve of the city wide 25 mph speed limit may by duplicative. He stated that the Council will likely consider the city wide 25 mph speed limit measure and urged the Council to pursue adopt the ordinance when it is presented which will be implemented on all public roadways in the City.

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Upon being granted the floor, Councilor Payano stated the importance of obtaining information from the Department of Public Works to determine reasonable speed limits.

Upon being granted the floor, Councilor Abdoo requested that the City Council enter an order for a public hearing on all three items.

Upon being granted the floor, Councilor De La Cruz discussed the necessity to contact the Community to inform the people of changes in ordinances.

Upon being granted the floor, Councilor Reyes stated that young drivers need to be educated about road safety and the seriousness of car accidents.

Upon the motion to consider all three measures “as a block” and remove the items from the “table” presented by Councilor Abdoo and seconded by Councilor Reyes, the Council Members voted to present to approve the motion [8-0].

Upon being granted the floor, Councilor Abdoo presented a motion to order a public hearing be scheduled for Doc. 389/17: Speed Limit–Everett Street [25 mph]. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by Council Members present.

Upon continuing, Councilor Abdoo presented a motion Councilor Abdoo presented a motion to order a public hearing be scheduled for Doc. 390/17: Speed Limit–Rowe Street [25 mph]. The motion was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by Council Members present.

**[10:00 p.m. - Councilor Reyes presented a motion to conduct Council business past 10:00 p.m. which was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by the Council Members present]**

Upon continuing, Councilor Abdoo presented a motion to order a public hearing be scheduled for Doc. Doc. 391/17: Stop Sign– 4-way Stop at intersection of Carleton Street and Everett Street. The motion was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by Council Members present.

**Doc. 389/17: Public Hearing Ordered**  
**Doc. 390/17: Public Hearing Ordered**  
**Doc. 391/17: Public Hearing Ordered**

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## **XI. TABLED MATTERS:**

The following items remained “tabled” without further action:

- 39/10 Charter Review [Public Hearings as needed]
- 148/11 Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
- 224/13 Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14 Military/Veteran Recognition-Counc. Laplante
- 197/14 Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14 Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 66/15 Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance – Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15 Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 124/17 Wage Theft Ordinance – Council Pres. Vasquez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending-Traffic Study Ordered
- 264/17 Proposed Ordinance to Regulate Mobile Food Vendors – Brian T. Corrigan, Assistant City Attorney – Public Hearing
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [tabled 2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [tabled 2-6-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [tabled 2-6-18]

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## **XII. NEW BUSINESS:**

### **Doc. 83/18: Keeping Our Sidewalks Safe for Our Youth and Families – Charles D. Boddy, Jr., City Attorney – Withdrawn**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to withdraw document 83/18 from the Council Agenda stating that the item duplicates Doc. 7/2018 Removal of snow from awnings and sidewalks–modification of Ord. Sec. 12.04.040. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by Council Members present.

### **Doc. 83/18: Withdrawn**

Council President Vasquez brought the matters listed below to the attention of the Council Members present and referred each to the Council Subcommittee as indicated:

- 77/18 Hookah Prohibition-City Establishments – Counc. Levy – Ref. to Ord. Cmt and BOH
- 78/18 Winter Parking Ordinance–Amend Sec. 10.36.031 – Counc. Payano – Ref. to Ord. Cmt.
- 79/18 Handicapped Parking – 29 Swan Street – Carmen Devora – Ref. to Ord. Cmt.
- 80/18 Parking – 101 Union Street – 20 Minute – Counc. De La Cruz – Ref. to Ord. Cmt.
- 81/18 National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures on Norris Street – Dave Johnson, National Grid, Engineering Dept. & Karen Levesque, Verizon, New England, Inc., Manager/Right of Way – Ref. to Ord. Cmt.
- 82/18 Second Hand and Old Gold Dealer License – 92 Broadway – Jon M. Wolf-Ref. to Ord. Cmt.
- 84/18 Private Livery Service-New Alternative LLC-468 Canal Street-Detective Jose Flores, Lawrence Police Dept., Hackney Division-Ref. to Ord. Cmt.
- 85/18 Rental Insurance Policy Requirement for All Rental Units–Counc. Payano-Ref. to Ord. Cmt.
- 86/18 Handicapped Parking – 1 Bunkerhill Street [on Myrtle Street Side near the driveway] – Sonia Ramos-Ref. to Ord. Cmt.
- 87/18 Transient Vendor License – 68 Willow Street – Mario E. Giron-Ref. Ord. Cmt.
- 88/18 Disclosure by Municipal Employee – Robert Runge, Jr.-Ref. to Ord. Cmt.
- 89/18 Department Heads – Quarterly Reports [Sec. 2.04.135] – Counc. Payano-Ref. to Ord. Cmt.
- 90/18 The Love Out Loud Project – Request the use of the Campagnone Common for an event to create Unity and Love of Oneself on June 23, 2018 from 9am to 12:30pm – Loyda Dominguez-Ref. to Ord. Cmt.
- 91/18 Proposed Community Health Specialist – Martha Velez, Senior Center Director-Ref. to Ord. Cmt.
- 92/18 Fee Amendments – An Ordinance Update to Current Established Fees - Counc. Pres. Vasquez & Counc. Payano-Ref. to Ord. Cmt.

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**XIII. ADJOURNMENT:**

Upon Motion of Councilor Reyes duly seconded by Councilor Payano, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(10:14p.m.)**

Attest:

William J. Maloney  
City Clerk

## **MINUTES OF THE MEETING** **OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, March 20, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, March 20, 2018** at 7: 10 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] - Absent;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] - Present;  
Councilor David Abdoo [District E Councilor] - Present;  
Councilor Pavel Payano [Councilor At Large] - Present;  
Councilor Maria De La Cruz [Councilor District A] - Present;  
Councilor Brian DePena [Councilor At Large] - Present;  
Council Vice President Jeovanny Rodriguez [District D Councilor] - Present;  
Council President Kendrys Vasquez [District C Councilor] - Present;

**Other attendance matters:**

Approximately Twelve [12] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

### **I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted March 6, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Council Vice President Rodriguez to approve the minutes as presented duly seconded by Councilor Payano, the Council Members present voted unanimously [8-0] to approve the minutes.

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## **II. COMMITTEE REPORTS:**

### **Doc. 431/16: Year End Safety Police Report – Council Pres. Vasquez & Counc. Rodriguez – Public Safety Cmt. – Withdrawn**

Councilor Payano presented a motion to take document 431/16 out of the order appearing on the agenda. The motion was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [8-0].

Acting Lawrence Police Chief Roy Vasque presented a report prepared by the Lawrence Police Department concerning public safety statistics and information.

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Public Safety Committee. The motion was seconded by Councilor Levy and unanimously [8-0] received by the Council Members present.

Upon being granted the floor, Councilor Laplante commended the Lawrence Police for providing a comprehensive and complete report of crime related statistics and information that is useful and reliable. He thanked Acting Lawrence Police Chief Vasque for preparing and presenting the information.

Upon being granted the floor, Councilor Payano also thanked Chief Vasque for a thorough and comprehensive report of crime information that can be used and relied upon for a variety of purposes.

Upon being granted the floor, Council Vice President Rodriguez stated the report is very thorough and thanked Acting Lawrence Police Chief Vasque for preparing and presenting the information.

Upon being granted the floor, Councilor De La Cruz commented on the presence of the Lawrence Police at the various Neighborhood Associations stating that direct contact with the neighborhoods is important and needs to be maintained.

Upon being granted the floor, Council Vice President Rodriguez asked that later reports include a police population ratio.

Upon taking the floor, Council President Vasquez also thanked Acting Lawrence Police Chief Vasque for presenting the report.



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Upon no further inquiry, comment or discussion Councilor Payano moved to withdrawn the matter from the Council Agenda which was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by Council Members present.

**Doc. 431/16: Withdrawn**

### **III. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA asked that Mayor Rivera support the Lawrence Police Department, Acting Lawrence Police Chief Roy Vasque, and the pending Lawrence Police Patrolman's contract. He requested that Mayor Rivera support the Lawrence Fire Department, Public Works Department, the Lawrence Public Schools and the Teachers, as well as the unions representing the employees working in these department departments. He praised the efforts of School Commissioner Jeffrey Riley and Teacher's Union represented by Frank McLaughlin. He asked Mayor Rivera to keep his campaign promise to "Save Lawrence, Prosper Lawrence" and urged the Mayor to sign the pending union agreements for the Lawrence Police Officers and Lawrence Firefighters.

Joseph D'Amico, 11 Lorenzo Road, Lawrence, MA discussed the provisions of the pending public hearing regarding the proposed City Ordinance [as presented in Doc. 7/18 – Snow Removal from Walkways and Awnings]. He stated that some properties that do not have sidewalks may be cited with a violation simply because inspectors issuing citations may not know there isn't a sidewalk if there is a significant accumulation of snow. He stated that the proposed ordinance allows citations to property owners [ie: landlords] who will be unable to clear snow from all properties owned if the individual owns a number of properties. He stated that the proposed ordinance imposes a financial and physical hardship on property owners and should not be approved. He stated

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that if the ordinance is approved it may result in property owners and landlords presenting a petition to repeal the ordinance.

Richard Russell, 34 Cross Street, Lawrence, MA commented on the recent statement by President Trump blaming Lawrence for New Hampshire's drug addiction problem. He suggested the City of Lawrence arrest and jail New Hampshire purchasers coming to Lawrence to buy drugs in Lawrence. He stated that the Courts need to impose greater penalties for drug users and drug dealers. He also state that the Winter Parking Ordinance in Lawrence does not work and needs to be amended.

#### **IV. PUBLIC HEARINGS:**

##### **Doc. 389/17: Speed Limit–Everett Street [25 MPH]–Counc. Abdoo – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

James Midolo, 100 Everett Street, Lawrence, MA informed the Council Members that he lives in the neighborhood and has observed cars speeding on Everett and Rowe Street putting residents in danger. He spoke in support of the proposed amendment and provided examples of various motor vehicle offenses occurring over the past few years resulting in serious car accidents and placing people's lives in danger.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Abdoo presented a motion to approve the proposed ordinance as presented, as seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Abdoo informed the council Members that the residents in the area he represents have expressed an interest to reduce the legal speed limit on Everett Street and stated that reducing

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the speed limit to 25 miles per hour would help improve safety. He provided a list of the various public parks and recreational sites on or near Everett Street stating that approving the reduced speed limit would help protect the people using the parks and recreational areas.

Upon being granted the floor, Councilor Payano stated that speeding is a problem throughout the City of Lawrence. He stated that reduced speed limits together with increased enforcement is necessary to assure public safety. He suggested that lower speed limits without enforcement will not provide safety. He stated that in order to a traffic study and report must be provided in order to assure the ordinance can be lawfully applied.

Upon being granted the floor, Council Vice President Rodriguez stated that speeding must be addressed throughout the City and emphasized that the pending ordinance for the adoption of a 25 mile per hour City Ordinance as provided in G.L. c. 90, sec. 17 should be approved.

Upon being granted the floor, Councilor De La Cruz stated that measures that address public safety are intended to address emergencies. She commented that implementation of safety measures does not occur quickly enough to assure the residents of Lawrence benefit from the measures that are put in place to provide public safety. She stated this measure and other public safety measures should not be delayed for the completion of a traffic study.

Upon being granted the floor, Councilor Payano suggested that if the ordinance is approved without a traffic study may be unenforceable if contested in court.

Upon being granted the floor, Councilor Abdoo stated that delays in the approval process results in placing the public in danger. He urged the Council Members to approve the measure as presented.

Upon being granted the floor, Councilor Levy inquired about the time that it may take to complete a traffic study. In response, Council Vice President Rodriguez informed the Council that the traffic study and speed limit studies would not take place until there are no more winter storms that might prevent the completion of a traffic study. A discussion ensued between Councilor Levy and Council Vice President Rodriguez.

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Upon being granted the floor, Councilor De La Cruz stated this and other items before the Council need to move more quickly.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Councilor Abdoo, as seconded by Council Vice President Rodriguez, the Council Members present voted by roll call vote to approve the measure as follows:  
Yes-7; No-1; Absent-1

Councilor Estela Reyes - Absent  
Councilor Anna Levy - Yes  
Councilor Marc Laplante - Yes  
Councilor David Abdoo - Yes  
Councilor Pavel Payano - No  
Councilor Maria De La Cruz - Yes  
Councilor Brian DePena - Yes  
Council Vice President Jeovanny Rodriguez - Yes  
Council President Kendrys Vasquez – Yes

**Doc. 389/17: Approved**

**Doc. 390/17: Speed Limit–Rowe Street [25 MPH]–Counc. Abdoo – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Joseph D'Amico, 11 Lorenzo Road, Lawrence, MA stated that any reduction in the speed limit must be enforces if it is to be effective.

James Midolo, 100 Everett Street, Lawrence, MA stated that this measure addresses the same issues and dangers he commented on earlier informing the Council Members that Everett and Rowe Streets are really all one roadway because they are a continuation of each other.

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Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Abdoo presented a motion to approve the measure as presented as seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Abdoo stated that he would not repeat his comments offered about Everett Street stating that the issues presented concerning Rowe Street and the reasons for a reduction of the speed limit are the same as presented in the measure pertaining to Everett Street. He again urged the Council Members to approve the measure presented for consideration in order to provide the residents of the area greater safety.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Councilor Abdoo, as seconded by Council Vice President Rodriguez, the Council Members present voted by roll call vote to approve the measure as follows:

Yes-6; No-1; Present-1; Absent-1

Council Vice President Jeovanny Rodriguez - Yes

Councilor Brian DePena - Present

Councilor Maria De La Cruz - Yes

Councilor Pavel Payano - No

Councilor David Abdoo - Yes

Councilor Marc Laplante – Yes

Councilor Anna Levy - Yes

Councilor Estela Reyes - Absent

Council President Kendrys Vasquez – Yes

**Doc. 390/17: Approved**

**Doc. 391/17: Stop Sign– 4-way Stop at intersection of Carleton Street and Everett Street–  
Counc. Abdoo – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez

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opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

James Midolo, 100 Everett Street, Lawrence, MA spoke in support of the proposed measure stating that a four way stop sign will also help with vehicle safety in the neighborhood because it will require cars on or approaching Everett Street to stop.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Abdoo presented a motion to approve the measure as presented as seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Payano inquired if a traffic study or other state requirements were necessary to allow for the lawful installation of a four way stop sign at any intersection.

Upon being granted the floor, Councilor Abdoo referenced a report he recently provided to the Council Members referencing MassHighway regulations and stated that certain review procedures are required for State Highways but not for the imposition of regulatory measures approved by the City Council such as the measure presented for the approval of a four way stop sign. He stated further that the location of the proposed four way stop sign is not a State Highway and is not subject to the State Highway process. He stated further that although the Council Members often request and rely on informational reports provided by the Public Works Department or the Lawrence Police Department these reports are “informative” and not “required” to support the approval of safety measures presented for consideration of approval by the City Council.

In response, Councilor Payano referred to a memo from Public Works Director Carlos Jaques suggesting a traffic study be performed stating that obtaining information concerning public safety measures by City professionals is helpful with the approval process and past practices should not be relied upon.

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Upon being granted the floor, Councilor De La Cruz stated that Council Members must be responsive to the people they represent and provide solutions to problems that exist in the neighborhood.

Upon being granted the floor, Council Vice President Rodriguez cited Federal Regulations applicable to the installation of a four way stop sign at intersection stating that the regulation provides that a traffic study is required to support the approval of such a measure. A discussion ensued between Councilor Payano and Council Vice President Rodriguez concerning Public Works review of traffic control requests.

Upon being granted the floor, Councilor DePena stated that enforcement by the police is the most important and necessary way to provide safety.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Councilor Abdoo, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [8-0] to approve the measure.

**Doc. 391/17: Approved**

**Doc. 5/18: Handicapped Parking – 199 Boxford Street-to be DELETED –  
Brenda Hernandez – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve the deletion of the existing handicapped parking ordinance presented

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by Councilor Abdoo, as seconded by Councilor DePena, the Council Members present voted unanimously [8-0] to approve the measure.

**Doc. 5/18: Approved**

**Doc. 7/18: Removal of snow from awnings and sidewalks – modification of Ord. Sec. 12.04.040 – Council Vice Pres. Rodriguez and Councilor Payano – Public Hearing held - Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Homayoun Maali, 53 Chester Street, Lawrence, MA spoke in support of the proposed ordinance stating that the measure will help save the lives of children walking to and from school.

Joseph D'Amico, 11 Lorenzo Road, Lawrence, MA suggested that snow removal measures should be better written to address snow removal regulation for specific areas of the City rather than an ordinance that applies to everyone regardless of the location of the business or residence.

Jamie Martinez, a concerned parent living in Lawrence, addressed the Council Members spoke in support of the proposed measure stating that the ordinance will provide greater safety of the children.

Richard Russell, 34 Cross Street, Lawrence, MA spoke in opposition of the proposed ordinance suggesting that the proposed pathway widths of pathways to be shoveled are too wide. He stated that even if the ordinance is approved it is unlikely it will be enforced since the City of Lawrence lacks sufficient enforcement staff to provide regulatory enforcement of current ordinances.

Angel [last name inaudible], 31 Ames Street Lawrence, MA stated the safety considerations of the proposed ordinance are good policy but the ordinance provisions are impractical particularly if there is a large of amount of snow to remove. He stated that snow storms that drop large amounts of snow simply cannot be removed in the way that the ordinance requires.



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Kathy Runge, 32 Dracut Street, Lawrence, MA stated she supports the ordinance but is too narrowly written which will result in the inability for anyone to comply with its terms.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Council President Vasquez informed the Council Members that he will allow each of the Council Members to provide one round of comments.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the proposed ordinance presented and to waive any applicable 30 day waiting period that may be required by section 3.8(a) of The Lawrence City Charter. The motion was seconded by Councilor DePena.

Upon being granted the floor, Councilor Laplante stated that the proposed ordinance provides detailed provisions and asked what will require greater enforcement to obtain compliance.

Upon being granted the floor, Council Vice President Rodriguez stated that the purpose of the proposed ordinance is not to impose and collect fines but to provide safety to the children and all who use walkways in Lawrence. He stated that the proposed ordinance addresses those businesses and corporations who continually fail to remove snow from the sidewalks.

Upon continuing, Councilor Laplante stated that the “section b” of the proposed ordinance which requires an owner to remove ice from the walkways in front of their property within 6 hours doesn’t provide property owners with a reasonably amount of time to remove the ice in front of the property – particularly a residence. He stated that anyone who is away from their residence for more than 6 hours during the time period that ice accumulates would be in violation of the ordinance if the ice accumulates during a 6 hour time period when the owner may be required to be at work. He stated that the 6 hour provision provided in “section b” unfairly penalize those who work if the accumulation of ice is required to be removed during the time period the owner may be at work and unable to either remove the ice themselves or hire someone to remove the ice for them. He suggested the

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6 hour provision of “section b” allow owners of property to remove ice from walkways as required within the 24 hour provision as provided in “section a” which addresses the removal of snow. This would provide owners with a reasonable period of time to remove ice within the 24 hour period. He requested that Council Vice President Rodriguez accept the amendment to allow for the removal of snow and ice within 24 hours replacing the 6 hour time requirement as provided in section (b) of the ordinance.

Council Vice President Rodriguez accepted the “24 hour” amendment to his motion to approve the measure as presented earlier.

Councilor Laplante also stated that the provisions of “section c” that allow the Council on Aging to provide the elderly and disabled with a list of “professional snow removal companies and individuals . . . .” who may be hired to remove snow and ice needs to be clarified. He inquired if it is the intent of this section to create snow removal “professionals” who would have to be “qualified” to remove snow and ice subject to approval by the City of Lawrence or the Council on Aging or can anyone be placed on that list of individuals who may be referred by the Council on Aging. In response, Council Vice President Rodriguez stated that there would be no professional qualifications and anyone could be placed on the list of individuals that the Council on Aging could refer to elders and the disabled to help them remove snow and ice.

Upon being granted the floor, Councilor Payano stated that the purpose of the proposed ordinance is to provide safe walkways to school children and allow greater access to walkways by all who use them for any pedestrian purpose.

Upon being granted the floor, Councilor Abdoo stated that the provision that requires owners to provide shovel a walkway and access way that is a minimum of “42 inches” should be reduced to allow those who provide a walkway area with a more reasonable width of “36 inches” stating that most snow blowers and shovels are much less than “42 inches”. Councilor Abdoo asked if Council Vice President Rodriguez would accept the amendment of the width of the pathway provided in the second paragraph of “section a” to be “36 inches”. In response, Council Vice President Rodriguez stated the 42” requirement was included in the proposed ordinance based on

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American with Disabilities Act requirements that a clear and unobstructed pathway be provided for other purposes. He stated that he agrees to the proposed amendment presented by Councilor Abdoo for the pathway width of “36 inches” to be included in the ordinance subject to his motion to approve the measure.

Upon being granted the floor, Councilor De La Cruz stated the problem is one that needs to be solved by the community. She stated she does not support the measure presented.

Upon being granted the floor, Councilor Laplante suggested that the “waiver of the 30 day period” may result in the immediate application of the ordinance without sufficient time to provide property owners and residents with notice of the requirements of the new measure if it is put into effect immediately upon approval. He stated that a snow storm is predicted to take place in the area with the next 24 hours with a significant snow fall expected. He stated that if the measure presented this evening is immediately effective upon approval without sufficient time to notify property owners of the new provisions the City of Lawrence may be citing owners for violations that there is simply not sufficient time to notify owners of the new requirements. For that reason he requested that Council Vice President Rodriguez consider removing the “waiver of the 30 day provision” and allow the measure to become effective in 30 days from the date of approval as required by City Charter Section 3.8(a) which will allow property owners to be sufficiently notified of the requirements of the new ordinance. In response, Council Vice President Rodriguez agreed and removed the waiver of the 30 day requirement from his motion to approve the proposed measure as presented.

Council President Vasquez informed the author of the motion that the proposed ordinance does not consider the enforcer and suggested adding the language “Enforcement authority will be Inspectional Services”. Council Vice President Rodriguez amended his motion further to include a further paragraph to provide the Inspectional Services Officers and Agents as the authorized enforcement authority of the measure.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the ordinance as amended to the attention of the Council Members for their consideration.

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Upon a motion to approve the measure presented with the amendments provided herein, the Council Members voted unanimously [8-0] to approve the measure with amendment.

**Doc. 7/18: Approved as Amended**

**V: Communication from Mayor, City Officials & City Attorney:** - None

**VI. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 113/18: Appropriation Transfer - From: Free Cash to Special Account for Police Cameras [150,000.00] - Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

**Doc. 114/18: Appropriation Transfer - From: Free Cash to Special Account for Problem Tree Trimming [500,000.00] - Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above matters to the attention of the Council Members as appearing on the Agenda which were each referred as indicated.

**Doc. 113/18: Ref. to Budget & Finance Cmt.**

**Doc. 114/18: Ref. to Budget & Finance Cmt.**

**VII. WITHDRAWALS:** - None

**VIII. OLD BUSINESS:** - None

**IX. TABLED MATTERS:**

**Doc. 75/18: Appropriation Transfer - From: Free Cash to Fund Acquisition of 55 Lowell Street [675,000.00] - Mayor Dan Rivera – Budget and Finance Cmt. – Approved**

Councilor Abdoo presented a motion to remove the item from the table which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [8-0].

Chief of Staff Eileen Bernal appeared and provided the Council Members with documents referencing the appraisal of the real property that is being considered for purchase using funds subject to the requested appropriation as well as the “Disclosure of a Conflict of Interest” form filed by Dr. Gorn [the seller of the property] and the advice of the State Ethics Commission provided to Dr. Gorn addressing the issue of the possible conflict of interest that his position as the current Chair of the Lawrence Board of Health may pose as the seller of real property to the City of Lawrence in this matter.

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Upon being granted the floor, Councilor Laplante inquired of the status of the motion to approve the item pending before the Council. In response, City Clerk Maloney stated the pending motion presented on March 6, 2018 by Councilor Laplante and seconded by Council Vice President Rodriguez is for the approval of the appropriation conditioned on the receipt of a report from the Ethics Commission and the City Attorney concerning the issue concerning the conflict of interest and the disclosure form that may be necessary. The Clerk stated that the item was “tabled” by unanimous vote of the City Council Members present [8-0] based on the “motion to table” presented by Councilor Payano as seconded Councilor Levy.

Upon continuing, Councilor Laplante stated that although he believes that paying 675,000.00 for a vacant lot is distasteful he is encouraged that other issues concerning a potential conflict of interest under the circumstances presented are sufficiently addressed by the opinions provided by Counsel from the State Ethics Commission and City Attorney Boddy both recommending and resulting in a “Disclosure Statement” being filed by Dr. Gorn [the seller] who is also the current Chair of the Board of Health. He stated that these precautions have been met and serve to address issues that may concerning claims that the purchase of the real property may be clouded by asserting that Dr. Gorn received special treatment or consideration because of his position as the Chairman of the Board of Health. Councilor Laplante stated that he will support the appropriation of the funds that the Administration has indicated would be applied toward the purchase of the real property which is intended to be the site of a new police station for the City of Lawrence sometime in the future.

Upon being granted the floor, Councilor Payano posed questions to Business and Economic Development Director Abel Vargas concerning the appraisal submitted by Real Property Services, Inc. of North Andover dated March 15, 2018 filed with the City Clerk and provided to the City Council Members.

Upon being granted the floor, Councilor De La Cruz stated there are various lots available which may help improve the community. She stated she favors the proposal and the appropriation which will fund it.

Upon being granted the floor, Councilor Abdoo stated he favors the investment which is supported by the appropriation presented for approval. He stated that the current building used as the Lawrence Police Station has

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been in poor condition for many years and needs to be replaced. He stated that there have been several plans presented over the years but the City has not taken advantage of the opportunities available to provide a new facility. He stated that the current availability of a site and location to construct a new police station again presents an opportunity which is available and includes the acquisition of other parcels of land to provide a new Lawrence Police Station. He stated that he supports the opportunity and will vote to approve the appropriation in order to allow for the opportunity to provide a new police station in the future.

Upon being granted the floor, Councilor DePena stated he supports the proposed appropriation.

Upon being granted the floor, Councilor Levy stated she disagrees with the sale price and appraisal presented.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Director Vargas regarding the acquisition of the property.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented. Upon a motion to approve the measure presented by Councilor Laplante on March 6, 2018, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [8-0] to approve the Appropriation Transfer From: Free Cash to Fund Acquisition of 55 Lowell Street [675,000.00].

**Doc. 75/18: Approved**

### **ITEMS ADDED AT THE MEETING**

**Doc. 91/18: Proposed Community Health Specialist – Martha Velez, Senior Center Director – Rules of Council Suspended/Emergency Declared/Ord. Cmt Discharged/Public Hearing Ordered**

Upon being recognized, Council Vice President Rodriguez presented a motion to suspend the Rules of the City Council and declare the item presented as an emergency measure to discharge the Ordinance Committee, to add the item to the City Council Agenda and order a public hearing as time is of the essence to provide the position of “Community Health Specialist for the Council on Aging” . The motion was seconded by Councilor DePena.

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Upon being recognized, Martha Velez, Council on Aging Director, addressed the Council Members present information the Council Members that the position is a newly ordinated position which the Personnel Director Bonet has provide a job description to support the position and City Attorney Boddy has provided a draft ordinance. She requested that the Council Member enter an order for a public hearing on April 3, 2018 to assure the position is presented for consideration of approval at that time.

Upon no inquiry, comment or discussion Council President Vasquez called the pending motion to the attention of the Council Members present who voted unanimously [8-0] to approve the motion as presented.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to order a public hearing for the measure presented. The motion was seconded by Councilor DePena and unanimously [8-0] approved by Council Members present.

**Doc. 91/18: Rules of Council Sus./Emergency Declared/Ord. Cmt Discharged/Public Hearing Ordered**

**Doc. 124/17: Wage Theft Ordinance – Council Pres. Vasquez – Public Hearing held – Approved**

Councilor Abdoo presented a motion to remove the item from the table which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

The City Clerk informed the Council Members that the public hearing was “opened” on [July 11, 2017] which remains “open” without a motion pending.

Council President Vasquez invited Francisco Brea, [address not provided], appeared on behalf of the AFL-CIO and spoke in support of the proposed ordinance.

Upon being recognized, Bob Bower [Assistant President for Workforce Development for the AFL-CIO] spoke in support of the proposed ordinance and provided the Council Members with information concerning the proposed ordinance and how it will effectively help eliminate the loss of wages by municipal employees due to unscrupulous companies and other service providers.

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Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the matter presented, as seconded by Councilor DePena.

Upon being granted the floor, Councilor Laplante posed questions to the AFL-CIO representatives concerning the necessity of the proposed ordinance who discussed and explained how the proposed ordinance will protect municipal employees as implemented through the Lawrence Purchasing Agent.

Upon being granted the floor, Councilor De La Cruz posed questions to the AFL-CIO representative regarding the enforcement methods available.

Upon being granted the floor, Council Vice President Rodriguez clarified that the ordinance will be effective on items that are presented for consideration and approval by the City of Lawrence through the Request for Proposal process.

Upon being granted the floor, Councilor Payano inquired whether snow removal contractors would be subject to the ordinance. In response, Council President Vasquez informed the Council Members that the City of Lawrence provides snow removal through contractors who are not hired through the RFP [Request for Proposal] process.

Upon being recognized, Mr. Brea provided instances of “wage theft” and stated that the proposed ordinance will help prevent the occurrence of actions that result in wage loss in municipal contracts.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the measure presented. Upon a motion to approve presented by Council Vice President Rodriguez, as seconded by Councilor DePena, the Council Members present voted unanimously [8-0] to approve the measure.

**Doc. 124/17: Approved**



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The following items remained “tabled” without further action:

- 39/10 Charter Review [Public Hearings as needed]
- 148/11 Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
- 224/13 Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14 Military/Veteran Recognition-Counc. Laplante
- 197/14 Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14 Guilmette & Lawrence High Schools Litigation [**Executive Session Anticipated**]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 66/15 Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance – Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15 Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 264/17 Proposed Ordinance to Regulate Mobile Food Vendors – Brian T. Corrigan, Assistant City Attorney – Public Hearing
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [tabled 2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [tabled 2-6-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [tabled 2-6-18]

## **X. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members present and referred each to the Council Subcommittee as indicated:

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- 94/18 Transient Vendor License – 68 Willow Street – Manuel F. Barrios – Ref. to Ord. Cmt.
- 95/18 Groundwork Lawrence – Request use of the Ferrous Site for a Greenway 5K Road Race [Beginning @ Manchester Street Park] [August 12, 2018 - 7:30 am to 12pm – Lesly Melendez – Ref. to Ord. Cmt.
- 96/18 Groundwork Lawrence – Request use of the Campagnone Common for a Farmers Market from July 11<sup>th</sup> to October 24<sup>th</sup>, 2018 From 10am to 2pm – Lesly Melendez – Ref. to Ord. Cmt.
- 97/18 Groundwork Lawrence – Request use of the Sullivan Park for a Farmers Market from July 7<sup>th</sup> to October 27<sup>th</sup>, 2018 from 10am to 2pm – Lesly Melendez – Ref. to Ord. Cmt.
- 98/18 Groundwork Lawrence – Request to begin @ Manchester Street Park for Spickett River Clean on September 15, 2018 from 8am to 1pm – Lesly Melendez – Ref. to Ord. Cmt.
- 99/18 Groundwork Lawrence – Request use of the Campagnone Common for an Earth Day/Comcast Cares Day on April 21<sup>st</sup>, 2018 from 8am to 1pm – Lesly Melendez – Ref. to Ord. Cmt.
- 100/18 No Parking – Corner of Prospect and Haverhill Streets – Counc. Levy – ref. to Ord. Cmt.
- 101/18 No Parking – Corner of Prospect and Fulton Streets – Counc. Levy – Ref. to Ord. Cmt.
- 102/18 City of Lawrence Mayor’s Health Task Force – Request use of the O’Connell South Common for a SALSA Festival on Saturday, June 2, 2018 from 10am to 3pm – Elecia Miller – Ref. to Ord. Cmt.
- 103/18 City of Lawrence Mayor’s Health Task Force – Request use of the Campagnone Common for a Lawrence Ciclovía on Sunday, August 5<sup>th</sup> and September 9<sup>th</sup>, 2018 from 3pm to 7pm – Elecia Miller – Ref. to Ord. Cmt.
- 104/18 2017 Annual Report from City Physician Request – Counc. Payano – Ref. to Public Safety Cmt.
- 105/18 2017 Annual Report from Lawrence Fire Department Request – Counc. Payano – Ref. to Public Safety Cmt.
- 106/18 Handicapped Parking – 19 Cedar Street – Fernando Gual – Ref. to Ord. Cmt.
- 107/18 El Pez Dorado Restaurant and Grill – [2] 1 hour parking on Essex Street and [2] 1 hour parking on Oxford Street – Council Vice Pres. Rodriguez – Ref. to Ord. Cmt.
- 108/18 Review of Museum Square Parking Easement Agreement with Jackson Street Housing Associates, LTD – Council Vice Pres. Rodriguez – Ref. to Housing Cmt.
- 109/18 Handicapped Parking – 45 Bigelow Street – Counc. Abdoo – Ref. to Ord. Cmt.
- 110/18 Haverhill Street – One Way between Prospect and Haverhill Streets – Counc. Levy – Ref. to Ord. Cmt.
- 111/18 Fulton Street – One Way between Prospect and Haverhill Streets – Counc. Levy – Ref. to Ord. Cmt.
- 112/18 Request to pay Prior Fiscal Year Invoice-Maaco Co. - [5,227.05]-Roy P. Vasque, Acting Lawrence Police Chief – Ref. to Budge & Finance Cmt.

## **XI. ADJOURNMENT:**

Upon Motion of Council Vice President Rodriguez duly seconded by Councilor DePena, the Council

Members present voted unanimously to Adjourn.

**ADJOURNED**  
**(10:04p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, April 3, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, April 3, 2018** at 7: 06 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

Due to Council President Vasquez' absence, Council Vice President Rodriguez chaired the meeting,

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Present;  
Councilor David Abdoo [District E Councilor] – Absent at roll call;  
Councilor Pavel Payano [Councilor At Large] — Present;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Absent;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Absent;

Councilor Abdoo arrived at 7:30 p.m.;

**Other matters:**

Approximately Twenty-five [25] persons were present.

A Moment of Silence was held.

**The Pledge of Allegiance was recited.**

**I. APPROVAL OF MINUTES:**

Council Vice President Rodriguez informed the Council Members present that the minutes of City Council Meetings conducted March 6, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Payano to approve the minutes as presented duly seconded by Councilor Levy, the Council Members present vote by roll call vote to approve the minutes as follows. Yes-5; Abstain-1; Absent-3

Councilor Estela Reyes - Abstain

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Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Absent  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Absent

## **II. PUBLIC PARTICIPATION:**

Council Vice President Rodriguez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation Council Vice President Rodriguez, the following individuals addressed the City Council:

Francis Cialek, 245 Broadway, Lawrence, MA spoke about the success of the LHS Basketball Team under Coach Nunez. He stated the Lawrence Police Department need a raise and the bricks need to be repaired around the city. Mr. Cialek spoke against Human Trafficking, drug dealing and prostitutions. He spoke in support of the City purchasing the old cinema.

Frankie Caraballo, 139 Saratoga Street, Lawrence, MA spoke in support of the appropriation transfer appearing on the Council Agenda for the purchase of cameras to be installed by the Lawrence Police Department to be used for public safety.

Homayoun Maali, 53 Chester Street, Lawrence, MA requested that Mayor Rivera support the Lawrence Police Department, Acting Lawrence Chief of Police Roy Vasque, and stated that Mayor Rivera and the Council Members support a contract for the Lawrence Police Officers. He asked that Mayor Rivera support the Lawrence Fire Department, Department of Public Works, Lawrence Public Schools, Lawrence School Teachers and the unions representing the employees of these departments. He praised the efforts of School Commissioner Jeffrey Riley and Teacher's Union representative Frank McLaughlin. He asked Mayor Rivera to keep his campaign promise to "Save Lawrence, Prosper Lawrence" and stated that he should sign the union agreements for the Lawrence Police Officers and Lawrence Firefighters.

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Joseph D'Amico, 11 Lorenzo Road, Lawrence, MA explained the difference between “low rent” tenants of housing and those receiving housing benefits. He stated that rents will increase in the City of Lawrence because of the recently approved snow removal ordinance which imposes fines on City property owners which will be paid from the rent increases.

Richard Russell, 34 Cross Street, Lawrence, MA stated that the current “Winter Parking Ordinance” doesn't work and needs to be amended. He commended the work of newly appointed Acting Lawrence Police Chief Vasque. He spoke in opposition to the proposed items providing City Council members with parking stickers for their vehicles and identification badges. He also spoke in opposition to the Council Agenda item for a City Civil Rights Ordinance as well as the appropriation for cameras to be used by the Lawrence Police to be placed throughout the City.

### **III. PUBLIC HEARINGS:**

#### **Doc. 91/18: Proposed Community Health Specialist – Martha Velez, Senior Center Director – Public Hearing held – Approved**

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Martha Velez, Council on Aging Director spoke in support of the proposed ordinance describing the duties and responsibilities of the person selected to fill the position and the benefits it will provide.

Upon no further discussion or comment offered by anyone present, Council Vice President Rodriguez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve the proposed ordinance which was seconded by Councilor Payano.

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Upon being granted the floor, Councilor De La Cruz posed questions concerning the extensive qualifications of the position to Director Velez.

Upon being granted the floor, Councilor Laplante inquired about the impact the person hired to fill the position will bring to the Lawrence Seniors. Director Velez discussed the necessity and importance of hiring a Community Health Specialist. Councilor Laplante stated that it would be helpful of the person selected to fill the new position develop and provide an informational guide much like the one recently provided by the Police Department that will help public officials responsible for making decision concerning City of Lawrence Seniors.

**[7:30 p.m. - Councilor Abdoo arrived at the meeting]**

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Councilor Reyes, as seconded by Councilor Payano, the Council Members present voted unanimously [7-0] to approve the Community Health Specialist position.

**Doc. 91/18: Approved**

**IV: Communication from Mayor, City Officials & City Attorney:** - None

**V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 127/18: Appropriation Transfers – [1] [5,000.00] – FROM: Elections – Professional Services [010620-5300] TO: City Clerk – Council Advertising [010610-5344]; [2] [5,000.00] FROM: Elections – Professional Services [010620-5300] – Printing and Mailing [010620-5343]; [3] [1,500.00] – FROM: Elections-Operating Supplies [010620-5425] TO: Elections – Printing and Mailing [010620-5343] – William J. Maloney, City Clerk – Ref. to Budget & Finance Cmt.**

Council Vice President Rodriguez called the above item to the attention of the Council Members as appearing on the Agenda which was referred as indicated.

**Doc. 127/18: Ref. to Budget & Finance Cmt.**

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**Doc. 113/18: Appropriation Transfer - From: Free Cash to Special Account for Police Cameras [150,000.00] - Mayor Dan Rivera – Budget and Finance Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Laplante presented the report of the Budget & Finance Committee to receive the report of the Budget & Finance Committee without a recommendation. The motion was seconded by Councilor Reyes and unanimously [7-0] received by the Council Members present as a committee report.

Upon being granted the floor, Councilor Laplante presented a motion to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Reyes and unanimously approved by the Council Members present [7-0].

**Doc. 113/18: Public Hearing Ordered**

**VI. COMMITTEE REPORTS:**

**Doc. 112/18: Request to pay Prior Fiscal Year Invoice - Maaco Co. [5,227.05] - Roy P. Vasque, Acting Lawrence Police Chief – Budget and Finance Cmt. – Approved**

Councilor Laplante presented a motion to take document 112/18 out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [7-0].

At the request of Council Vice President Rodriguez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [7-0] approved by the Council Members present.

**Doc. 112/18: Approved**

**VII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 114/18: Appropriation Transfer - From: Free Cash to Special Account for Problem Tree Trimming [500,000.00] - Mayor Dan Rivera Budget and Finance Cmt. - Approved**

At the request of Council Vice President Rodriguez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes.

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Upon being granted the floor, Councilor Laplante discussed the number of falling trees because of the winter storms that require clean-up.

Upon being granted the floor, Councilor Payano posed questions to Public Works Director Carlos Jaquez about the extent of debris caused by repeated wind and snow storms recently occurring that caused damage and damage to trees throughout the City. Director Jaquez stated that the Public Works Department does not have sufficient staff to provide the work necessary to remove extensive debris and damaged trees throughout the City. He stated that the funds will be applied to provide contractors, additional personnel and overtime of current staff to provide the services necessary to remove debris and trees that are blocking public ways making areas unusable and inaccessible.

Upon being granted the floor, Councilor Reyes informed the Council Members that approximately 10 residents call each day to request public services to remove debris and trees from public property locations. She stated the appropriation will help the Public Works Department provide the services required to remove debris and damaged trees.

Upon being granted the floor, Councilor De La Cruz discussed the tree damage and debris caused by the severe winter storms. She stated she supports the item.

Upon being granted the floor, Councilor Abdoo stated he supports the item stating that the damages caused by fall and winter storms has created access and accessibility issues.

Upon being granted the floor, Councilor Levy asked how the amount of 500,000.00 was calculated. She stated that although the damages and debris need to be removed she is concerned about the amount of the appropriation.

Upon taking the floor, Council Vice President Rodriguez posed questions concerning the clean-up and disposal of resulting waste. Director Jaquez stated that the disposal of waste will be treated safely and in a manner that will be environmentally sound.



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Upon no further inquiry, comment or discussion Council Vice President Rodriguez called the motion presented to approve to the attention of the Council Members present who voted unanimously [7-0] to approve the item.

**Doc. 114/18: Approved**

### **VIII. COMMITTEE REPORTS:**

#### **Doc. 26/18: Lawrence Public Schools K-8 Enrollment Projection & Plans to Address Capacity Issues – Counc. Payano – Hous. Cmt. – Withdrawn**

At the request of Council Vice President Rodriguez, Councilor Levy presented the report of the Housing Committee to receive the report of the Budget & Finance Committee. The motion was seconded by Councilor Reyes and unanimously [6-0] received by the Council Members present [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

At the request of Council Vice President Rodriguez, Mary Lou Bergeron Lawrence School Interim Superintendent addressed the Council stating the support of additional housing to meet projected population needs which is expected to increase. She discussed the construction projects at the Oliver School and the Leahy School which will result in better student facilities but will not be sufficient to accommodate the current and future student growth rate in the City of Lawrence.

Upon being granted the floor, Councilor Payano commented that the growth of student population reflects the need for additional housing and to increase the public demand for services.

Upon being granted the floor, Councilor Abdoo stated that the City needs to plan for the future. He stated an increase of the City of Lawrence population is projected which will require better planning for housing and City services.

Upon being granted the floor, Councilor De La Cruz commented that the expected increase in the student population has to be addressed with a viable plan to meet the demands such an increase will present.

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Upon being granted the floor, Councilor Laplante stated that City service demands, housing and public property use are the responsibility of the Planning Board and Zoning Board which should be utilized to take action concerning these matters.

Upon taking the floor, Council Vice President Rodriguez posed questions to Superintendent Bergeron regarding school enrollment and attendance levels at the various schools. A discussion ensued between Council Vice President Rodriguez and Councilor Payano regarding providing student enrollment reports and information available to the Zoning and Planning Boards as well as the City Council Members.

Upon no further information presented concerning the item and without further inquiry, comment or discussion by the Council Members present Councilor Abdoo presented a motion to withdraw the item from the Council Agenda which was seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 26/18: Withdrawn**

### **IX. WITHDRAWALS:**

**Doc. 288B/10: Kingston and Salem Streets Group – Councilor Maldonado - Housing Cmt. - Withdrawn**

Upon being recognized, Councilor Reyes presented a motion to withdraw the above matter from the City Council Agenda previously pending before the Housing Committee and reported to the Full Council for withdrawal. The motion was seconded by Councilor Abdoo and Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda.

**Doc. 288B/10: Withdrawn**

**Doc. 285/12: Plant Terrace – Declaration of Surplus – Councilor Bernal – Housing Cmt. - Withdrawn**

Upon being recognized, Councilor Reyes presented a motion to withdraw the above matter from the City Council Agenda previously pending before the Housing Committee and reported to the Full Council for withdrawal. The motion was seconded by Councilor Laplante and Council Members present voted unanimously

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[7-0] to withdraw the item from the City Council Agenda.

**Doc. 285/12: Withdrawn**

**X. OLD BUSINESS:**

**Doc. 7/18: Removal of snow from awnings and sidewalks – modification of Ord. Sec. 12.04.040 - Council Vice Pres. Rodriguez and Councilor Payano-Motion to Reconsider Vote of 3-20-18-Counc. DeLaCruz – Vote to Reconsider Approved – Prior Vote of Approval Affirmed**

Upon being recognized, Councilor De La Cruz informed the Council Members that she is requesting the item be presented for reconsideration of the vote cast on March 20, 2018. She stated that she withheld her vote on March 20, 2018 and believed that her silence would be recorded as a “no” vote on the item. She explained that her concern is that snow is that property owners who diligently clear snow from sidewalks they may be responsible to clear may be cited for a violation when City plows clear the street only to deposit the snow from the street on the sidewalks just cleared. She stated that the new ordinance doesn’t make provision for violation that are not due to the actions of the owners who are doing what they are asked to do.

Upon being granted the floor, Councilor Laplante informed the Council Members that a motion to reconsider is required to be presented at the same meeting which the item is voted upon pursuant to Rule 20 of the Lawrence City Council. He suggested that the process to present a motion to reconsider would have to be preceded by a motion to suspend the Rules of the City Council followed by a motion to reconsider the vote to be reconsidered.

Upon being recognized, Councilor Reyes presented a motion to suspend Rule 20 of the Rules of City Council which was seconded Councilor Abdoo and unanimously approved [7-0] approved by Council Members present.

Upon being recognized, Councilor Reyes presented a motion to reconsider the vote on March 20, 2018. The motion was seconded by Councilor Levy and unanimously [7-0] approved by Council Members present.

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Upon being recognized, Councilor Reyes presented a motion to approve the vote on March 20, 2018. The motion was seconded by Council De La Cruz and Council Members present voted by roll call vote to affirm the approval vote of the Council Members as recorded on March 20, 2018. The vote to reconsider being recorded as follows: Yes-6; No-1; Absent-2

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Absent

#### **Doc. 7/18: Prior Vote of Approval Affirmed**

#### **XI. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
66/15	Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance–Council Pres. Maldonado - Public Hrg [closed 6-16-15]
212/15	Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
337/15	E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
72/16	Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
341A/16	Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
125/17	Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
151/17	Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
162/17	Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner

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- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 264/17 Proposed Ordinance to Regulate Mobile Food Vendors – Brian T. Corrigan, Assistant City Attorney – Public Hearing
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [tabled 2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [tabled 2-6-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [tabled 2-6-18]

## **XII. NEW BUSINESS:**

Council Vice President Rodriguez brought the matters listed below to the attention of the Council Members present and referred each to the Council Subcommittee as indicated:

- 115/18 Iglesia De Dios Pentecostal - Request use of various parks for Preaching the Word of God – Corner of Newbury and Garden Streets on July 2<sup>nd</sup>, July 23<sup>rd</sup>, August 13<sup>th</sup>, September 3<sup>rd</sup> & September 24<sup>th</sup>; Cronin Park on July 9<sup>th</sup>, July 30<sup>th</sup>, August 20<sup>th</sup> & September 10<sup>th</sup>; Reviviendo Park on July 16<sup>th</sup>, August 6<sup>th</sup>, August 27<sup>th</sup> & Sept. 17, 2018 from 5pm to 7pm–Apolinar Pita, Pastor – Ref. to Ord. Cmt.
- 116/18 Handicapped Parking – 8 Sargent Street – Delia Cosme – Ref. to Ord. Cmt.
- 117/18 No Parking - Davinci Child Center Main Entrance - Mondays through Fridays [Mornings 6:30 am to 9am and Afternoons 1:30 pm to 5pm]–Jony M. Perez, BSEE, MBA, Director–Ref. to Ord.
- 118/18 City Clerk Fee Adjustments–William J. Maloney, City Clerk – Ref. to Budget & Finance Cmt.
- 119/18 Methuen Gospel Hall – Request use of the Campagnone Common for a Vacation Bible School on August 13<sup>th</sup> through August 17<sup>th</sup>, 2018 [5pm to 7pm] – Mark Quitadamo – Ref. to Ord. Cmt.
- 120/18 Lighttower Fiber Networks–Request to place underground conduit [Canal and Appleton Streets]–Shelly Cullen, Fiber Engineer – Ref. to Ord. Cmt.
- 121/18 Recycling Program Ordinance – Counc. Payano – Ref. to Ord. Cmt.
- 122/18 Orchard Street – DELETE from Winter Parking Ordinance [sec. 10.36.031] – Counc. Reyes – Ref. to Ord. Cmt.
- 123/18 No Parking – In front of 170 Saratoga Street – Counc. Reyes – Ref. to Ord. Cmt.
- 124/18 Resident Parking Only – Orchard Street [6 pm to 6 am] – Counc. Reyes–Ref. to Ord. Cmt.
- 125/18 Updating Housing Code – Counc. Payano – Ref. to Ord. Cmt.
- 126/18 Office of Planning and Development - Community Development Block Grant [1,518,368.00 +/- 10%] and HOME Grant [683,039.00 +/- 10%] - Vilma Martinez-Dominguez–Ref. to Budget & Finance Cmt.
- 128/18 Rooming House in Lawrence – Council Vice Pres. Rodriguez – Ref. to Housing Cmt.
- 129/18 Report on Chief of Police Search – Counc. Payano – Ref. to Pers. Cmt.
- 130/18 Review of Police Cameras to Rules and Regulations of Surveillance Cameras – Counc. Payano – Ref. to Public Safety Cmt.
- 131/18 City Council Parking Ordinance – Counc. Levy – Ref. to Ord. Cmt.

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- 132/18 Identification Badges for Council Members – Counc. Levy – Ref. to Ord. Cmt.
- 133/18 An Ordinance to Promote Transparency and Protect Civil Rights and Civil Liberties with Respect to Surveillance Technology-Counc. Payano – Ref. to Ord. Cmt.
- 134/18 Lawrence School Department – Approval of Street Closing – Lawrence Learns Block Party on Wednesday, August 8, 2018 from 4pm to 8pm – Mayor Dan Rivera and Denise Snyder, Lawrence School Department – Ref. to Ord. Cmt.
- 135/18 Appointment – Disabilities Commission – Joan M. Finocchiaro – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 136/18 Appointment – Bellevue Cemetery Board Commission – Yamel Severino – Mayor Dan Rivera-Ref. to Pers. Cmt.
- 137/18 New Voting Machines – purchase and approval process – William J. Maloney, City Clerk – Ref. to Budget & Finance Cmt.
- 138/18 Appointment – Zoning Board of Appeals – Roberto Fernandez – Mayor Dan Rivera – Ref. to Pers. Cmt.

### **XIII. ADJOURNMENT:**

Upon Motion of Councilor Payano duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(08:37p.m.)**

Attest:

William J. Maloney  
City Clerk

## **MINUTES OF THE MEETING** **OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, April 17, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, April 17, 2018** at 7: 005 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Absent at roll call;  
 Councilor Pavel Payano [Councilor At Large] — Present;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Present;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Absent;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor Abdoo arrived at 7:48 p.m.;

**Other attendance matters:**

Approximately Twenty-two [22] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

### **I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted April 3, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members. Upon the motion of Councilor Reyes to approve the minutes as presented duly seconded by Councilor Levy, the Council Members present voted unanimously [7-0] to approve the minutes of April 3, 2018.

### **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

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Francis Cialek, 245 Broadway, Lawrence, MA stated that he believes Lawrence Hester deserves to be in the City of Lawrence Basketball Hall of Fame. He stated the Senior Center helps the elderly by providing “meals on wheels” and commented that Lawrence Police Officers and Lawrence Fire Fighters deserve pay raises. He stated that the City of Lawrence should buy the Showcase Cinema and that all City employees deserve a pay raise.

Homayoun Maali, 53 Chester Street, Lawrence, MA requested that Mayor Rivera support the Lawrence Police Department, Acting Police Chief Roy Vasque, and to support the proposed contract for the Lawrence Police. He stated that the Mayor should also support the Lawrence Fire Department, Department of Public Works, Lawrence Public Schools, Lawrence School Teachers and the unions for each of the workers of these City workers. He praised the efforts of Department of Education Commissioner Jeffrey Riley and the Teacher’s Union representative Frank McLaughlin for their efforts to improve education in Lawrence. He asked Mayor Rivera to keep his campaign promise to “Save Lawrence, Prosper Lawrence” and urged the Mayor to sign the pending union agreements for the Lawrence Police Officers and Lawrence Firefighters.

Dalia Diaz, 315 Mt. Vernon Street, Lawrence, MA spoke in support of the work of the City Council Members. She spoke of an incident occurring during a recent City Council Subcommittee meeting where Acting Police Chief Roy Vasque was disrespected. She stated that he deserves an apology.

Jeffrey Petrillo, 341 South Broadway, Lawrence, MA discussed parking violations occurring in front of his house during 1994-1995 that were not cited as violations stating that he has been issued citations for recent parking violations suggesting that he is being targeted by the police. He stated that there are other issues concerning zoning laws that are being purposely ignored by the City Inspectional Services Department which affects the use of his property.

Richard Russell, 34 Cross Street, Lawrence, MA stated that City Council Members should not arrive late or leave early at the Subcommittee meetings as they have been during the last few months. He suggested Ordinance Subcommittee failed to follow proper procedure by allowing testimony concerning the use of public surveillance cameras and the impact it will have on crime and the general public.



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**[7:23 p.m. – Council President Vasquez left the Council Chamber assigned Councilor Laplante as temporary Chair of the Lawrence City Council being the elected Council Member with the greatest seniority in service to the Lawrence City Council]**

Upon no further comments offered by the public on any matter, Councilor Laplante closed the Public Comment portion of the City Council proceedings.

### **III. PUBLIC HEARINGS:**

**Doc. 113/18: Appropriation Transfer - From: Free Cash to Special Account for Police Cameras [150,000.00] - Mayor Dan Rivera – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Homayoun Maali, 53 Chester Street, Lawrence, MA spoke in support of the appropriation suggesting the recordings obtained may be used as evidence of crime before the court.

Francis Cialek, 245 Broadway, Lawrence, MA stated that live testimony is necessary to support any video evidence before the court. He stated that money would be better spent paying police officers to testify in court.

**[7:26 p.m. – Council President Vasquez returned to the Council Chamber and resumed as Chair]**

Nelson Boutin, 34 Cross Street, Lawrence, MA spoke in support of the item. He stated it will help keep people safe.

Richard Russell, 34 Cross Street, Lawrence, MA stated that the money spent to purchase public surveillance cameras would be wasted. He stated that the amount being appropriated is insufficient and the funds necessary to provide for a surveillance system that works properly with technical support and employees is far greater than the amount being requested.

Frankie Caraballo, 139 Saratoga Street, Lawrence, MA spoke in support of the proposed appropriation to purchase public surveillance cameras and informed the Council Members that he had presented a petition signed

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by several supporters to propose surveillance cameras last year. He stated that there must be controls over the cameras and any information recorded to assure the system is used properly and for its intended purpose.

Susan Santos, 179 Exchange Street, Lawrence, MA spoke in support of the proposed appropriation of public surveillance cameras to help with public safety.

Mr. Rosario, 322 Ames Street, Lawrence, MA spoke in support of the proposed appropriation to purchase public surveillance cameras.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Laplante presented a motion to approve the item which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Payano suggested the City Council “table” the item to allow the City Council to explore appropriate regulations prior to approval of the appropriation transfer for the purchase of public surveillance cameras.

Upon being granted the floor, Councilor De La Cruz stated that regulations should be presented together with the proposed appropriation transfer of fund to be used to purchase public surveillance cameras. She stated she does not support “tabling” the item at this time.

Upon being granted the floor, Councilor Laplante stated that approval of the item will begin the process to purchase the cameras which the Council could review and approve regulations for their use which would be available probably by the time the cameras are ready to install and use. He suggested the cameras may be available for use by late May or early June.

Upon being granted the floor, Councilor Payano stated the proposed regulations would be available and presented to the Council in early May.

**[7:48 p.m. - Councilor Abdoo arrived at the meeting]**

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Upon being granted the floor, Councilor Reyes stated that the item should be addressed by the Council Members without delay. She stated the public has expressed concern about the locations where the surveillance cameras would be placed.

Upon being granted the floor, Councilor De La Cruz posed questions to Acting Police Chief Vasque about the intended use of surveillance cameras. Acting Chief Vasque stated the recordings would be used to view, prevent and prosecute criminal activity. In response to Councilor De La Cruz' question concerning the location of surveillance cameras, Acting Police Chief Vasque stated that locations for placement of cameras had not been yet selected and would be presented after a review and study of the locations where would be most effective.

Upon being granted the floor, Councilor Payano informed the Council Members that he has suggested the item be "tabled" in order to complete necessary work of the Council before they are ready to install. Upon conclusion, Councilor Payano presented a motion to "table" the item. The motion failed for lack of a second.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon the motion to approve presented by Councilor Laplante, as seconded by Councilor Reyes, the Council Members present voted by roll call vote to approve the appropriation transfer as follows: Yes-6; No-2; Absent-1

Councilor Estela Reyes - No  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - No  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Absent  
 Council President Kendrys Vasquez – Yes

**Doc. 113/18: Approved**

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**IV: Communication from Mayor, City Officials & City Attorney:** - None

**V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 150/18: Appropriation Transfer - From: Free Cash to: Streets and Sidewalks Cleanup - Special Purpose Stabilization Fund [New Account] - [200,000.00] - Carlos Jaquez, Public Works Director – Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above item to the attention of the Council Members as appearing on the Agenda which was referred the item for further proceedings before the Budget & Finance Committee.

**Doc. 150/18: Ref. to Budget & Finance Cmt.**

**Doc. 127/18: Appropriation Transfers – [1] [5,000.00] – FROM: Elections – Professional Services [010620-5300] TO: City Clerk – Council Advertising [010610-5344]; [2] [5,000.00] FROM: Elections – Professional Services [010620-5300] – Printing and Mailing [010620-5343]; [3] [1,500.00] – FROM: Elections-Operating Supplies [010620-5425] TO: Elections – Printing and Mailing [010620-5343] – William J. Maloney, City Clerk – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the appropriation transfers as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [6-0] approved by the Council Members present [Councilor Reyes and Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 127/18: Approved**

**VI. COMMITTEE REPORTS:**

**Doc. 126/18: Office of Planning and Development - Community Development Block Grant [1,518,368.00 +/- 10%] and HOME Grant-[683,039.00 +/- 10%] - Vilma Martinez-Dominguez – Budget and Finance Cmt. – Public Hearing ordered**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee with no recommendation. The motion was seconded by Councilor Reyes and unanimously [7-0] received by the Council Members present [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

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Upon being recognized, Councilor Laplante presented a motion to order a public hearing on the item presented. The motion was seconded by Councilor Reyes and unanimously [7-0] approved by the Council Members present [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 126/18: Public Hearing ordered**

**Doc. 31/18: Removal of deed restriction [Book 4579, page 88] from the City of Lawrence to Katherine O’Conner-Frank S. Giles, II - Hsg. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Housing Committee without a recommendation. The motion was seconded by Councilor Reyes and unanimously [7-0] received by the Council Members present [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Payano presented a motion to approve the item as presented which was seconded by Councilor Reyes.

Attorney Wendy Estrella appeared on behalf of Winston Almanzar, the petitioner, who presently owns the real property subject to the deed restriction which Attorney Estrella informed the Council Members prevents her client from building on the vacant land he owns which if allowed would enhance the value of the property. Attorney Estrella provided the Council Members with a history of proceedings concerning the property resulting in a deed restriction that allows the owner to use the property as a yard to the adjacent home. She stated that conditions have changed that will allow her client to build on the real property and confirmed that lawful variances have been already approved by the Zoning Board of Appeals for the City of Lawrence leaving the deed restriction which must be addressed by the City Council because it was imposed by vote of the City Council with the initial transfer of title from the City of Lawrence.

Upon being granted the floor, Councilor De La Cruz asked the petitioner of the proposed construction and if he would consider installing a sidewalk.

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Upon being granted the floor, Councilor Laplante stated that the fair market value of the property would be reduced due to the deed restriction. He stated the reduced value may have been reflected in the purchase price paid by Mr. Almanzar when he purchased the property. He stated that the deed restriction was placed on the property for some reason but that he is willing to follow the determination of Councilor De La Cruz who represents District A [where the property is located].

Upon being granted the floor, Councilor Reyes stated she supports the petition to allow the owner to build on the property.

Upon being granted the floor, Councilor Payano stated the restriction in originally placed on the deed to encourage construction of a single family home. He stated that the proposed construction of a multi-family home will impact the neighborhood and stated that if the neighbors in the area support the petition to remove the deed restriction then the City Council Members may vote in favorably on the petition to support the neighborhood.

Upon being granted the floor, Councilor DePena clarified that the installation of betterments like a sidewalk is the responsibility of the City of Lawrence. He informed the Council Members that property owners cannot install sidewalks even if they agreed to do it.

Upon being granted the floor, Councilor Levy commented that guide lines or an ordinance should be considered to provide a process and procedure for the removal of restrictive covenants placed on deeds.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented. Upon a motion to approve the item presented by Councilor Payano, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve the item.

**Doc. 31/18: Approved**

**Doc. 60/17: Disposition–370 Essex Street-Laiza St. Onge, Asset Officer-Hsg. Cmt. – Tabled**

At the request of Council President Vasquez, Councilor Levy presented a motion to receive the report of the Housing Committee without a recommendation and presented a motion to approve the disposition of the

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property as presented. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present.

Upon being granted the floor, Councilor Laplante presented a motion to reconsider the vote to approve the disposition of the property just approved by unanimous vote of the Council Members. The motion was seconded by Councilor Payano and unanimously [8-0] approved by Council Members present.

Upon being recognized, Councilor Laplante then presented a motion to deny the disposition of the real property presented which was seconded by Councilor Payano.

Upon being granted the floor, Councilor Laplante explained that he opposes disposition presented and would be inclined to support a disposition that would allow for commercial construction on the property site in the future.

Upon being granted the floor, Councilor Payano stated he has an issue with providing expanded residential property stating that additional housing must be considered for the expected increase in the student population.

Upon being granted the floor, Councilor De La Cruz stated that the City of Lawrence also needs to address housing for the homeless which remains a persistent problem. She suggested affordable housing should be a component of the proposed disposition and sale with consideration provided to residents of median income levels. She also stated that additional parking should be provided.

Upon being granted the floor, Councilor Abdoo expressed concern about the proposed disposition and other property issues offered with a complete disconnect to the demands that housing creates for public safety and the public schools. He stated that although he support the proposal presented for approval, he may be more attentive to proposals for residential construction presented without addressing the burdens placed upon public safety and the educational facilities in the future.

Upon being granted the floor, Councilor Reyes stated she supports the proposal due to the lack of emergency housing and other housing demands that can be met only with new housing stock.

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Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented. Upon a motion to deny the petition to purchase presented by Councilor Laplante, as seconded by Councilor Payano, the motion to deny the item failed by roll call vote of the Council Members present as follows: Yes-4; No-4; Absent-1

Council Vice President Jeovanny Rodriguez - Absent  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - No  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - No  
 Council President Kendrys Vasquez – No

Upon being granted the floor, Councilor Reyes presented a motion to approve the item as presented. The motion was seconded by Councilor De La Cruz and motion to approve failed by roll call vote of the Council Members present as follows: Yes-4; No-4; Absent-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - No  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - No  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - No  
 Council Vice President Jeovanny Rodriguez - Absent  
 Council President Kendrys Vasquez – Yes

Upon being granted the floor, Councilor Reyes presented a motion to “table” the item which was seconded by Councilor De La Cruz and approved by roll call vote of the Council Members present as follows: Yes-5; No-3; Absent-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes



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Councilor Brian DePena - No  
 Council Vice President Jeovanny Rodriguez - Absent  
 Council President Kendrys Vasquez – Yes

**Doc. 60/17: Tabled**

**[8:40 p.m. - Councilor Laplante presented a motion to recess the proceedings of the Lawrence City Council, as seconded by Councilor Abdoo and unanimously approved by the Council Members present [8-0]]**

**[8:45 p.m. - Councilor Abdoo presented a motion to resume proceedings of the Lawrence City Council, as seconded by Councilor Levy and unanimously approved by the Council Members present [8-0]]**

**Doc. 61/17: Disposition–372 Essex Street-Laiza St. Onge, Asset Officer-Hsg. Cmt. - Tabled**

At the request of Council President Vasquez, Councilor Levy presented a motion to receive the report of the Housing Committee without a recommendation. The motion was seconded by Councilor Reyes and unanimously [8-0] received by Council Members present.

Upon being granted the floor, Councilor Reyes presented a motion to approve the item presented, as seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Payano moved to “table” the item which was seconded by Councilor DePena which failed by roll call vote of the Council Members present as follows: Yes-4; No-4; Absent-

1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Absent  
 Council President Kendrys Vasquez – No

Council President Vasquez informed the Council Members present that the motion to approve the item presented by Councilor Reyes and seconded by Councilor Abdoo remains pending.

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Upon being granted the floor, Councilor De La Cruz posed questions to Abel Vargas, Business Development Director concerning the necessity of providing school and other services to the residents that will result from the construction project. In response, Director Vargas stated he cannot commit to providing secondary services stating that the installation and management of municipal services that may be a result from housing of additional residents at this or any location would be the responsibility of other City departments with the payment of costs and expenses drawn from tax revenue paid by the residents affected or paid as taxes from the purchaser of the property.

Upon being granted the floor, Councilor Laplante discussed the increased need to provide schools for the children occupying the new housing units at 377-386 Essex Street. He discussed the housing study completed recently and the statutory requirement to provide low and moderate income housing questioning if neighboring cities and towns are sufficiently sharing the statutory responsibility and obligation to create and establish housing suitable for low and moderate income residents. Director Vargas stated that if the proposal is not supported by the Council Members the current ability to obtain high rental value coupled with the lack of available housing might force businesses who construct housing and businesses may look to build in New Hampshire as an economical alternative.

Upon being granted the floor, Councilor Abdoo stated that affordable housing in Lawrence cannot be expanded in the future without appropriate consideration and provisions for the increased demand on public safety and education.

Upon being granted the floor, Councilor Payano discussed concern about the proposal for use of the real property.

Upon being granted the floor, Councilor De La Cruz re-stated that two more schools will be necessary to provide sufficient educational facility for children of residents whether or not the project presented is completed along with the proposal for affordable housing at 370 Essex Street. She also stated that the construction of housing should be managed by Lawrence residents.

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**[9:20 p.m. Councilor Reyes presented a motion to recess proceedings of the Lawrence City Council which was duly seconded by Councilor Laplante and unanimously approved by the Council Members present [8-0]]**

**[9:43 p.m. Councilor DePena presented a motion to resume the proceedings of the Lawrence City Council which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0]]**

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Council Members present to consider the motion to approve the disposition of the real property presented by Councilor Reyes, as seconded by Councilor Abdoo, which was defeated by the Council Members present by roll call vote as follows: Yes-4; No-4; Absent-1

Council Vice President Jeovanny Rodriguez - Absent  
 Councilor Brian DePena - No  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - No  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - No  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

Upon being granted the floor, Councilor Reyes presented a motion to “table” the item which was seconded by Councilor De La Cruz and approved by roll call vote of the Council Members present as follows: Yes-7; No-1; Absent-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Absent  
 Council President Kendrys Vasquez – Yes

**Doc. 61/17: Tabled**

**VII. WITHDRAWALS: - None**

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**VIII. OLD BUSINESS:**

**Doc. 99/18: Groundwork Lawrence – Request use of the Campagnone Common for an Earth Day/Comcast Cares Day on April 21<sup>st</sup>, 2018 from 8am to 1pm – Lesly Melendez -  
Ordinance Cmt Discharged-Approved**

Upon being recognized, Councilor Reyes presented a motion to discharge the Ordinance Committee and approve the petition presented. Councilor Reyes stated that the event subject to the petition takes place this coming Saturday and the Ordinance Committee will not meet in time to present its review and recommendation to the Full Council. The motion was seconded by Councilor De La Cruz and the Councilor Members present voted unanimously [8-0] to discharge and approve the item presented.

**Doc. 99/18: Ordinance Cmt Discharged/Approved**

**Doc. 135/18: Appointment – Disabilities Commission – Joan M. Finocchiaro –  
Mayor Dan Rivera – Personnel Cmt Discharged-Approved**

Upon being recognized, Councilor Abdoo presented a motion to discharge the Personnel Committee to allow the Council Members address the appointment recommended by Mayor Rivera stating that the Personnel Committee meeting was cancelled and did not address the recommended appointment. He stated further that if the Council Members vote to discharge the Personnel Committee the Members of the Full Council would then be able to timely consider the appointment. The motion was seconded by Councilor Reyes and the Council Members present voted unanimously [8-0] to discharge the Personnel Committee to allow the Full Council to consider the appointment presented.

Upon being granted the floor, Councilor Reyes presented a motion to approve the appointment as presented which was seconded by Councilor DePena and unanimously [8-0] approved by Council Members present.

**Doc.135/18: Personnel Cmt Discharged/Approved**

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**Doc. 136/18: Appointment – Bellevue Cemetery Board Commission – Yamel Severino – Mayor Dan Rivera – Personnel Cmt Discharged-Approved**

Upon being recognized, Councilor Abdoo presented a motion to discharge the Personnel Committee to allow the Council Members address the appointment recommended by Mayor Rivera stating that the Personnel Committee meeting was cancelled and did not address the recommended appointment. He stated further that if the Council Members vote to discharge the Personnel Committee the Members of the Full Council would then be able to timely consider the appointment. The motion was seconded by Councilor Reyes and the Council Members present voted unanimously [8-0] to discharge the Personnel Committee to allow the Full Council to consider the appointment presented.

Upon being granted the floor, Councilor Reyes presented a motion to approve the appointment of Yamel Severino to the Bellevue Cemetery Board Commission which was seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Laplante posed questions to the applicant regarding her interest in the position with the Cemetery Board. Ms. Severino affirmed her interest to serve on the Bellevue Cemetery Board and asked the Council Members to consider approving her application as recommended by Mayor Rivera.

Upon being recognized, Councilor De Le Cruz spoke in support of the applicant and thanked her for her offer to serve the City of Lawrence as a Member of the Bellevue Cemetery Board.

Council President Vasquez spoke in support of Ms. Severino as a Member of the Bellevue Cemetery Board also thanked her for her interest.

Upon being granted the floor, Councilor Abdoo thanked the applicant for her interest in serving on the Cemetery Board and stated that he supports her application for appointment to the available position.

Upon being granted the floor, Councilor DePena also thanked the applicant and stated that the conditions of the Bellevue Cemetery have greatly improved and that it must continue to remain clean out of respect for those buried there and for those who visit Family and loved ones buried at the cemetery.

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Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to the attention of the Council Members who voted unanimously [8-0] to approve the appointment of Yamel Severino to the Bellevue Cemetery Board Commission.

Doc. 136/18: Personnel Cmt Discharged/Approved

**Doc. 138/18: Appointment – Zoning Board of Appeals – Roberto Fernandez – Mayor Dan Rivera – Personnel Cmt Discharged-Approved**

Upon being recognized, Councilor Abdoo presented a motion to discharge the Personnel Committee to allow the Council Members address the appointment recommended by Mayor Rivera stating that the Personnel Committee meeting was cancelled and did not address the recommended appointment. He stated further that if the Council Members vote to discharge the Personnel Committee the Members of the Full Council would then be able to timely consider the appointment. The motion was seconded by Councilor Reyes and the Council Members present voted unanimously [8-0] to discharge the Personnel Committee

Upon being recognized, Councilor Abdoo stated that although a committee report is not available from the Personnel Committee, he stated that he supports the appointment of Roberto Fernandez as a Member of the Zoning Board of Appeals and presented a motion to approve the appointment as presented. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Payano posed questions to the applicant regarding his interest in the position who informed the Council Members of his interest in the Zoning Board of Appeals.

Council President Vasquez stated he knows Mr. Fernandez and is aware of his knowledge and experience with Zoning issues.

Upon being granted the floor, Councilor Laplante commented that the Zoning Board decides serious issues that impact the quality of life in the City of Lawrence because of zoning determinations. He suggested that Mr. Fernandez be considerate of the petitions presented and make decisions that serve the best interest of the residents and the City of Lawrence.

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**[10:00 p.m. - Councilor Abdoo presented a motion to conduct City Council business past 10:00 p.m. which was duly seconded by Councilor Payano and unanimously [8-0] approved by the Council Members present]**

Upon being granted the floor, Councilor Abdoo suggested that Mr. Fernandez give serious attention and consideration to matters presented to the zoning board.

Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to the attention of the Council Members who voted unanimously [8-0] to approve the appointment of Roberto Fernandez to the Zoning Board of Appeals.

Doc. 138/18: Personnel Cmt Discharged/Approved

#### **IX. TABLED MATTERS:**

**Doc. 264/17: Proposed Ordinance to Regulate Mobile Food Vendors – Brian T. Corrigan, Assistant City Attorney – Public Hearing – Approved with Amendments**

Councilor Payano presented a motion to remove the item from the table which was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0].

Upon being recognized, Assistant City Attorney Corrigan provided the Council Members present with a history of the measure and introduced Ethan Zorilla, a resident of Lawrence who wished to address the Council Members about issues concerning Food Truck Vendors that have occurred.

Upon being recognized, Mr. Zorilla stated that Food Trucks that operate near his home late in the evening and often until 3:00 or 4:00 a.m. serving patrons who are leaving liquor establishments and bars where they may have consumed alcohol. He stated these patrons are loud, disruptive and disrespectful and sometimes violent causing the police to arrive who either disperse the crowd of patrons or arresting them if necessary. He stated that the Food Truck patrons also leave trash behind which the neighboring residents have to pick up. He urged the Council Members to approve the proposed ordinance which he believes may provide some reasonable regulation to those who operate Food Trucks and will provide the police with necessary enforcement tools.

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Council President Vasquez reviewed the legislative proceedings on the measure presented informing the Council Members that the measure was last considered by the Council Members on January 16, 2018 which was presented at a public hearing that was held and closed resulting in a motion to approve the measure with amendments presented by Council Vice President Rodriguez and duly seconded. Council President Vasquez further informed the Council Members that a vote on the motion presented by Council Vice President Rodriguez on January 16, 2018 is pending.

\*\*\*\*\*

**[Clerk's Note:** the following amendments to the measure were presented by Council Vice President Rodriguez on January 16, 2018 together with a motion to approve the measure- **amendments shown as stricken through with amended language inserted, if any, and highlighted in bold font:**

#### Section 5.53.090 - Restricted Zones of Operation

No mobile food vendor shall operate within ~~{three hundred (300) feet}~~ **one hundred and fifty (150)** **[amended by striking and replacing: 1-16-18]** feet of a dwelling or stationary food service establishment then in operation, or within a handicapped parking space, loading zone, bus stop, taxi stand, service zone, or any other area where parking is prohibited.

#### Section 5.53.130 – Appeals

A party aggrieved by a decision of a City official to deny, revoke, suspend, modify, or take any other adverse action with regard to a mobile food vendor license may appeal to the City Council ~~{or to the Mobile Food Vendor Committee if applicable}~~ **[amended by striking: -1-16-18]** which shall be authorized to uphold or overturn such denial, revocation, suspension, modification, or other adverse action.

\*\*\*\*\*

Council President Vasquez concluded by requesting further comment and discussion of the Council Members on this measure.

Upon being granted the floor, Councilor Payano presented a motion to further amend section 5.53.090 of the proposed measure by adding the last sentence to the proposed measure as follows **[the amendment presented is highlighted in bold font]:**

#### Section 5.53.090 - Restricted Zones of Operation

No mobile food vendor shall operate within ~~{three hundred (300) feet}~~ one hundred and fifty (150) **[amended by striking and replacing: 1-16-18]** feet of a dwelling or stationary food service establishment then in operation, or within a handicapped parking space, loading zone, bus stop, taxi stand, service zone,



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or any other area where parking is prohibited. **Excluding Broadway Street from Haverhill Street to Common Street, Common Street from Lawrence Street to Jackson Street, and Lawrence Street from Common Street to Haverhill Street. The City may from time to time promulgate regulations to further restrict zones of operation and/or to establish allowed zones of operation [amended by adding: 4-17-18].**

The motion to amend section 5.53.090 was seconded by Councilor Laplante commenting that the proposed ordinance will improve the operations of Food Trucks in the neighborhoods.

Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to amend section 5.53.090 to the attention of the Council Members who voted unanimously [8-0] to approve the amendment as presented.

Upon being granted the floor, Councilor Payano presented a motion further amend the proposed measure by amending section 5.53.100(A) of the proposed measure by adding the following language **[the amendment presented is highlighted in bold font]:**

#### Section 5.53.100 - Conditions of Operation

- A. Unless otherwise provided, no mobile food vendor licensee shall operate between the hours of 3:00 a.m. and 7:00 a.m. Eastern Standard Time from Sunday to Friday, and between the hours of 4:00 a.m. and 7:00 a.m. Eastern Standard Time on Saturday. [amended by adding: 4-17-18].**

The motion to amend section 5.53.100(A) of the proposed measure was seconded by Councilor Laplante. A discussion ensued among the Council Members concerning the proposed amendment presented for consideration.

Upon being recognized, Councilor Laplante posed questions to Assistant City Attorney Brian Corrigan concerning the proposed amendments to the measure offered by Councilor Payano. In response, Assistant City Attorney Corrigan informed the Council Members that the proposed amendments presented this evening for consideration were discussed and reviewed by the Lawrence Police and the Vendor Advisory Committee. He stated they are both aware of the amendments and will work with the measure the Council may approve.

Councilor Laplante also inquired about the number of Food Truck Vendors licensed in 2017 which Assistant City Attorney Corrigan stated that there were 17 Food Truck Vendor Licenses issued by the Office of the City Clerk in 2017.

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Upon taking the floor, Council President Vasquez informed the Council Members how the proposed ordinance will operate and the manner that currently licensed Food Truck Vendors will be “grandfathered” to secure their licenses and ability to continue operating.

Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to amend section 5.53.100(A) to the attention of the Council Members who voted unanimously [8-0] to approve the amendment as presented.

Council President Vasquez announced that the motion to approve presented by Council Vice President Rodriguez as seconded by Councilor Laplante on January 16, 2018 remains pending and called upon the Council Members to consider the motion to approve. Upon the motion to approve presented on January 16, 2018 presented by Council Vice President Rodriguez and seconded by Councilor Laplante, the Council Members present voted unanimously [8-0] to approve the measure with the amendments adopted on January 16, 2018 and at this session of the City Council.

Doc. 264/17: Approved with Amendments

Upon addressing the Council Members, Council President Vasquez informed the Council Members that the Ordinance Committee has repeatedly attempted to elect a Vice Chair and has not been able to elect the Vice Chair of the Ordinance Subcommittee. As a result he stated that he appoints Vice President Jeovanny Rodriguez as the Vice Chair of the Ordinance Subcommittee pursuant to his authority to appoint Subcommittee Members inherent to the duties and responsibilities as President of the City Council.

## **IX. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
197/14	Double Poles–Locations–Review–Council Pres. Maldonado

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- 311/14 Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 66/15 Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance – Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15 Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [tabled 2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [tabled 2-6-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [tabled 2-6-18]

## **X. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 139/18 Portuguese American Club – Request permission to hold a Soao Joao Feast/Members Picnic @ 2 Saratoga Street on June 23<sup>rd</sup> 2018 from 10am to 12pm & August 25<sup>th</sup>, 2018 from Noon to 9pm – Richard Medeiros – Ref. to Ord. Cmt.
- 140/18 Office of Planning and Development – O’Connell Park/South Common -Phase II PARC Grant – [400,000.00] – Susan Fink, Manager of Financial & Administrative Services – Ref. to Budget & Finance Cmt.
- 141/18 Handicapped Parking – 54 Hawley Street – Mirla Galdames – Ref. to Ord. Cmt.
- 142/18 Transient Vendor License – 30 Alder Street - Jose R. Hernandez Mota – Ref. to Ord. Cmt.
- 143/18 District A Neighborhood Association-Request use of the Parthum School for a Walk-A-Thon on June 16, 2018 from 8am to 1pm Counc. De La Cruz – Ref. to Ord. Cmt.

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- 144/18 Pre-budget public hearing a year end review [sec. 2.04.010] – Counc. Payano – Ref. to Budget & Finance Cmt.
- 145/18 Lawrence Family Development & Education – Unpaid Invoice [23,251.42] – Iris V. Rivera – Ref. to Budget & Finance Cmt.
- 146/18 Ministerio Por El y Para El – Request the closing of Broadway and Common Street – for a Cry Out for the Peace and Bless the City on August 12, 2018 from 5pm to 9pm – Jessica Aquino – Ref. to Ord. Cmt.
- 147/18 Parking – Stearns Avenue West of Lawrence Street [side of 296-296A Lawrence Street] – 15 minute – Council Pres. Vasquez – Ref. to Ord. Cmt.
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Ref. to Public Safety Cmt.
- 149/18 Absentee Landlords in Lawrence–Counc. De La Cruz – Ref. to Ord. Cmt.

**Doc. 144/18: Pre-budget public hearing a year-end review [sec. 2.04.010] – Counc. Payano – Public Hearing Ordered-Ref. to Budget & Finance Cmt.**

Upon being granted the floor, Councilor Laplante informed the Council Members that section 2.04.010 require the Budget and Finance Committee to conduct a pre-budget public hearing to review prior fiscal year budgetary items with public input. Councilor Laplante presented a motion to order a public hearing to take place before the next session of the Budget and Finance Committee for this purpose and to refer the item to the Budget and Finance Committee for further proceedings. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by Council Members present.

**Doc. 144/18: Public Hearing Ordered/Ref. Budget & Fin. Cmt.**

**XI. ADJOURNMENT:**

Upon the motion of Councilor Reyes duly seconded by Councilor DePena, the Council Members present voted unanimously to Adjourn [8-0].

**ADJOURNED  
(10:35p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, May 1, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, May 1, 2018** at 7: 05 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Present;  
Councilor David Abdoo [District E Councilor] – Present;  
Councilor Pavel Payano [Councilor At Large] — Present;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Present;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Absent at roll call;  
Council President Kendrys Vasquez [District C Councilor] – Present;

Council Vice President Rodriguez arrived at 7:10 p.m.;  
Council Vice President Rodriguez left the meeting at 9:55 p.m.

**Other attendance matters:**

Approximately Fifty-four [54] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted April 17, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Reyes to approve the minutes as presented duly seconded by Councilor Abdoo, the Council Members present voted unanimously [8-0] to approve the minutes [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

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## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA requested that Mayor Rivera support the Lawrence Police Department, Acting Police Chief Roy Vasque, and stated that the Council Members and the Mayor should support the Lawrence Police Officers in their effort to obtain a contract. He stated that the Mayor should also support the Lawrence Fire Department, Department of Public Works, Lawrence Public Schools, Lawrence School Teachers and the unions representing employees of these Departments. He commented on the efforts of Teacher's Union representative Frank McLaughlin. He stated that Mayor Rivera should keep his campaign promise to "Save Lawrence, Prosper Lawrence" and urged the Mayor to approve pending union agreements.

Reverence Victor Jarvis, 381 Chestnut Street, Lawrence, MA discussed the recent hurricanes in Puerto Rico displacing resident to the City of Lawrence. He urged people to assist those arriving with housing.

### **[7:10 p.m. - Council Vice President Rodriguez arrived to the meeting]**

Reverend Luciano Taveras, 774 Essex Street, Lawrence, MA stated that low income housing is needed in Lawrence.

Santa Pimentel, Vice Chair of the Headstart Policy Council for the Greater Lawrence Community Action Council, spoke in support of low income housing in Lawrence.

Lisette Torres, 50 Island Street Lawrence, MA spoke in support of affordable housing in Lawrence urging the Council to approve the pending items that would provide additional housing for those who are economically disadvantaged.

Jacob Olivero, 50 Island Street, Lawrence, MA spoke in support of affordable housing in Lawrence.

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Richard Russell, 34 Cross Street, Lawrence, MA discussed the U.S. Constitution and the Bill of Rights and stated that freedom of speech is guaranteed by the First Amendment. He stated that the Council Members should remain diligent in all matters presented for its consideration.

Johanna Santos, 106 Market Street, Lawrence, MA spoke in support of Doc. 60/18 and 61/18 which would provide additional affordable housing in Lawrence if approved.

Spencer Burholz, 988 Essex Street, Lawrence, MA spoke in support of affordable housing.

Franklin Miguel, 12 Ridge Rd., Lawrence, MA spoke in support of affordable housing in Lawrence.

### **III: PUBLIC HEARINGS:**

**Doc. 126/18; Office of Planning and Development - Community Development Block Grant [1,518,368.00 +/-10%] and HOME Grant-[683,039.00 +/- 10%] – Vilma Martinez-Dominguez – Public Hearing held - Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve the item presented. The motion to approve the item was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor De La Cruz stated that not all organizations in need of funding do not appear on the list of those selected for award in the budget presented for consideration of approval.

Council President Vasquez explained the CDBG Budget award and approval process for the Council Members. A discussion ensued between Councilor De La Cruz and Council President Vasquez about the process explained.

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Upon being granted the floor, Councilor Reyes recognized Vilma Martinez-Dominguez, Community Development Director, who provided further information concerning the CDBG process emphasizing the application and approval required by the Housing and Urban Development [hereinafter referenced as HUD] who funds and oversees all grant awards and approvals.

Upon being granted the floor, Councilor Laplante discussed the work provided by Community Development Department regarding the CDBG budget process each year stating that many programs that deserve funding are not provided funding on the list of awards. He stated that although many programs that could be approved may not qualify there is likely a reason that they are not on the list of those recommended for funding presented to the Council for consideration of approval. He commended the Planning Department for their efforts providing the approval process within the HUD requirements each year and stated that other worthy programs may likely be approved in the future.

Upon being granted the floor, Council Vice President Rodriguez stated there are many great programs that are not provided funding through the 2019 proposed CDBG Budget this year and agreed with Councilor De La Cruz that the “Beyond Soccer” sports program is one of those unfunded programs who provide young people in Lawrence with soccer activities.

Upon being granted the floor, Councilor Payano discussed the CDBG Budget process and the grant award and funding process.

Upon being granted the floor, Councilor Levy asked questions of Director Martinez-Dominguez who explained how applicants present proposals and the manner of selection and award.

Upon being granted the floor, Councilor Reyes informed the Council Members about the funding committee meetings and public input provided during the selection and award process.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.



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Upon the motion to approve presented by Councilor Reyes, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [9-0] to approve the Community Development Block Grant.

**Doc. 126/18: Approved**

**Doc. 93/18: Proclamation – Lawrence High School Basketball, Raymond Núñez –  
Counc. Payano – Ord. Cmt. – Presented**

Upon being recognized, Councilor Payano presented a motion to take document 93/18 out of the order that is appears on the City Council Agenda. The motion was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

At the request of Council President Vasquez, Councilor Payano presented the proclamation.

Upon being granted the floor, Raymond Nunez thanked the Council Members for the honor and recognition.

**Doc. 93/18: Presented**

**IV. TABLED MATTERS:**

**Doc. 60/17: Disposition–370 Essex Street-Laiza St. Onge, Asset Officer-Hsg. Cmt. – Approved**

Upon being recognized, Councilor Reyes presented a motion to remove document 60/17 and 61/17 from the tabled items in order to allow the Council Members to address the pending petitions to transfer title of City owned real property located at 370 Essex Street [Doc. 60/2017 and 372 Essex Street [Doc. 61/2017]. The motion was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [9-0]. Continuing, Councilor Reyes presented a motion to approve Document 60/2017 which was seconded by Councilor De La Cruz which was defeated by roll call vote of the Council Members present as follows; Yes-4; No-4; Present-1:

Councilor Estela Reyes - Yes  
Councilor Anna Levy - Present  
Councilor Marc Laplante - No  
Councilor David Abdoo - Yes  
Councilor Pavel Payano - No

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Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - No  
 Council Vice President Jeovanny Rodriguez - No  
 Council President Kendrys Vasquez – Yes

Upon being recognized, Councilor Laplante presented a motion to withdraw the item from the City Council Agenda. The motion was seconded by Council Vice President Rodriguez.

Upon taking the floor, Council President Vasquez spoke in support of Documents 60/17 and 61/17 stating that it will provide additional and necessary affordable housing encouraging the Council Members to approve the item.

Abel Vargas, Economic and Business Development Director for the City of Lawrence, spoke in support of the Documents 60/17 and 61/17 urging the Council Members to approve the items presented for consideration.

Upon being granted the floor, Councilor De La Cruz posed questions to Director Vargas concerning the level of eligibility of those applying for housing once the projects is completed.

Upon being granted the floor, Councilor Reyes stated she supports the items because it will provide additional housing in the City of Lawrence.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to “withdraw” the item and the Council Members present defeated the motion to “withdraw” by roll call vote as follows: Yes-4; No-5

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - No  
 Councilor Maria De La Cruz - No  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - No  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - No  
 Council President Kendrys Vasquez – No

Upon being granted the floor, Councilor Laplante presented a motion to “table” the item. The motion was seconded by Councilor Payano and Council Members present defeated the motion to “table” by roll call vote as follows: Yes-3; No-6

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Councilor Estela Reyes - No  
 Councilor Anna Levy - No  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - No  
 Council President Kendrys Vasquez – No

**[8:09 p.m. - Council Vice President Rodriguez presented a motion to recess Council proceedings, which was duly seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0]]**

**[8:25 p.m. - Councilor Abdoo presented a motion to resume proceeding as seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0]]**

Upon being granted the floor, Councilor Payano presented a motion to amend the Memorandum of Agreement and requested leave to present three proposed amendments individually for consideration of the Council Members. The motion was seconded by Council Vice President Rodriguez.

Upon continuing, Councilor Payano provide the Council Members with the “first proposed amendment” as follows:

**Amend Memorandum of Agreement dated March 29, 2018 by striking the following language from Paragraph 1. Sale – appearing on page one of said agreement: “..... or until the properties are no longer owned by a not for profit corporation.”**

**[Referenced as Amendment #1]**

Upon being granted the floor, Councilor Laplante inquired of Council Payano who explain the intent of the proposed amendments was to allow the prospective owner with greater flexibility to market the real property.

Upon no further inquiry, comment or discussion the Council Members present voted unanimously [9-0] to approve the first amendment.

Upon continuing, Councilor Payano provide the Council Members with the content of the “second proposed amendment” as follows:

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**Amend Memorandum of Agreement dated March 29, 2018 by striking the following language from Paragraph 1. Sale – appearing on page one of said agreement:**

**“The Buyer shall meet and comply with all City of Lawrence’s Zoning Requirements, including but not limited to, providing sufficient parking for the project. This shall include securing a lease for the required number of parking space prior to closing.”**

**And replacing it with the following sentence:**

**“The Buyer shall make parking available at the sole discretion of the Buyer”**

**[Referenced as Amendment #2]**

Upon being granted the floor, Councilor Payano presented a motion to approve the second amendment to the Memorandum of Agreement as presented. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by the Council Members present.

Upon continuing, Councilor Payano provide the Council Members with the content of the “third proposed amendment” as follows:

**Amend Memorandum of Agreement dated March 29, 2018 by adding the following sentence to the language in Paragraph 1. Sale – appearing on page two of said agreement: “More specifically, families with children already in a school located in the City of Lawrence.”**

**The following paragraph to appear as follows:**

**“Upon completion of the project, the Buyer represents that it shall use a Lottery System to select low-income qualified Tenants to Rent Units of Property. *More specifically, families with children already in a school located in the City of Lawrence.* The Buyer agrees to establish a method to provide preference for tenants who can be verified as families who are under housed.” *(emphasis supplied)*.**

**[Referenced as Amendment #3]**

Councilor Payano presented the proposed amendment as a motion to approve the third proposed amendment which was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by the Council Members present.

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Upon being granted the floor, Council Vice President Rodriguez suggested that a copy of the By-Laws of The Greater Lawrence Community Action Council [hereinafter referenced as GLCAC] be attached to the agreement. Council Vice President Rodriguez posed questions to the GLCAC representative [unidentified] who stated that the proposed amendments to the Memorandum of Agreement for the sale/purchase of the parcels would help complete the transaction.

Upon being recognized, Director Abel Vargas explained the real estate will generate tax revenue that has not been available for a number of years due to being in distress.

Upon continuing, Council Vice President Rodriguez clarified that even though the GLCAC and its holdings are a tax exempt non-profit organization it would be paying real property taxes to the City of Lawrence on the parcels purchased as a voluntary participant in the pilot program recently established.

Council Vice President Rodriguez presented a motion to attach the by-laws to the Memorandum of Agreement as seconded by Councilor Payano.

Upon being granted the floor, Councilor Laplante suggested that Veterans be considered in the housing eligibility criteria. He also stated that additional housing creates additional obligations for the City of Lawrence to provide education, public safety and other services increasing costs commensurately.

Upon being granted the floor, Councilor De La Cruz agreed with that Veterans should be considered eligible for the housing that will soon be available at these locations. She stated she would like to be included in the housing application process review.

Upon being granted the floor, Councilor Payano discussed the application process and was assisted by the GLCAC representative [unidentified] who further explained the housing application and eligibility process.

Upon being granted the floor, Councilor De La Cruz asked if a “community room” could be included in the final construction of the housing complex. In response, Director Vargas questioned the feasibility of providing a community room as suggested.

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Upon no further inquiry, comment or discussion on the motion to approve the third proposed amendment presented by Councilor Payano, the Council Members voted unanimously [9-0] to approve the third amendment as presented.

Upon being granted the floor, Councilor Payano inquired about the pending motion to attach the by-laws to the Memorandum of Agreement presented by Council Vice President Rodriguez earlier in the session. Council President Vasquez called the motion to the attention of the Council Members present who unanimously [9-0] approved the motion as presented.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the sale of the real property as presented in Document 60/2017 for the transfer of title to City owned real property located at 370 Essex Street with the approved amendments. The motion was seconded by Councilor Payano and Council Members present voted by roll call vote to approve the motion as follows: Yes-7; No-1; Present-1

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - Present  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 60/17: Approved**

**Doc. 61/17: Disposition–372 Essex Street-Laiza St. Onge, Asset Officer-Hsg. Cmt. – Approved**

Upon a motion presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [9-0] to remove Doc. 61/17 from the tabled items and out of the order appearing on the City Council Agenda to address the matter presented.

Upon being recognized and without further inquiry comment or discussion, Council Vice President Rodriguez presented a motion to approve the sale of real property as presented in Document 61/2017 for the transfer of title to City owned real property located at 372 Essex Street. The motion was seconded by Councilor

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Payano and Council Members present voted by roll call vote to approve the motion as follows: Yes-7; No-1;

Present-1:

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Present  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 61/17: Approved**

**V. NEW BUSINESS:**

**Doc. 168/18: Americans with Disabilities Act: Investigation of City of Lawrence Regarding Polling Place Accessibility – U.S. Department of Justice – [Executive Session Anticipated] – Charles D. Boddy, City Attorney – Ref. to Committee of the Whole**

Council President Vasquez introduced the item and informed the Council Members the matter is presented by City Attorney Charles D. Boddy for immediate attention of the Council Members.

Upon being recognized, Councilor Levy presented a motion to suspend the Rules of the City Council to allow the Council Members to immediately address the matter presented. The motion was seconded by Councilor Payano and unanimously [9-0] approved by the Council Members present.

Attorney Boddy addressed the City Council Members and informed the Members of the action initiated by the Department of Justice [hereinafter referenced as: DOJ] citing the City of Lawrence for certain claimed violations of the American with Disabilities Act [hereinafter referenced as: ADA] at all of the 16 buildings used as polling places for voters in the City of Lawrence. City Attorney Boddy discussed the alleged violations in general informing the Council of the seriousness of the action by the DOJ and stated that the City of Lawrence may be subjected to fines for failing to make repairs and comply as demanded by the Justice Department. Attorney Boddy suggested that the City Council take immediate action by referring the item for further proceedings before the Committee of the Whole of the City Council for the purpose of creating a “Task Force” to review the violations

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presented and to initiate remedies to each of the items cited. Attorney Boddy suggested that the Council may wish to include the following as member of the “Task Force”:

Richard Rodriguez, Commission on Disabilities Director;  
 Carlos Jaquez, Director of Public Works;  
 Milagros Puello, City Engineer;  
 Ruben Perez, Election Division;  
 William Maloney, City Clerk;  
 Christopher Merlino, Building Superintendent Lawrence Schools;  
 A representative of the City Attorney’s Office [to be selected];  
 Mark Ianello, Finance Director;

With an invitation to be extended to the Mayor to attend or assign a representative.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to create a “Task Force” as recommended by City Attorney Boddy. The motion was seconded by Councilor DePena.

Upon being granted the floor, Councilor De La Cruz asked how urgent the matter. City Attorney Boddy stated very urgent an requires immediate action. Councilor De La Cruz asked about the expected cost of repairs which City Attorney Boddy stated that City Clerk Maloney has suggested the cost may be as much as 200,000.00 which may be a conservative estimate.

Upon being granted the floor, Councilor DePena inquired about the allegations presented by the DOJ which Attorney Boddy indicated were not sufficiently specific to allow for an exact plan to remediate. Attorney Boddy explained that initial discussion with assigned Counsel from the DOJ were not very productive because of the lack of specificity. He explained that there were periods when the DOJ Counsel and he were unable to reach each other by phone and photographs of the cited locations were lost in email transmission causing delay. He also stated that a change of the United States Attorney to the District by newly elected President Trump in November 2016 has caused even more delay in this matter. However, the City of Lawrence should not rest on the delay as a reason to lessen the urgency that the DOJ placed on full and immediate compliance with ADA standards as it applies to the poll locations cited. He also informed the Council that the DOJ has been very explicit in its memo to the City of Lawrence explaining that the inspection conducted by agents of the DOJ resulting in violation citations concerning



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access to City polling places is not to be considered a comprehensive violation attributable to the buildings which may be used for other purposes and is limited in its application to the used of the buildings as poll locations by the City. In short, the violations cited are specifically limited to address ADA violations cited at each of the poll locations. Attorney Boddy also informed the Council Members that the Council may consider moving poll locations to be placed only in buildings that are owned solely by the City of Lawrence and abandon all poll locations in buildings the City does not own in order to effectuate repairs only to buildings the City owns. This approach will remove any issues concerning the use of public money to finance repairs to buildings the City of Lawrence does not own. It will also assure that completed repairs to City owned buildings are financed, controlled and effective. Attorney Boddy concluded by warning that a failure to act would not be favorably treated by the DOJ who may initiate legal action and assess fines that it would require be paid which could amount to as much as 50,000.00. He stated that it would be more productive for the City of Lawrence to make necessary arrangements to finance ADA repairs rather than pay fines and still be required to finance repairs.

Upon being granted the floor, Councilor Levy posed questions to Attorney Boddy about the response by the Department of Justice to obtain compliance.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to create a Task Force and Council Members present voted unanimously [9-0] to approve creating a “Task Force” to address the violations cited by the DOJ.

Council President Vasquez announced that appointment of the following individuals to the “Task Force” who would be notified to attend the next session of the Committee of the Whole:

Richard Rodriguez, Commission on Disabilities Director;  
 Carlos Jaquez, Director of Public Works;  
 Milagros Puello, City Engineer;  
 Ruben Perez, Election Division;  
 William Maloney, City Clerk;  
 Christopher Merlino, Building Superintendent Lawrence Schools;  
 A representative of the City Attorney’s Office [to be selected];  
 Mark Ianello, Finance Director;  
 A member of the general public who is a registered voter [to be announced later];

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Council President Vasquez stated he would send an invitation to Mayor to attend or assign a representative from his office to attend the Committee of the Whole session and other meetings of the “Task Force” as its meetings are scheduled.

Council President Vasquez referred the matter to the Committee of the Whole for further proceedings.

**Doc. 168/18: Ref. to Committee of the Whole**

**VI. COMMITTEE REPORTS:**

**Doc. 134/18: Lawrence School Department – Approval of Street Closing – Lawrence Learns Block Party on Wednesday, August 8, 2018 from 4pm to 8pm – Mayor Dan Rivera and Denise Snyder, Lawrence School Department – Ord. Cmt. – Approved**

Councilor Reyes presented a motion to take document 134/18 out of the order appearing on the agenda. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present [9-0].

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [9-0].

**Doc. 134/18: Approved**

**VII: Communication from Mayor, City Officials & City Attorney:**

**Doc. 161/18: Tax Increment Financing Agreement Compliance Reports – Frank O’Connor, Planning Office – Council Pres. Vasquez – Presented/Withdrawn**

Upon being recognized, City of Lawrence Economic and Business Development Director Abel Vargas explained the report presented to the Council Members present.

At the request of Councilor Payano, Director Vargas provided additional information and explanation of the report filed.

Upon inquiry of Council Vice President Rodriguez, Director Vargas informed the Council Members that there are approximately 15-20 TIF agreements presently in place in the City of Lawrence

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Upon no further inquiry, comment or discussion Councilor Reyes presented a motion to withdraw the item from the Council Agenda as there is no other action required concerning the item. The motion was seconded by Councilor De La Cruz and unanimously [9-0] approved by Council Members present.

**Doc. 161/18: Presented/Withdrawn**

**VIII. NEW BUSINESS:**

**Doc. 165/18: Tax Increment Financing [TIF] Information –  
Abel Vargas, Director of Business Development – Withdrawn**

Upon being granted the floor, Councilor Reyes presented a motion to withdraw Doc. 165/18 from the City Council Agenda as being a duplicate of Doc. 161/18 which was just presented before the Council Members. The motion was seconded by Councilor Levy and unanimously [9-0] approved by Council Members present.

**Doc. 165/18: Withdrawn**

**IX: Communication from Mayor, City Officials & City Attorney:**

**Doc. 171/18: Presentation by Lawrence Faith Community Against Crime –  
Council Pres. Vasquez – Presented/Withdrawn**

Presentation was given by Lawrence Faith Community against Crime.

Upon being granted the floor, Councilor De La Cruz asked the group about presentations about Domestic Violence topics to be forwarded to the Lawrence Public Schools for their attention and use.

Upon being recognized, Pastor Santos informed the Council Members that the presentation is representative of the belief in education as the key to address crime in the City that is shared by the Pastors in the Community.

Upon being granted the floor, Councilor Payano discussed the cultural beliefs stating that violence is often a result of behavior that may be learned in the home. In response, Pastor Santos emphasized the need to instill and emphasize positive behavioral attitudes among the children and families.

Upon being granted the floor, Councilor Reyes thanked the Pastors for the presentation and pledged the continued support of the City Council Members.

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Upon being granted the floor, Councilor Laplante commented that Church leaders historically have always met social challenges in Lawrence and noted that the strong support of the Pastors is known and appreciated.

Upon no further inquiry, comment or discussion Councilor Reyes moved to withdraw the item which was seconded by Councilor Payano and unanimously [9-0] approved for withdrawal from the Council Agenda by Council Members present.

**Doc. 171/18: Presented/Withdrawn**

**Doc. 172/18: Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez – Tabled**

Upon being recognized, Councilor Reyes presented a motion to “table” the above item which was seconded by Councilor Levy and unanimously approved [9-0] by the Council Members present.

**Doc. 172/18: Tabled**

## **X. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

Council President Vasquez called the following two items to the attention of the Council Members as appearing on the Agenda which were referred to the City Council Subcommittee for further proceedings as indicated:

**Doc. 173/18: Appropriation Transfer-Dept. of Public Works-Transfer from Retained Earnings to Special Project Fund for the Procurement of Equipment and Projects [1,050,000.00] – Carlos Jaquez, Director of Public Works and Brian Peña, Water Commissioner –Ref. to Budget & Finance Cmt.**

**Doc. 174/18: Appropriation Transfer-Dept. of Public Works-Transfer from Personal Services [Obj. 5110] to Other Assessments [Obj. 5650] for GLSD Q4 Assessment [348,500.00] –Carlos Jaquez, Director of Public Works and Brian Peña, Water Commissioner – Ref. to Budget & Finance Cmt.**

**Doc. 173/18: Ref. to Budget & Finance Cmt.**

**Doc. 174/18: Ref. to Budget & Finance Cmt.**

**[9:55 p.m. Council Vice President Rodriguez left the Council Meeting for the remainder of the Session]**

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**Doc. 150/18: Appropriation Transfer - From: Free Cash to: Streets and Sidewalks Cleanup - Special Purpose Stabilization Fund [New Account] - [200,000.00] - Carlos Jaquez, Public Works Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item. The motion was seconded by Councilor Reyes.

Upon invitation to address the City Council, Public Works Director Jaquez provided information to the City Council Members concerning the use of the funds subject to the proposed appropriation.

Upon being granted the floor, Councilor Payano inquired about the item being presented outside the usual annual budget process which Director Jaquez explained as being presented outside the annual budget in order to keep the cost to provide clean up services provided by the Public Works low. A discussion ensued among the Council Member concerning the annual appropriation presented in the fiscal year budget.

**[10:00 p.m. - Councilor Abdoo presented a motion to conduct Council business past 10:00 p.m. which was duly seconded by Councilor Laplante and unanimously [7-0] approved by the Council Members present [Councilor DePena and Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded]]**

Upon being granted the floor, Councilor Laplante explained how funds are appropriated outside the budget for this purpose.

Upon being granted the floor, Councilor De La Cruz suggested distributing the 25 workers that are hired throughout the 6 districts of the City to help clean all areas of the City.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present who voted unanimously [8-0] to approve the item as presented [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 150/18: Approved**

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## **XI. COMMITTEE REPORTS:**

### **Doc. 145/18: Lawrence Family Development & Education – Unpaid Invoice [23,251.42] – Iris V. Rivera – Budget and Finance Cmt. – Approved**

Councilor Payano presented a motion to take document 145/18 out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present.

### **Doc. 145/18: Approved**

### **Doc. 140/18: Office of Planning and Development – O’Connell Park/South Common -Phase II PARC Grant – [400,000.00] – Susan Fink, Manager of Financial & Administrative Services – Budget and Finance Cmt. – Approved**

Councilor Payano presented a motion to take document 140/18 out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0].

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present.

### **Doc. 140/18: Approved**

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**Doc. 11/18: Creation of City Council Standing Subcommittee on Education –  
Counc. De La Cruz – Ord. Cmt. - Tabled**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor De La Cruz.

Upon being granted the floor, Councilor Payano stated that an Education Subcommittee of the City Council may duplicate the purpose and functions of the Lawrence School Committee is required to perform within its jurisdiction.

Upon being granted the floor, Councilor De La Cruz explained that an Education Subcommittee of the City Council would assist with oversight and assistance to the Lawrence School Department and Lawrence School Committee on behalf of the Lawrence City Council.

Upon being granted the floor, Councilor Payano agreed with the good intention of the proposed Education Subcommittee and questioned whether the City Council has any legitimate authority to oversee the actions of an elected School Committee. A discussion ensued between Councilor Payano and Councilor De La Cruz regarding the matter presented.

Upon being granted the floor, Councilor Laplante informed the Council Members that the proposal presents an amendment to the City Council By-Laws which itself provided the appropriate manner by which the Council Rules may amended suggesting that the applicable City Council Rules should be followed.

Upon taking the floor, Council President Vasquez suggested that a proposed amendment should be drafted to reflect the exact amendment to be considered as provided by the Rule 25 of the Rules of the City Council entitled “Amendment of Rules”. A resulting draft could then be presented to the Council Member for review and consideration.

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Upon being granted the floor, Councilor Reyes presented a motion to “Table” the matter which was seconded by Councilor DePena and unanimously [8-0] approved by Council Members present.

**Doc. 11/18: Tabled**

**Doc. 82/18: Second Hand and Old Gold Dealer License – 92 Broadway –  
Jon M. Wolf – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 82/18: Approved**

**Doc. 84/18: Private Livery Service-New Alternative LLC-468 Canal Street-Detective Jose Flores, Lawrence Police Dept., Hackney Division Ord. Cmt. - Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item as presented. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 84/18: Approved**

**Doc. 87/18: Transient Vendor License – 68 Willow Street – Mario E. Giron – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the item presented which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 87/18: Approved**



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**Doc. 88/18: Disclosure by Municipal Employee – Robert Runge, Jr. – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item as presented which was seconded by Councilor Payano.

Council President Vasquez informed the Council Members that the item is presented to meet the requirements of the by the State Ethics Commission and State Law. The form filed is a public disclosure of municipal employment with the City of Lawrence who also provides additional services to the City of Lawrence outside their usual responsibilities employment as required by law and overseen by the State Ethic Commission. Council President Vasquez also informed the Council Members that Mr. Runge is a full time employee for the City of Lawrence Tax Collector's Office and the disclosure concerns the technical services provided to the City Election Division.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called the matter to the Council Members present for their consideration.

Upon the motion to approve presented by Councilor Reyes, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [8-0] to approve the item presented.

**Doc. 88/18: Approved**

**Doc. 90/18: The Love Out Loud Project – Request the use of the Campagnone Common for an event to create Unity and Love of Oneself on June 23, 2018 from 9am to 12:30pm – Loyda Dominguez – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the petition as presented. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 90/18: Approved**

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**Doc. 94/18: Transient Vendor License – 68 Willow Street – Manuel F. Barrios – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the petition as presented. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 94/18: Approved**

**Doc. 95/18: Groundwork Lawrence – Request use of the Ferrous Site for a Greenway 5K Road Race [Beginning @ Manchester Street Park] [August 12, 2018 - 7:30 am to 12pm – Lesly Melendez – Ord. Cmt. – Approved**

**Doc. 96/18: Groundwork Lawrence – Request use of the Campagnone Common for a Farmers Market from July 11<sup>th</sup> to October 24<sup>th</sup>, 2018 From 10am to 2pm – Lesly Melendez – Ord. Cmt. – Approved**

**Doc. 97/18: Groundwork Lawrence – Request use of the Sullivan Park for a Farmers Market from July 7<sup>th</sup> to October 27<sup>th</sup>, 2018 from 10am to 2pm – Lesly Melendez – Ord. Cmt. – Approved**

**Doc. 98/18: Groundwork Lawrence – Request to begin @ Manchester Street Park for Spickett River Clean on September 15, 2018 from 8am to 1pm – Lesly Melendez – Ord. Cmt. – Approved**

Upon being recognized, Councilor Reyes presented a motion to approve the above five petitions “as a block” informing the Council Members that all of the petitions were approved by the Ordinance Committee with a favorable recommendation. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 95/18: Approved**

**Doc. 96/18: Approved**

**Doc. 97/18: Approved**

**Doc. 98/18: Approved**

**Doc. 99/18: Groundwork Lawrence – Request use of the Campagnone Common for an Earth Day/Comcast Cares Day on April 21<sup>st</sup>, 2018 from 8am to 1pm – Lesly Melendez – Ord. Cmt. – Withdrawn**

Upon being granted the floor Councilor Reyes presented a motion to “withdraw” the petition presented informing the Council Members that the item had been previously approved by the Council Members and the event

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was held on April 21, 2018 as scheduled. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 99/18: Withdrawn**

**Doc. 102/18: City of Lawrence Mayor's Health Task Force – Request use of the O'Connell South Common for a SALSA Festival on Saturday, June 2, 2018 from 10am to 3pm – Elecia Miller – Ord. Cmt. – Approved**

**Doc. 103/18: City of Lawrence Mayor's Health Task Force – Request use of the Campagnone Common for a Lawrence Ciclovía on Sunday, August 5<sup>th</sup> and September 9<sup>th</sup>, 2018 from 3pm to 7pm – Elecia Miller – Ord. Cmt. – Approved**

Upon being recognized, Councilor Reyes presented a motion to approve the above two petitions “as a block” informing the Council Members that all of the petitions were approved by the Ordinance Committee with a favorable recommendation. The motion was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 102/18: Approved**

**Doc. 103/18: Approved**

**Doc. 115/18: Iglesia De Dios Pentecostal - Request use of various parks for Preaching the Word of God – Corner of Newbury and Garden Streets on July 2<sup>nd</sup>, July 23<sup>rd</sup>, August 13<sup>th</sup>, September 3<sup>rd</sup> & September 24<sup>th</sup>; Cronin Park on July 9<sup>th</sup>, July 30<sup>th</sup>, August 20<sup>th</sup> & September 10<sup>th</sup>; Reviviendo Park on July 16<sup>th</sup>, August 6<sup>th</sup>, August 27<sup>th</sup> & Sept. 17, 2018 from 5pm to 7pm-Apolinar Pita, Pastor – Ord. Cmt. - Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 115/18: Approved**

**Doc. 119/18: Methuen Gospel Hall – Request use of the Campagnone Common for a Vacation Bible School on August 13<sup>th</sup> through August 17<sup>th</sup>, 2018 [5pm to 7pm] – Mark Quitadamo – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a

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motion to approve the petition, as seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 119/18: Approved**

**Doc. 132/18: Identification Badges for Council Members – Counc. Levy – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item as seconded by Councilor Payano.

Upon being granted the floor, Councilor Levy explained the necessity and purpose for requesting identification badges to be provided to the Council Members.

Upon being granted the floor, Councilor Laplante stated he often uses a business card with his City Council information appearing on it for identification if needed.

Upon being granted the floor, Councilor De La Cruz spoke in support of the item.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the item to the attention of the Council Members who voted to approve the item by roll call vote as follows: Yes-6; No-1; Present-1; Absent-1

Council Vice President Jeovanny Rodriguez - Absent  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Present  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes -Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 132/18: Approved**

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**Doc. 139/18: Portuguese American Club – Request permission to hold a Soao Joao Feast/Members Picnic @ 2 Saratoga Street on June 23<sup>rd</sup> 2018 from 10am to 12pm & August 25<sup>th</sup>, 2018 from Noon to 9pm – Richard Medeiros – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor DePena and unanimously approved by the Council Members present [8-0].

**Doc. 139/18: Approved**

**Doc. 143/18: District A Neighborhood Association-Request use of the Parthum School for a Walk-A-Thon on June 16, 2018 from 8am to 1pm Counc. De La Cruz – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 143/18: Approved**

**Doc. 146/18: Ministerio Por El y Para El – Request the closing of Broadway and Common Street – for a Cry Out for the Peace and Bless the City on August 12, 2018 from 5pm to 9pm – Jessica Aquino – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 146/18: Approved**

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**Doc. 144/18: Pre-budget public hearing a year end review [sec. 2.04.010] – Counc. Payano – Budget and Finance Cmt. – Withdrawn**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee without a recommendation. The motion was seconded by Councilor Abdoo and unanimously [8-0] received by the Council Members present.

Upon being granted the floor, Councilor Laplante informed the Council Members that the item was presented before the Budget & Finance Committee in accord with the City Ordinance referenced and stated that the purpose of the ordinance has been met without any additional action required by the Budget & Finance Committee or the Council Members. Councilor Laplante presented a motion to withdraw the item from the City Council Agenda. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present.

**Doc. 144/18: Withdrawn**

**XII. WITHDRAWALS:**

**Doc. 100/18: No Parking – Corner of Prospect and Haverhill Streets – Counc. Levy – Ord. Cmt. –Withdrawn**

**Doc. 101/18: No Parking – Corner of Prospect and Fulton Streets – Counc. Levy – Ord. Cmt. – Withdrawn**

**Doc. 122/18: Orchard Street – DELETE from Winter Parking Ordinance [sec. 10.36.031] – Counc. Reyes – Ord. Cmt. –Withdrawn**

Upon being recognized, Councilor Payano presented a motion to consider the above three items “as a block” for the purpose of presenting a recommendation for their withdrawal from the City Council Agenda. The motion was seconded by Councilor Abdoo and unanimously approved [8-0] by the Council Members present.

Upon continuing, Councilor Payano presented a motion to withdraw the above items from the City Council Agenda and informed the Council Members that the purpose of each of the items has been addressed by other means and no action by the City Council Members is necessary. The motion was seconded by Councilor Abdoo

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and Council Members present voted unanimously [8-0] to withdraw the above three items from the City Council Agenda.

**Doc. 100/18: Withdrawn**

**Doc. 101/18: Withdrawn**

**Doc. 122/18: Withdrawn**

**VIII. OLD BUSINESS:** - None

**IX. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
66/15	Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance – Council Pres. Maldonado - Public Hrg [closed 6-16-15]
212/15	Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
337/15	E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
72/16	Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
341A/16	Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
125/17	Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
151/17	Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
162/17	Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
221/17	Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending-Traffic Study Ordered
308/17	Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
342/17	Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
392/17	Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [tabled 2-6-18]

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- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [tabled 2-6-18]  
 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [tabled 2-6-18]

### **XIII. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 151/18 Neighborhood Block Party-Intersection of Nesmith Street and Essex Street-June 16<sup>th</sup>, 2018 from 11am to 4pm-Maggie Church – Ref. to Ord. Cmt.
- 152/18 Up Academy Oliver – Request to hold an Annual Block Party on June 8<sup>th</sup>, 2018 [Rain Date: June 15<sup>th</sup>, 2018] from 3:30pm to 6:30pm @ Lebanon Street between Lawrence and Amesbury Streets - Kourtney Suliveras, Special Projects Coordinator – Ref. to Ord. Cmt.
- 153/18 Old Gold Dealer License – 36 Jackson Street – Francisco Marcelino, Brothers Jewelry – Ref. to Ord. Cmt.
- 154/18 Groundwork Lawrence – Request use of Ferrous Site to hold “The Story of Us: Our City, Our Story, Our World Event” on May 14<sup>th</sup>, 2018 from 5pm to 7pm – Caitlin Abber/Green Team – Ref. to Ord. Cmt.
- 155/18 Handicapped Parking – 34 Beacon Avenue, Apt. 50.3 – Jenny Perez – Ref. to Ord. Cmt.
- 156/18 Lawrence Neighborhood Association – Request use of the South Lawrence Common for a National Night Out on Monday, August 6<sup>th</sup>, 2018 and Tuesday, August 7<sup>th</sup>, 2018 from 5pm to 8pm – Keith Wlodyka – Ref. to Ord. Cmt.
- 157/18 Greater Lawrence Community Action Council, Inc. – Request use of the Campagnone Common for a GLCAC Annual Resource Fair on August 15<sup>th</sup>, 2018 [Rain Dates August 16<sup>th</sup> and August 17<sup>th</sup>, 2018] from Noon to 4pm – Rosa Talero – Ref. to Ord. Cmt.
- 158/18 Unidos en un Solo Espíritu Shalom Adonai – Request use of the Scarito Park for a “Preach the Word of God Event” on June 30<sup>th</sup>, 2018 from 2pm to 7pm – Gladys Reyes – Ref. to Ord. Cmt.
- 159/18 Handicapped Parking – Front of 17 Tremont Street – Council Vice Pres. Rodriguez – Ref. to Ord. Cmt.
- 160/18 Transient Vendor License – 76 Newbury Street – Francisco A. Valdez – Ref. to Ord. Cmt.
- 162/18 Taxi Medallion Transfer – Detective Jose Flores, Lawrence Police Department, Hackney Unit – Ref. to Ord. Cmt.
- 163/18 Water and Sewer Department - Contract Authorization – Operation & Maintenance of City’s Drinking Water Treatment – Brian Peña, Commissioner – Ref. to Budget & Finance Cmt.
- 164/18 Blanco Arriba Presente – Request to use the Manchester Street Park for a Day with Blanco Arriba Presente Family on Sunday, August 26<sup>th</sup>, 2018 from 12pm to 7pm – Ricardo De Jesus – Ref. to Ord. Cmt.
- 166/18 Second Hand Dealer License – 9 Broadway – Idalia Flores/All Checks Cashed, Inc.-Ref. to Ord. Cmt.
- 167/18 Office of the Finance Director – Financial Review for Quarter ending March 31, 2018 – Mark Ianello, Finance Director – Ref. to Budget & Finance Cmt.
- 168/18 Americans with Disabilities Act: Investigation of City of Lawrence Regarding Polling Place Accessibility – U.S. Department of Justice – [Executive Session Anticipated– Charles D. Boddy, City Attorney – Ref. to Committee of the Whole
- 169/18 Job Postings Discussion – Counc. Payano – Ref. to Pers. Cmt.



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170/18        National Grid – Common Street – Installation of underground storage facilities – Dave Johnson, Supervisor, Distribution Design –Ref. to Ord. Cmt.

Upon being granted the floor, Councilor Payano presented a motion to send correspondence to Personnel Director Bonet to attend the next Personnel Meeting. The motion was seconded by Councilor De La Cruz and unanimously [8-0] approved by Council Members present [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**XIV. ADJOURNMENT:**

Upon Motion of Councilor Payano duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn [8-0].

**ADJOURNED  
(10:40p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE SPECIAL MEETING  
OF THE LAWRENCE CITY COUNCIL**

**DATE: Thursday, May 3, 2018**

A SPECIAL MEETING of the City Council was held on **Thursday, May 3, 2018** at 7: 04 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Present;  
Councilor David Abdoo [District E Councilor] – Absent;  
Councilor Pavel Payano [Councilor At Large] — Absent;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Present;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

Approximately Three [3] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. PUBLIC PARTICIPATION: None.**

**II. PUBLIC HEARINGS: None.**

**III. Communication from Mayor, City Officials and City Attorney: None**

**IV. Appropriations-Orders-Resolutions: None.**

**VI. COMMITTEE REPORTS: None.**

**VII. WITHDRAWALS: None.**

**VIII. OLD BUSINESS: None.**

**IX. TABLED MATTERS: None.**

**X. NEW BUSINESS:**

[Thursday May 3, 2018]

**Doc. 175/18 Nomination to Appoint Roy Vasque as Chief of the Lawrence Police Department-  
Mayor Dan Rivera [recv'd 4-30-18]-Ref. Pers. Cmt.**

Council President Vasquez introduced the above item informing the Council Members that the item has been submitted to the City Council for its review and consideration. He state that the item is presented as “New Business” and is being referred to the Personnel Committee for further proceedings.

**Xii. ADJOURNMENT:**

Upon Motion of Council Vice President Rodriguez duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn [7-0].

**ADJOURNED  
(7:10p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, May 15, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, May 15, 2018** at 7: 05 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Present;  
Councilor David Abdoo [District E Councilor] – Present;  
Councilor Pavel Payano [Councilor At Large] — Absent at roll call;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Present;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor Payano arrived at 7:19 p.m.

**Other attendance matters:**

Approximately Fifty-two [52] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted May 1, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Abdoo to approve the minutes as presented duly seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve the minutes [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

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## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA requested that Mayor Rivera support the Lawrence Police Department, Acting Police Chief Roy Vasque, and to support a contract being negotiated for the Lawrence Police Officers. He stated that the Mayor should also support the Lawrence Fire Department, Department of Public Works, Lawrence Public Schools, Lawrence School Teachers and the unions representing employees of these departments. He commented on the good work being performed by Teacher's Union Steward Frank McLaughlin.

Richard Russell 34 Cross Street, Lawrence, MA stated the City of Lawrence should reduce expenses by eliminating City Council Badges recently approved by vote the City Council. He suggested the item presented by Comcast to install underground conduit should be "tabled". He requested that the City Council Personnel Subcommittee Meeting of May 8, 2018 be placed on television for public viewing as soon as possible since it involves the consideration and vote on the Mayoral recommendation of Acting Chief Vasque to be appointed Chief of Police. Mr. Russell suggested that Council Members who are not appointed to be Members of any of the City Council Subcommittees should be permitted to attend and participate at the Subcommittee Meetings.

Erving Severino, 16 Washington Street, Lawrence, MA thanked the Lawrence Police Department for the work done for Veterans.

Juan Hidalgo, 59 Essex Street, Lawrence, MA spoke in support of the appointment of Acting Police Chief Roy Vasque to be appointed as Chief of the Lawrence Police Department.

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### **III. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

#### **Doc. 196/18: FY 19 Proposed Budget – Mayor Rivera – Ref. to Budget & Finance Cmt. – Public Hearing Ordered and Ref. to Budget & Finance Cmt.**

Upon being recognized, Councilor Laplante presented a motion to take document 196/18 out of the order appearing on the City Council Agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0][Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Mayor Rivera addressed the City Council Members providing a summary review of the proposed 2019 Fiscal Year Budget and the proposed 2019 Capital Improvement Budget presented for consideration of approval by the Council Members in the course of deliberation over the upcoming weeks.

#### **[7:19 p.m. - Councilor Payano arrived to the City Council Session]**

Council President Vasquez informed the Council Members that there are two FY 2019 Budget documents submitted by the Finance Department and received by the Office of the City Clerk; One submitted and received on May 10, 2018 and a second document received and submitted on May 11, 2018. A discussion ensued among the Council Members concerning the two proposed FY 2019 Budget documents submitted and received.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to “reject” the proposed FY 2019 Budget document submitted by the Finance Department on behalf of Mayor Rivera and received in the Office of the City Clerk dated May 11, 2018. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

Upon being granted the floor, Councilor Laplante presented a motion to order a public hearing on the proposed FY 2019 Budget document submitted by the Finance Department on behalf of Mayor Rivera and received in the Office of the City Clerk and dated May 11, 2018. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present to order a public hearing on the proposed FY 2019

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Budget as submitted by the Finance Department on behalf of Mayor Rivera as received by the Office of the City Clerk dated May 11, 2018.

Council President Vasquez then referred the matter to the Budget and Finance Committee for further proceedings.

**Doc. 196/18: Public Hearing Ordered and Ref. to Budget & Finance Cmt.**

**IV. PUBLIC HEARINGS: - None**

**VI. COMMITTEE REPORTS:**

**Doc. 175/18: Nomination to Appoint Roy Vasque as Chief of the Lawrence Police Department - Mayor Dan Rivera [rec'd 4-30-18] - Pers. Cmt. – Approved**

Councilor Abdoo presented a motion to take document 175/18 out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel Committee informing the Council Members that the report presented recommends the appointment of Roy Vasque be appointed as the Chief of the Lawrence Police Department. He further stated that the Personnel Committee voted to provide a favorable recommendation for consideration of the Council Members and presented the report in the form of a motion to approve the appointment of Acting Chief Roy Vasque to be approved as the Chief of the Lawrence Police Department. The motion was seconded by Councilor Reyes.

Councilor Abdoo continued by informing the Council Members that the Police Chief Selection Committee met with the assistance of Personnel Director Frank Bonet and conducted interviews of four applicants seeking appointment and approval as Chief of the Lawrence Police. As a result of the interview and review process the Selection Committee recommends the Council Members favorably consider the appointment of Captain Roy Vasque as permanent Chief of the Lawrence Police Department. Councilor Abdoo spoke in support of the

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recommendation stating that he supports the approval of the recommendation and that he will vote in favor of the appointment of Roy Vasque as Chief of the Lawrence Police Department.

Upon being recognized, Mayor Rivera addressed the City Council stating the reasons for presenting his recommendation and support of Captain Roy Vasque to be approved by the City Council Members as Chief of the Lawrence Police Department. Mayor Rivera presented a summary and review of the record of service of Roy Vasque as a member of the Lawrence Police Department as a Patrolman, a Detective and presently the Acting Chief of the Lawrence Police Department.

Upon being granted the floor, Councilor Laplante posed questions to Acting Chief Vasque concerning his opinion and approach to the opioid epidemic in the City of Lawrence. In response, Acting Chief Vasque stated the crisis requires is an epidemic that required national attention and resolution. He stated that the approach of the Lawrence Police Department has been and will continue to be an attack of the use and distribution “street by street”. He also stated that treatment programs need to be in place citing the H.E.L.P. Program initiated in Lawrence by the Lawrence Police Department as being a positive and effective approach.

Upon being granted the floor Councilor Payano inquired about the efforts that would be supported to modernize the Lawrence Police Department and how the Lawrence Police may interact positively with the public to obtain better results. In response, Acting Chief Vasque stated that officers need to be present “in the community” by the use of active foot patrols, bicycle patrols and continuous and ongoing neighborhood discussions. Councilor Payano asked how Community respect and support could be improved – Acting Chief Vasque responded by stating that Mayor Rivera has hired and will likely continue to hire police officers of Latino descent to enhance the enforcement efforts of the Lawrence Police by improving the connection officers have to the Community being served. Councilor Payano stated that recruiting officers from within the Community may be of greater assistance to help law enforcement who may be from the neighborhood they police. Acting Chief Vasque commented that an increasing number of Lawrence Police Officers reside in Lawrence which helps them better



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serve the neighborhoods. He also stated Lawrence is on the forefront of actively recruiting and hiring more female officers than any other community.

Upon being granted the floor, Council Vice President Rodriguez asked about enforcement of narcotic laws. Acting Chief Vasque stated that the combined efforts of the Narcotics Unit, the Gang Unit and the Stolen Motor Vehicle Union work to jointly stem crime across the spectrum of these offenses which are often intertwined with each other. He stated that the approach has been a productive response to avert many of these crimes that are connected to one another through better communication between the officers in each of these enforcement units to recognize offenders and potential offenders. Council Vice President Rodriguez also inquired about the approach he would stake toward domestic violence - Acting Chief Vasque stated that providing professional assistance to victims of domestic violence to break the “cycle of violence” and “victimization” that is inherent to the problem serves the victim and the community by reducing the occurrence of offenses. He informed the Council Member that the Lawrence Police Department maintains a 97% clearance rate of arrest in regard to crimes of domestic violence. Council Vice President Rodriguez asked about the expectation to assign female officers as detectives – In response, Acting Chief Vasque stated that he favors assigning more female officers as detectives but that will take some time to put into place. Council Vice President Rodriguez asked about the organizational structure of the Lawrence Police Departmental and how it may be adjusted to improve service – In response, Chief Vasque stated that more officers are needed and are being assigned to patrol the neighborhoods which helps effective response and response time to street crime. Council Vice President Rodriguez also inquired about the extended use of Community Police Officers. Acting Chief Vasque stated that Auxiliary Police are a useful and important part of law enforcement in the City of Lawrence by providing services that would otherwise be required of full time police officers which allows Lawrence Police Officers to be assigned to tasks that require their attention and abilities.

Upon being granted the floor, Councilor De La Cruz stated that there is considerable community support to approve the appointment of Roy Vasque as Chief of the Lawrence Police Department and thanked him for his hard work and being responsive to inquiries and requests.

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Upon being granted the floor, Councilor Reyes stated that Mayor Rivera has been open to comments and suggestions which resulted in the nomination of Captain Roy Vasque to the position of Police Chief. Councilor Reyes also stated that there is a noticeable improvement in the service provided by the Lawrence Police and the approved appointment of Roy Vasque will continue the positive trend.

Upon being granted the floor, Councilor DePena stated that the Chief of Police needs to work with the community and asked questions about methods that will be used to reduce street crime and prostitution along the Broadway corridor. In response, Chief Vasque stated that an increased presence and visibility along Broadway and other high crime areas will help curb crime in those areas commenting that the basis of most of not all street crime activity is related to substance abuse that needs to be addressed in order to reduce crime. Councilor DePena commented that police officers need to speak and understand Spanish in order to properly serve the community made up mostly of people of Hispanic descent. Acting Chief Vasque stated hiring officers fluent in Spanish is a priority which only improves service in the neighborhoods.

Upon being granted the floor, Councilor Levy commented that the City of Lawrence faces many challenges and asked if there is any plan to approach these difficulties over the next two years. In response, Acting Chief Vasque stated that the Lawrence Police are committed to improving service which can be achieved with improved training. He stated that one of his goals is to work toward the construction of a new police station stated that the current facility is in poor condition and is not suitable as a public safety building needed to properly serve the public. Councilor Levy asked what he would change currently - Acting Chief Vasque stated that he expects the Lawrence Police Department will be able to provide improved service and will be more responsive to the community within two years.

Upon taking the floor, Council President Vasque stated that there was recently an impromptu meeting of business community members on Essex Street where Acting Chief Vasque was observed interacting with the business owners concerning policing matters stating that he was encouraged by the interaction and responsiveness shown.

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Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted unanimously [9-0] to approve the appointment of Captain Roy Vasque as Chief of the Lawrence Police Department.

**Doc. 175/18: Approved**

**[8:22 p.m. - Council Vice President Rodriguez presented a motion to recess Council proceedings which was duly seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present]**

**[8:45 p.m. - Councilor Laplante presented a motion to resume the Lawrence City Council Meeting which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0]]**

**VII: Communication from Mayor, City Officials & City Attorney:**

**Doc. 133/15: Lawrence Trust Act – Lawrence Police Report of 01-24-18 – Roy Vasque, Police Chief – Ref. to Public Safety Cmt.**

Council President Vasquez called the above item to the attention of the Council Members as appearing on the Agenda which was referred as indicated.

**Doc. 133/15: Ref. to Public Safety Cmt.**

**Doc. 194/18: Proposed Five-Year Capital Improvement Plan [also posted under New Business section] – Mayor Dan Rivera – Public Hearing order & ref. to Budget & Finance Cmt.**

Upon being recognized, Council Vice President Rodriguez presented a motion to order a public hearing on the above item which was seconded by Councilor Reyes and unanimously approved by the Council Members present voting unanimously [9-0] to order a public hearing on the item.

Council President Vasquez then referred the item to the Budget & Finance Committee for further proceedings.

**Doc. 194/18: Public Hearing ordered and Ref. to Budget & Finance Cmt.**

**Doc. 195/18: Proposed Five-Year Financial Forecast and Users' Guide and Assumptions – Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above item to the attention of the Council Members as appearing on the Agenda which was referred as indicated.

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**Doc. 195/15: Ref. to Budget & Finance Cmt.**

**VIII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 190/18: Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante - Ref. to Ord. Cmt.**

**Doc. 185/18: Appropriation Transfer – Lawrence Public Library – From: Personnel Services to Repair and Maintenance - [84,000.00] – Jessica Valentin, Library Director – Ref. to Budget & Finance Cmt.**

**Doc. 197/18: Appropriation Transfer – Office of Budget and Finance – From: Court Judgment Account to City Attorney’s Salary Account – [84,590.00] – Mark J. Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above three items to the attention of the Council Members as appearing on the Agenda which were each referred as indicated.

**Doc. 190/18: Ref. to Ord. Cmt.**

**Doc. 185/18: Ref. to Budget & Finance Cmt.**

**Doc. 197/18: Ref. to Budget & Finance Cmt.**

**Doc. 173/18: Appropriation Transfer-Dept. of Public Works-Transfer from Retained Earnings to Special Project Fund for the Procurement of Equipment and Projects [1,050,000.00] – Carlos Jaquez, Director of Public Works and Brian Peña, Water Commissioner – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Laplante informed the Council Members the intended cost and expense to be used to improve fire hydrant use and maintenance.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted unanimously [8-0] to approve the Appropriation Transfer [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 173/18: Approved**

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**Doc. 174/18: Appropriation Transfer-Dept. of Public Works-Transfer from Personal Services [Obj. 5110] to Other Assessments [Obj. 5650] for GLSD Q4 Assessment [348,500.00] –Carlos Jaquez, Director of Public Works and Brian Peña, Water Commissioner –Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 174/18: Approved**

#### **IX. COMMITTEE REPORTS:**

**Doc. 355/17: Mobilitie Small Cell Utility [#3] - Maple St. and Lawrence St.-  
Eric Kallio, Manager-Ord. Cmt. & Public Hearing Ordered**

**Doc. 357/17: Mobilitie Small Cell Utility [#3] – Chandler St. & Medford St.-  
Eric Kallio, Manager-Ord. Cmt. & Public Hearing Ordered**

**Doc. 358/17: Mobilitie Small Cell Utility [#3] – Hancock St. & Leonard Ave-  
Eric Kallio, Manager-Ord. Cmt. & Public Hearing Ordered**

**Doc. 359/17: Mobilitie Small Cell Utility [#3] – Haverhill St. & Union St. –  
Eric Kallio, Manager -Ord. Cmt. & Public Hearing Ordered**

**Doc. 360/17: Mobilitie Small Cell Utility [#3] – Lexington St. & Lawrence St.-  
Eric Kallio, Manager-Ord.Cmt. & Public Hearing Ordered**

**Doc. 361/17: Mobilitie Small Cell Utility [#3] – Newbury St. & Common St. –  
Eric Kallio, Manager-Ord. Cmt. & Public Hearing Ordered**

**Doc. 362/17: Mobilitie Small Cell Utility [#3] – Prospect St. & General St. –  
Eric Kallio, Manager-Ord. Cmt. & Public Hearing Ordered**

**Doc. 363/17: Mobilitie Small Cell Utility [#3] – Hampshire St. & Common St.-  
Eric Kallio, Manager-Ord. Cmt. & Public Hearing Ordered**

**Doc. 364/17: Mobilitie Small Cell Utility [#3] – Fairmont St. & Auburn St. –  
Eric Kallio, Manager-Ord. Cmt. & Public Hearing Ordered**

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**Doc. 365/17: Mobilitie Small Cell Utility [#3] – Tremont St. & Broadway [Rt. 28]-  
Eric Kallio, Manager-Ord. Cmt. & Public Hearing Ordered**

Upon being recognized, Councilor Reyes presented a motion to consider the above petitions “in a block” for the purpose of reporting recommendation of the Ordinance Committee as to each item. The motion was seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

Councilor Reyes provided the report of the Ordinance Committee recommending the City Council Members enter an order for a public hearing on each item presenting the report as a motion to order a public hearing. The motion was seconded by Councilor Levy and the Council Members unanimously voted [9-0] to order a public hearing on the following petitions:

**Doc. 355/17: Public Hearing Ordered**  
**Doc. 357/17: Public Hearing Ordered**  
**Doc. 358/17: Public Hearing Ordered**  
**Doc. 359/17: Public Hearing Ordered**  
**Doc. 360/17: Public Hearing Ordered**  
**Doc. 361/17: Public Hearing Ordered**  
**Doc. 362/17: Public Hearing Ordered**  
**Doc. 363/17: Public Hearing Ordered**  
**Doc. 364/17: Public Hearing Ordered**  
**Doc. 365/17: Public Hearing Ordered**

**Doc. 368/17: New Cingular Wireless PCS [AT&T][#2] – 68 Tenney Street –  
Michael Gentile – Ord. Cmt. & Public Hearing Ordered**

**Doc. 369/17: New Cingular Wireless PCS [AT&T][#2] – 1 General Street –  
Michael Gentile – Ord. Cmt. & Public Hearing Ordered**

**Doc. 370/17: New Cingular Wireless PCS [AT&T][#2] – 1 Patton Street –  
Michael Gentile – Ord. Cmt. & Public Hearing Ordered**

**Doc. 371/17: New Cingular Wireless PCS [AT&T][#2] – 82 Sunset Avenue –  
Michael Gentile – Ord. Cmt. & Public Hearing Ordered**

**Doc. 372/17: New Cingular Wireless PCS [AT&T][#2] – 48 Fairmont Street –  
Michael Gentile – Ord. Cmt. & Public Hearing Ordered**

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**Doc. 373/17: New Cingular Wireless PCS [AT&T][#2] – 269 Jackson Street – Michael Gentile – Ord. Cmt. & Public Hearing Ordered**

Upon being recognized, Councilor Reyes presented a motion to consider the above petitions “in a block” for the purpose of reporting recommendation of the Ordinance Committee as to each item. The motion was seconded by Councilor DePena and unanimously approved by the Council Members present [9-0].

Councilor Reyes provided the report of the Ordinance Committee recommending the City Council Members enter an order for a public hearing on each item presenting the report as a motion to order a public hearing. The motion was seconded by DePena and the Council Members unanimously voted [9-0] to order a public hearing on the following petitions:

**Doc. 368/17: Public Hearing Ordered**  
**Doc. 369/17: Public Hearing Ordered**  
**Doc. 370/17: Public Hearing Ordered**  
**Doc. 371/17: Public Hearing Ordered**  
**Doc. 372/17: Public Hearing Ordered**  
**Doc. 373/17: Public Hearing Ordered**

**Doc. 408/17: Handicapped Parking – 172 Prospect Street – Counc. Ortiz – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor DePena and unanimously approved by the Council Members present [9-0].

**Doc. 408/17: Public Hearing Ordered**

**Doc. 28/18: Handicapped Parking–21 Beacon Street Apt. 42-04–Magaly Anderson – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor DePena and unanimously approved by the Council Members present [9-0].

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**Doc. 28/18: Public Hearing Ordered**

**Doc. 36/18: Handicapped Parking – 32 Chandler Street – Rafael Rosario Ramos –  
Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor DePena and unanimously approved by the Council Members present [9-0].

**Doc. 36/18: Public Hearing Ordered**

**Doc. 60/18: Pick Up and Drop Off Zone- 62 Park Street-Head Start-GLCAC –  
Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 60/18: Public Hearing Ordered**

**Doc. 79/18: Handicapped Parking – 29 Swan Street – Carmen Devora –  
Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 79/18: Public Hearing Ordered**

**Doc. 80/18: Parking – 101 Union Street – 20 Minute – Counc. DePena–  
Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a



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motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 80/18: Public Hearing Ordered**

**Doc. 81/18: National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures on Norris Street – Dave Johnson, National Grid, Engineering Dept. & Karen Levesque, Verizon, New England, Inc., Manager/Right of Way – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor DePena and unanimously approved by the Council Members present [9-0].

**Doc. 81/18: Public Hearing Ordered**

Upon the motion of Councilor Reyes, seconded by Council Vice President Rodriguez, the following two items were unanimously approved by the Council Members present [9-0] to consider them as a block and to order a public hearing on each item.

**Doc. 85A/18: Rental Insurance Policy Requirement for All Rental Units – Sec. 15.12.010] – Definitions - Counc. Payano – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing be ordered on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 85A/18: Public Hearing Ordered**

**Doc. 85B/18: Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] -Counc. Payano – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing be ordered on the measure presented. The report was presented in the

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form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 85B/18: Public Hearing Ordered**

**Doc. 86/18: Handicapped Parking – 1 Bunkerhill Street [on Myrtle Street Side near the driveway] – Sonia Ramos – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing be ordered on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 86/18: Public Hearing Ordered**

**Doc. 89/18: Department Heads – Quarterly Reports [Sec. 2.04.135] – Counc. Payano – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing be ordered on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

**Doc. 89/18: Public Hearing Ordered**

**Doc. 109/18: Handicapped Parking – 45 Bigelow Street – Counc. Abdoo – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing be ordered on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

**Doc. 109/18: Public Hearing Ordered**

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**Doc. 120/18: Lighttower Fiber Networks - Request to place underground conduit [Canal and Appleton Streets]-Shelly Cullen, Fiber Engineer-Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing be ordered on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 120/18: Public Hearing Ordered**

**Doc. 133/18: An Ordinance for Regulations and Procedures for Surveillance Technology-Counc. Payano – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing be ordered on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 133/18: Public Hearing Ordered**

**Doc. 152/18: Up Academy Oliver – Request to hold an Annual Block Party on June 8<sup>th</sup>, 2018 [Rain Date: June 15<sup>th</sup>, 2018] from 3:30pm to 6:30pm @ Lebanon Street between Lawrence and Amesbury Streets - Kourtney Suliveras, Special Projects Coord. – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 152/18: Approved**

**Doc. 153/18: Old Gold Dealer License – 36 Jackson Street – Francisco Marcelino, Brothers Jewelry – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a

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motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 153/18: Approved**

**Doc. 156/18: Lawrence Neighborhood Association – Request use of the South Lawrence Common for a National Night Out on Monday, August 6<sup>th</sup>, 2018 and Tuesday, August 7<sup>th</sup>, 2018 from 5pm to 8pm – Keith Wlodyka – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 156/18: Approved**

**Doc. 157/18: Greater Lawrence Community Action Council, Inc. – Request use of the Campagnone Common for a GLCAC Annual Resource Fair on August 15<sup>th</sup>, 2018 [Rain Dates August 16<sup>th</sup> and August 17<sup>th</sup>, 2018] from Noon to 4pm – Rosa Talero – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 157/18: Approved**

**Doc. 158/18: Unidos en un Solo Espíritu Shalom Adonai – Request use of the Scarito Park for a “Preach the Word of God Event” on June 30<sup>th</sup>, 2018 from 2pm to 7pm – Gladys Reyes – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 158/18: Approved**

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**Doc. 162/18: Taxi Medallion Transfer – Detective Jose Flores,  
Lawrence Police Department, Hackney Unit – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 162/18: Approved**

**Doc. 164/18: Blanco Arriba Presente – Request to use the Manchester Street Park for a Day with Blanco Arriba Presente Family on Sunday, August 26<sup>th</sup>, 2018 from 12pm to 7pm –  
Ricardo De Jesus – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 164/18: Approved**

**Doc. 166/18: Second Hand Dealer License – 9 Broadway –  
Idalia Flores/All Checks Cashed, Inc. – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [9-0].

**Doc. 166/18: Approved**

**Doc. 170/18: National Grid – Common Street – Installation of underground storage facilities – Dave Johnson, Supervisor, Distribution Design- Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing be ordered on the petition presented. The report was presented in the

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form of a motion to order a public hearing which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [9-0].

**Doc. 170/18: Public Hearing Ordered**

**Doc. 118/18: City Clerk Fee Adjustments – William J. Maloney, City Clerk –  
Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee without a recommendation. The motion was seconded by Councilor Reyes and unanimously [9-0] received by the Council Members present.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item as presented. The report was presented in the form of a motion to approve the item as seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante stated he will be voting against the item.

Upon being granted the floor, Councilor Payano stated that the proposed fees are consistent with the other communities.

Upon being granted the floor, Councilor De La Cruz asked about the comparison with other communities.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted by roll call vote to approve the item as follows: Yes-8; No-1

Council Vice President Jeovanny Rodriguez - Yes

Councilor Brian DePena - Yes

Councilor Maria De La Cruz - Yes

Councilor Pavel Payano - Yes

Councilor David Abdoo - Yes

Councilor Marc Laplante – No

Councilor Anna Levy - Yes

Councilor Estela Reyes - Yes

Council President Kendrys Vasquez – Yes

**Doc. 118/18: Approved**

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**Doc. 137/18: New Voting Machines – Purchase and Approval Process –  
William J. Maloney, City Clerk – Budget and Finance Cmt. – Received**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee without a recommendation as seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Levy stated that the voting machines currently in service are 28 years old and are showing signs that they may fail in upcoming elections. She stated that new voting machines need to be purchased to assure votes are accurately counted without machine error or breakdowns.

Upon being granted the floor, Councilor Payano stated he was aware of machine failure during the last City Election in 2017 and failed voting machines give the public appearance that the election results may not be reliable. He stated that the voting machines being used are getting old and need to be replaced. He inquired including the purchase of new voting machines as an item on the Capital Improvement Plan [CIP] asking Finance Director Ianello if voting machines are on any current improvement plan. In response, Finance Director Ianello stated that City Clerk Maloney has submitted a request for the purchase of new voting machines as a CIP plan and suggested that he would look into the matter.

Council President Vasquez stated that the item be referred for inclusion with the CIP.

Upon being granted the floor, Councilor De La Cruz spoke in support of the item as an improvement of the election process.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to receive the report of the Budget & Finance Committee and the Council Members present voted unanimously [9-0] received by Council Members present.

**Doc. 137/18: Report Received**

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**Doc. 167/18: Office of the Finance Director – Financial Review for Quarter Ending March 31, 2018 – Mark Ianello, Finance Director – Budget and Finance Cmt. - Received**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] received by the Council Members present.

**Doc. 167/18: Received**

**X. OLD BUSINESS:**

**Doc. 163/18: Water and Sewer Department - Contract Authorization – Operation & Maintenance of City’s Drinking Water Treatment – Brian Peña, Commissioner - Approved**

Upon being granted the floor, Councilor Abdoo presented a motion to approve the item presented. The motion was seconded by Councilor Reyes and unanimously [8-0] approve by Council Members present [Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 163/18: Approved**

**XI. COMMITTEE REPORTS:**

**Doc. 105/18: 2017 Annual Report from Lawrence Fire Department Request – Counc. Payano – Public Safety Cmt. – Received**

At the request of Council President Vasquez, Councilor Payano presented a motion to receive the report of the Public Safety Committee. The motion was seconded by Councilor Reyes and unanimously [8-0] received by the Council Members present [Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 105/18: Received**

**[9:13 p.m. - Council President Vasquez left the Council Chamber – Council Vice President Rodriguez presiding over the Council Meeting]**

**Doc. 148/18: Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt. - Tabled**

Upon being granted the floor, Councilor Payano presented a motion to “Table” the item presented. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [7-0].



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[Councilor Laplante and Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 148/18: Tabled**

**XII. WITHDRAWALS:**

**Doc. 65/14: TIF'S in the City – Request to be updated – Counc. Almonte [invited for 3/19<sup>th</sup>] – A.Vega and F. O'Connor requested to provide information - Budget and Finance Cmt. – Withdrawn**

Upon being recognized, Councilor Reyes moved to withdraw the above matter from the City Council Agenda which had been pending before the Budget & Finance Committee. The motion was seconded by Councilor DePena and Council Members present voted unanimously [8-0] to withdraw the item from the City Council Agenda [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 65/14: Withdrawn**

**Doc. 98/14: All Licenses and Permits-Review Fees-Council Pres. Vasquez [Mark Ianello to provide information] - Budget and Finance Cmt. - Withdrawn**

Upon being recognized, Councilor Reyes moved to withdraw the above matter from the City Council Agenda which had been pending before the Budget & Finance Committee. The motion was seconded by Councilor DePena and Council Members present voted unanimously [8-0] to withdraw the item from the City Council Agenda [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 98/14: Withdrawn**

**Doc. 99/14: All Charges of Service – Review – Fees – Council Pres. Vasquez – Budget and Finance Cmt. – Withdrawn**

Upon being recognized, Councilor Reyes moved to withdraw the above matter from the City Council Agenda which had been pending before the Budget & Finance Committee. The motion was seconded by Councilor DePena and Council Members present voted unanimously [8-0] to withdraw the item from the City

[Tuesday, May 15, 2018]

Council Agenda [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 99/14: Withdrawn**

**Doc. 202/15: Water and Sewer Rates – Counc. Pres. Maldonado –  
Budget and Finance Cmt. – Withdrawn**

Upon being recognized, Councilor Reyes moved to withdraw the above matter from the City Council Agenda which had been pending before the Budget & Finance Committee. The motion was seconded by Councilor DePena and Council Members present voted unanimously [8-0] to withdraw the item from the City Council Agenda [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 202/15: Withdrawn**

**Doc. 320/15: New Voting Machines – Purchase Process & Approvals – William J. Maloney, City Clerk  
[also referred to Ord. Cmt.] – Budget and Finance Cmt. - Withdrawn**

Upon being recognized, Councilor Reyes moved to withdraw the above matter from the City Council Agenda which had been pending before the Budget & Finance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [8-0] to withdraw the item from the City Council Agenda. [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 320/15: Withdrawn**

**Doc. 356/17: Mobilitie Small Cell Utility [#2] – Chickering Road and Salem Turnpike –  
Eric Kallio, Manager – Ord. Cmt. – Withdrawn**

Upon being recognized, Councilor Reyes moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [8-0] to withdraw the item from the City Council Agenda [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 356/17: Withdrawn**

[Tuesday, May 15, 2018]

**[9:26 p.m. - Council President Vasquez returned to the Council Chamber and resumed his position as presiding Chair of the Council Meeting]**

**XIII. OLD BUSINESS:**

**Doc. 163/18: Water and Sewer Department - Contract Authorization – Operation & Maintenance of City's Drinking Water Treatment – Brian Peña, Commissioner – Approved**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to reconsider the vote of the Council Members called and recorded earlier in the session concerning this item stating that he is concerned that the vote does not accurately reflect the intentions of the Council Members concerning the matter. The motion was seconded by Councilor DePena and the Council Members voted unanimously [8-0] to reconsider the item [Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

Upon being recognized, Brian Pena, Water & Sewer Department Commissioner, informed the Council Members that there are two contract options presented for consideration of approval and provided a detail of the two options presented.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve contract option #2 which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Payano stated that although option #2 may create more work for future City Council Members it provides greater monitoring and control mechanisms that rest with the City Council. He also stated that contraction option #1 allows for a longer contract term without periodic review of the contract which has served its purposes and requirements of the City of Lawrence to date.

Council President Vasquez explained that option #2 provides a 20 year term with 5 year review periods each of the next 10 years after 5 years while option #1 provides for a 20 year contract without City Council review during the term of the agreement.

Upon being granted the floor, Councilor Levy asked Water Commissioner Pena questions about the two available options which he explained in response.

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Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted unanimously [8-0] to approve contract option #2 presented for consideration [Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 163/18: Approved**

**XIV. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
66/15	Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance–Council Pres. Maldonado - Public Hrg [closed 6-16-15]
212/15	Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
337/15	E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
72/16	Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
341A/16	Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
125/17	Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
151/17	Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
162/17	Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
221/17	Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending-Traffic Study Ordered
308/17	Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
342/17	Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
392/17	Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [tabled 2-6-18]
406/17	Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [tabled 2-6-18]

[Tuesday, May 15, 2018]

- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [tabled 2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 172/18 Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez

## **XV. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 176/18 Office of Planning and Development – Dana Farber Cancer Institute U 54 Outreach Core – [50,000.00 [10,000.00] per year] – Susan Fink, Manager of Financial and Administrative Director – Ref. to Budget & Finance Cmt.
- 177/18 Comcast – Request to install a new underground conduit – 10 Pemberton Street – David R. Flewelling, Specialist 2 Construction – Ref. to Ord. Cmt.
- 178/18 Handicapped Parking – 189 Andover Street – Yadira Santana - Council Pres. Vasquez- Ref, to Ord. Cmt.
- 179/18 Handicapped Parking – 209 Bailey Street – Jason Almanzar – Council Pres. Vasquez- Ref. to Ord. Cmt.
- 181/18 Recreation Department – Authorization to accept donation from Dean & Flynn, Inc. – [4,118.00] – Transportation for 2018 Fun in the Sun Summer Program – Nelson Ortiz, Acting Director – Ref. to Budget & Finance Cmt.
- 182/18 Lawrence Fire Department - Request to accept donation of Hydrant Assist Valves from Charlie Daher [13,477.50] – Chief Brian F. Moriarty – Ref. to Budget & Finance Cmt.
- 183/18 Lawrence Police Department – Request to accept Vehicles Donations from Commonwealth Motors- Daher Family - Chief Roy P. Vasque, Police Dept. – Ref. to Budget & Finance Cmt.
- 184/18 Transient Vendor License – 315 High Street – Angel Bisoño – Ref. to Ord. Cmt.
- 186/18 National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures at the intersection of Butler Street and Milton Streets – Dave Johnson, National Grid, Engineering Dept. – ref. to Ord. Cmt.
- 187/18 Parking – 203 Essex Street – Cure-Aid Pharmacy – 15 minutes parking – 9am to 5pm – Council Pres. Vasquez – Ref. to Ord. Cmt.
- 188/18 City Hall Security and Safety – Counc. De La Cruz – Ref. to Public Safety Cmt.
- 189/18 A&M Auto Body, Inc. – 341 South Broadway – Request to amend the Zoning Map 97, Parcels 18 and 19 from R-2 to B-1- Attorney Peter J. Caruso – Ref. to Ord. Cmt. & Planning Board
- 191/18 Verizon – Request to place underground conduit on South Canal & Merrimack Street – E. Everett Bryan, R/W – Ref. to Ord. Cmt.
- 192/18 Verizon – Request to place underground conduit on Butler Street – E. Everett Bryan, R/W – Ref. to Ord. Cmt.
- 193/18 Office of Planning and Development – Review and Approval for Community Development Block Grant: [1,742,830.00]; HOME Grant: [930,233.00] & ESG Grant: [137,175.00] – Vilma Martinez-Dominguez, Community Development Director – Ref. to Budget & Finance Cmt.
- 198/18 Centro Cristiano Camino de La Salvación – Request to hold a Community Resource Fair @ 454 Essex Street on July 25<sup>th</sup>, 2018 from 10am to 2pm – Juan Núñez – Ref. to Ord. Cmt.
- 199/18 2018 Budget and Finance Hearing Schedule – Departmental Review – Public Hearing to be Ordered - Counc. Laplante - Withdrawn

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- 200/18 Resolution in opposition of the Mega Hospital Merger led by Beth Israel Deaconess Medical Center and Leahy Health-Council Pres. Vasquez – Ref. to Ord. Cmt.
- 201/18 Verizon New England, Inc. – Request to place underground conduits and Manholes on Osgood Street – E. Everett Bryan, Rights of Way Engineer – Ref. to Ord. Cmt.

**Doc. 199/18: 2018 Budget and Finance Hearing Schedule – Departmental Review – Public Hearing to be Ordered - Counc. Laplante – Withdrawn**

Upon being granted the floor, Councilor Reyes moved to withdraw the item from the Council Agenda stating that the Budget Hearing Schedule has been provided in the FY 2019 Budget items presented earlier in the session. The motion was seconded by Councilor DePena and unanimously [9-0] approved by Council Members present.

**Doc. 199/18: Withdrawn**

**Doc. 180/18: Request to Release Executive Session Minutes of 08-11-15 [Executive Session Anticipated] – Mark Ianello, Finance Director**

Upon being recognized, Councilor Laplante presented a motion to terminate the public session of the City Council Meeting and convene into Executive Session in order to discuss and consider the petition presented by Finance Director Mark Ianello requesting the City Council release its Executive Session Minutes of August 11, 2015. The motion was seconded by Councilor Reyes and unanimously approved as follows by roll call vote. Yes-8; Absent-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Absent  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez - Yes

**[9:25 pm – the Lawrence City Council convened into Executive Session]**

[Tuesday, May 15, 2018]

**EXECUTIVE SESSION OF THE LAWRENCE CITY COUNCIL**  
**[CONFIDENTIAL]**

**DATE: Tuesday, May 15, 2018 – at 9:25 p.m.**

The following individuals were present:

Councilor Estela Reyes  
 Councilor Anna Levy  
 Councilor Marc Laplante  
 Councilor David Abdoo  
 Councilor Pavel Payano  
 Councilor Maria De La Cruz  
 Councilor Brian DePena  
 Council Vice President Jeovanny Rodriguez  
 Council President Kendrys Vasquez

William J. Maloney, City Clerk  
 Carole Morin, Assistant City Clerk

**[9:48 pm – the Executive Session was terminated and the Members of the Lawrence City Council resumed the public session of the Lawrence City Council Meeting]**

**[PUBLIC SESSION RESUMED]**

Upon being recognized, Councilor Reyes presented a motion to terminate the Executive Session of the Lawrence City Council and resume public proceedings of the City Council Meeting which was seconded by Council Vice President Rodriguez and voted unanimously by roll call vote [9-0] to terminate the Executive Session proceedings and convene proceedings of the Lawrence City Council Meeting in public at 9:48 p.m. as follows:

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

Upon being granted the floor, Councilor Laplante presented a motion to remove the disclosure restriction of the Executive Session Minutes of August 11, 2015 based on a determination of the Council Members that there is no longer any reason to retain the Executive Session restriction of the recorded minutes and on the advice of

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Assistant City Attorney Ruano that there is no exemption at law prohibiting the release of the restriction of Executive Session Minutes. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by Council Members present.

**XVI. ADJOURNMENT:**

Upon Motion of Council Vice President Rodriguez duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn [9-0].

**ADJOURNED  
(09:53p.m.)**

Attest:

William J. Maloney  
City Clerk



**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, June 5, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, June 5, 2018** at 7: 08 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Absent at roll call;  
 Councilor Pavel Payano [Councilor At Large] — Present;  
 Councilor Maria De La Cruz [Councilor District A] - Present;  
 Councilor Brian DePena [Councilor At Large] Present;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor Abdoo arrived at 7:11 p.m.  
 Councilor Reyes left the meeting at 10:09 p.m.  
 Councilor DePena left the meeting at 10:40 p.m.

**Other matters:**

Approximately Sixty-two [62] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted May 3, 2018 and May 15, 2018 [Including Executive Session Minutes] were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Reyes to approve the minutes as presented duly seconded by Councilor Payano, the Council Members present voted unanimously [8-0] to approve the minutes as presented. [Councilor Abdoo being absent from the Council Chamber at the time the vote was called and recorded].

[Tuesday, June 5, 2018]

## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA stated we are grateful for and demand that the Mayor support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public Schools their Teachers and Unions, and Union representative Frank McLaughlin. He also stated we are grateful for Police Chief Vasque. He asked Mayor Rivera to keep his campaign promise to “Save Lawrence, Prosper Lawrence”.

Nathalie Lora, (address inaudible) spoke in support of ACT Lawrence Youth Programs.

Alenny Acevedo, 530 Broadway, Lawrence, MA spoke in support of ACT Lawrence Youth Programs.

Ana Luna, 530 Broadway, Lawrence, MA spoke in support of ACT Lawrence Youth Programs.

Jose Martinez, 250 Canal Street, Lawrence, MA spoke of continuing boxing programs in Lawrence.

Radames Gonzalez, 250 Canal Street, Lawrence, MA spoke in support of boxing programs in Lawrence.

Priscila Genao, 9 Summer Street, Lawrence, MA spoke in support of Groundworks Lawrence.

Celinette Valentin, 457 Haverhill Street, Lawrence, MA spoke in support of Act Lawrence.

Abner Rodriguez, 50 Island Street, Lawrence, MA spoke in support of CDBG budget presented for consideration of Council approval.

Heather McMann, 50 Island Street, Lawrence, MA spoke in support of the CDBG budget presented for consideration of Council approval.

Jed Koehler, 1 Eaton Street, Lawrence, MA spoke in support of the CDBG budget presented for consideration of Council approval.

Judy Chmielecki, of the Merrimack Valley Immigrant & Education Center 439 South Union Street, Lawrence, MA spoke in support of the CDBG programs presented for consideration of Council approval.

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Karen Sheridan, 439 South Union Street, Lawrence, MA spoke in support of the CDBG programs to be funded.

Sister Eileen Burns, 1047 Essex Street, Lawrence, MA spoke in support of programs funded through CDBG.

Claudia Soo Hoo, 40 Lawrence Street, Lawrence, MA spoke in support of the CDBG grant programs.

Tony Williams, International Institute of Lawrence, 125 Amesbury Street, Lawrence, MA spoke in support of ESL programs offered through CDBG program grants.

Richard Russell, 34 Cross Street, Lawrence, MA complained about the loud music allowed in Lawrence stating that the Lawrence Police policy of “one and done” leading to a citation is necessary and welcomed. He complained that there are pot holes on Barker Street that need repair. He stated that there are too many car accidents at the rotary near the Bellevue Cemetery on Manchester Street. Mr. Russell stated that the Public Schools and other buildings recently cited for violations of the American with Disability Act access requirements but only for election use should also be cited entirely by the Department of Justice.

Kerry Wiersne, 136 Water Street, Lawrence, MA spoke in support of the CDBG Block Grant Programs supporting the programs.

James White, (address inaudible) of the Lawrence Public School Learning Center Administrative spoke in support of CDBG programs presented for approval by the City Council.

Jocelyn Marte, of the Adult Learning Center spoke in support of the CDBG funding provided to the Adult Learning Center.

#### **IV. OLD BUSINESS:**

**Doc. 190/18: Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Discharge Ord. Cmt. – Presentation-Presented**

Councilor Laplante presented a motion to take document 190/18 out of the order appearing on the agenda. The motion was seconded by Councilor Abdoo and unanimously approved by the Council Members present [9-0].

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Upon being recognized, Councilor Laplante and School Department Personnel presented a Resolution recognizing Michelle Nguyen, Joslin Regalado, Karina Hernandez, Pedro Lantigua and Briana Medina and their families in attendance who thanked the City Council for the recognition.

**Doc. 190/18: Presented**

**V: Communication from Mayor, City Officials & City Attorney:**

**Doc. 225/18: Presentation by Sean Cronin, Fiscal Overseer – Mayor Dan Rivera - Withdrawn**

Councilor Reyes presented a motion to take document 225/18 out of the order appearing on the agenda. The motion was seconded by Councilor DePena and unanimously approved by the Council Members present [9-0].

Upon being recognized, Sean Cronin, Department of Revenue Fiscal Overseer assigned to the City of Lawrence, addressed the City Council presenting a financial overview and prospectus of the City of Lawrence finances.

Upon being granted the floor, Councilor Laplante asked Overseer Cronin concerning continued financial assistance and oversight to be provided by the Massachusetts Department of Revenue after the termination of the oversight program.

Upon being granted the floor, Councilor Payano asked if there is a timeline to dissolve the receivership of City finances. In response Overseer Cronin described the financial remedies and milestones the Department of Revenue requires to meet leading to the dissolution of State oversight.

Upon being granted the floor, Councilor De La Cruz suggested that the impact of no increase in taxes would be favorable in the future. Overseer Cronin explained that revenue and expenditures must remain reasonable. He discussed the use of revenue to balance expenditures as an important aspect of financial balance in future City finance administration.

Upon being granted the floor, Council Vice President Rodriguez discussed the balanced budget and five year forecast assisting with sound financial strategy.

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Upon being granted the floor, Councilor Abdoo posed questions about the importance of negotiating employee contracts for appropriate funding within the budget constraints.

Upon no further discussion comment or inquiry on the matter, Council Vice President Rodriguez presented a motion to withdraw the item from the Council Agenda which was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 225/18: Withdrawn**

## **VI. COMMITTEE REPORTS:**

**Doc. 183/18: Lawrence Police Department – Request to accept Vehicles  
Donations from Commonwealth Motors- Daher Family –  
Chief Roy P. Vasque, Police Dept. – Budget and Finance Cmt. – Approved**

Councilor Reyes presented a motion to take document 183/18 out of the order appearing on the agenda. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present [9-0].

Upon being recognized, Lawrence Police Chief Roy Vasque explained the donations from Commonwealth Motors and how the funds will be used to purchase police vehicles. He urged the Council Members to approve the donation offered.

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**Doc. 183/18: Approved**

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**VII. OLD BUSINESS:**

**Doc. 199/17: Office of Planning and Development – Acceptance of an additional [97,818.98] funds – [Amendment to Doc. #199/17] – Evelyn Ureña, Housing Manager - Approved**

Councilor Payano presented a motion to take document 199/18 out of the order appearing on the agenda.

The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

Jessica Andors, Executive Director of Lawrence Community Works, addressed the City Council Members requesting the City Council approve the additional funding presented. She discussed and explained that the additional grant funds provides a supplement to the 2017 City Council Approval and requested the Council Members to approve the supplemental funds as well.

Upon being granted the floor, Councilor Laplante posed questions concerning project deadlines to complete construction that would result in home ownership. Director Andors stated the deadline to obtain approval of the supplemental funding by the Lawrence City Council is at the end of the 2018 fiscal year. . In response, Councilor Laplante suggested that the usual course of proceedings is to refer the item to the Budget & Finance Committee for further proceedings which result in a recommendation for consideration of the Full City Council. He stated that presenting the item with little more than five weeks remaining in the fiscal year causes a disruption in the deliberative process.

Upon being granted the floor, Councilor Payano asked if the supplemental amounts will change the obligation to provide additional financial contribution to the program. Ms. Andors stated that the additional amount will increase the financial obligation of the City of Lawrence in the amount of 5,000.00 to be repaid over thirty years. Councilor Payano concluded by stating he is in favor of the item but suggested that it may have to be reviewed.

Upon being granted the floor, Councilor De La Cruz stated that local contractors and laborers should be employed to complete the projects provided by the funds allocated. Ms. Andros stated that hiring preferences are in place and used for all projects.

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Council President Vasquez stated that he believes the Council Members would benefit with a review by the Budget & Finance Committee which is usually required with items first presented to the City Council for consideration.

Upon being granted the floor, Council Vice President Rodriguez noted the two week delay and its impact that subcommittee review may cause.

Upon being granted the floor, Councilor Reyes inquired about a two week return date to allow Budget & Finance review. In response, the project manager (who did not identify himself) suggested that immediate approval by the City Council was necessary to assure the projects advance without delay.

Upon being granted the floor, Council Vice President Rodriguez asked how long has the information concerning the supplemental funding been known to be available. Ms. Andros responded that the information was first known for about 3-4 weeks.

The Project Manager interjected that any delay in funding would jeopardize the projects that are presently in progress.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented. Upon a motion to approve the measure presented by Council Vice President Rodriguez, as seconded by Councilor Payano, the Council Members present voted by roll call vote as follows to approve the item. Yes-6; No-1; Present-1; Absent-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Absent  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - Present  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 199/17: Approved**

[Tuesday, June 5, 2018]

# **VIII. PUBLIC HEARINGS:**

**Doc. 355/17: Mobilitie Small Cell Utility [#3] - Maple St. and Lawrence St.-Eric Kallio, Manager-  
Public Hearing Closed/Motion to Approve Presented - Tabled**

**Doc. 357/17: Mobilitie Small Cell Utility [#3] – Chandler St. & Medford St.-Eric Kallio, Manager  
Public Hearing Closed/Motion to Approve Presented - Tabled**

**Doc. 358/17: Mobilitie Small Cell Utility [#3] – Hancock St. & Leonard Ave-Eric Kallio, Manager-  
Public Hearing Closed/Motion to Approve Presented - Tabled**

**Doc. 359/17: Mobilitie Small Cell Utility [#3] – Haverhill St. & Union St. -Eric Kallio, Manager-  
Public Hearing Closed/Motion to Approve Presented - Tabled**

**Doc. 360/17: Mobilitie Small Cell Utility [#3] – Lexington St. & Lawrence St.-Eric Kallio, Manager-  
Public Hearing Closed/Motion to Approve Presented - Tabled**

**Doc. 361/17: Mobilitie Small Cell Utility [#3] – Newbury St. & Common St. -Eric Kallio, Manager-  
Public Hearing Closed/Motion to Approve Presented - Tabled**

**Doc. 362/17: Mobilitie Small Cell Utility [#3] – Prospect St. & General St. -Eric Kallio, Manager-  
Public Hearing Closed/Motion to Approve Presented - Tabled**

**Doc. 363/17: Mobilitie Small Cell Utility [#3] – Hampshire St. & Common St.-Eric Kallio, Manager-  
Public Hearing Closed/Motion to Approve Pending - Tabled**

**Doc. 364/17: Mobilitie Small Cell Utility [#3] – Fairmont St. & Auburn St. – Eric Kallio, Manager-  
Public Hearing Closed/Motion to Approve Presented - Tabled**

**Doc. 365/17: Mobilitie Small Cell Utility [#3] – Tremont St. & Broadway [Rt. 28]-Eric Kallio, Manager-  
Public Hearing Closed/Motion to Approve Presented – Tabled**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above items as published. Upon the conclusion of the Clerk's reading of the public notices Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Eric Kallio, Mobilitie manager appearing on behalf of the petitioner, spoke in support of the items presented for consideration of approval describing and explaining the proposed installation of small cellular phone hardware at each of the locations presented in each petition.

Bob Wilko, 159 Lawrence Street, Lawrence, MA spoke in opposition to the plan presented in Doc. 360/17 to be installed at Lexington St and Lawrence Streets stating the plan cites an installation of equipment on a



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telephone pole at the location that does not exist. He stated that the plan would likely require the installation of a new telephone pole at the location appearing on the plan of work map which he opposes since it would be directly in front of his business.

Eric Kalio, Mobilitie manager, stated the engineers drawing shows an existing pole at the proposed location and believes that the pole exists at the location cited on the map [A discussion ensued among the Council Members and between the Council Members and Mr. Wilko resulting in a determination that the engineers map depicting the location of an existing pole is accurate]

Upon being granted the floor, Council Vice President Rodriguez stated that recent construction may have removed a pole at the location of construction.

Richard Russell, 34 Cross Street, Lawrence, MA asked prepared questions about the proposed project to both Mobilitie and AT&T. (He did not submit a written copy of the questions posed.) Mr. Russell discussed the soundness of installation construction and about whether the service installed may be used in the future for law enforcement or public safety measures.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve the ten petitions presented and to be presented as a single “block vote” by the Council Members. The motion was seconded by Councilor DePena.

Upon being granted the floor, Council Vice President Rodriguez informed the Council members that there would be a tax assessment of approximately 500.00 per installation location and a current petition fee of 30.00 for each pole location.

Council President Vasquez clarified that the final assessment has yet to be finalized by the Assessor.

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Upon being granted the floor, Councilor Reyes clarified that the vote of the Council Members on all petitions is a single vote as presented in the motion to approve the petitions.

Upon being granted the floor, Council Vice President Rodriguez invited Manager Eric Kallio to provide a response to the questions presented by Mr. Russell. In response, Project Manager Kallio stated the installation of all locations is of sound construction and the equipment to be installed meets all Federal Communication Commission standards. He stated further that the installations are necessary to serve a public need and requirements to provide the availability of cellular communications service.

Upon continuing, Council Vice President Rodriguez asked questions about technical applications of the equipment and about specific electronic exposure output that would affect the public at each of the locations. Council Vice President Rodriguez read from the Federal Communication Commission regulations citing applicable exposure limits for installations of cellular equipment (the regulation was not submitted by Councilor Rodriguez and is not incorporated into the record of proceedings). Council Vice President Rodriguez also inquired about “power density” of the equipment to be installed. Manager Kallio stated that he was unable to provide comment or information concerning the technical aspects of the proposed installations because he is not an engineer and he is not knowledgeable or familiar with the specific or general requirements or regulations of the Federal Communications Commission. Council Vice President Rodriguez stated he would need additional information concerning his inquiry prior to approval or installation of the items at any of the locations.

Upon being granted the floor, Councilor Payano stated that although he understands and appreciates the line of questioning presented by Council Vice President Rodriguez he stated he is unaware of any properties or adverse affects that exposure to cellular equipment may have on anyone. A discussion ensued between Council Vice President Rodriguez and Councilor Payano regarding the items presented. In conclusion, Manager Kallio requested that the petition be allowed to provide additional information that the Council believes is necessary after approval of the petitions.

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Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon being recognized, Councilor Payano presented a motion to “table” all of the petitioners presented for consideration which was seconded by Council Vice President Rodriguez and unanimously [8-0] approved to “table” all ten of the petitioner presented. [Councilor Reyes being absent at the time the motion was called].

**Doc. 355/17: Tabled**

**Doc. 357/17: Tabled**

**Doc. 358/17: Tabled**

**Doc. 359/17: Tabled**

**Doc. 360/17: Tabled**

**Doc. 361/17: Tabled**

**Doc. 362/17: Tabled**

**Doc. 363/17: Tabled**

**Doc. 364/17: Tabled**

**Doc. 365/17: Tabled**

**Doc. 368/17: New Cingular Wireless PCS [AT&T][#2] – 68 Tenney Street –  
Michael Gentile-Public Hearing held - Approved**

**Doc. 369/17: New Cingular Wireless PCS [AT&T][#2] – 1 General Street –  
Michael Gentile-Public Hearing held - Approved**

**Doc. 370/17: New Cingular Wireless PCS [AT&T][#2] – 1 Patton Street –  
Michael Gentile-Public Hearing held - Approved**

**Doc. 371/17: New Cingular Wireless PCS [AT&T][#2] – 82 Sunset Avenue –  
Michael Gentile-Public Hearing held - Approved**

**Doc. 372/17: New Cingular Wireless PCS [AT&T][#2] – 48 Fairmont Street –  
Michael Gentile-Public Hearing held - Approved**

**Doc. 373/17: New Cingular Wireless PCS [AT&T][#2] – 269 Jackson Street –  
Michael Gentile-Public Hearing held - Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above six petitions as published. Upon the conclusion of the Clerk’s reading of the public notice, Council

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President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon being recognized, Councilor Reyes presented a motion to approve the above six petitioners in “block form” by a single vote of the City Council Members. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by the Council Members present.

**Doc. 368/17: Approved**

**Doc. 369/17: Approved**

**Doc. 370/17: Approved**

**Doc. 371/17: Approved**

**Doc. 372/17: Approved**

**Doc. 373/17: Approved**

**Doc. 17/18: Handicapped Parking – 1 Highlawn Avenue – Yolheris Cordones –  
Council Pres. Vasquez – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve the item presented, as seconded by Councilor Payano.

Upon being granted the floor, Councilor De La Cruz stated that those requesting a handicapped parking space often are unable to use them because others with handicapped parking plates/placards use the parking

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spaced. She asked if there was any way to reserve the use of a handicapped parking space to be used only for the person that is subject to the petition before the City Council.

Upon being granted the floor, Council Vice President Rodriguez stated that any vehicle or person that is authorized by the Registry of Motor Vehicles can lawfully park their car at any designated handicapped parking space..

Upon being granted the floor, Councilor Reyes confirmed that handicapped parking spaces are controlled by state law and cannot be reserved.

Upon no further discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented. Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor Payano, the Council Members present voted unanimously [9-0] to approve the measure.

**Doc. 17/18: Approved**

**Doc. 81/18: National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures on Norris Street – Dave Johnson, National Grid, Engineering Dept. & Karen Levesque, Verizon, New England, Inc., Manager/Right of Way-Public Hearing Held – Motion to Approve Presented - Tabled**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item presented as seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante posed questions regarding the existing pole.

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Eric [last name could not be heard] appearing on behalf of National Grid addressed the Council and explained the work to be done.

Upon being granted the floor, Councilor De La Cruz stated she is not sure she has sufficient information about the scope of the work subject to the petition.

Upon no further discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon being granted the floor, Councilor De La Cruz presented a motion to “table” the petition which was seconded by Councilor Payano and unanimously [9-0] approved by Council Members present.

**Doc. 81/18: Public Hearing Held/Motion to Approve Presented-Tabled**

**Doc. 120/18: Lighttower Fiber Networks - Request to place underground conduit [Canal and Appleton Streets]-Shelly Cullen, Fiber Engineer- Public Hearing Held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item presented and to waive any 30 day waiting period that may apply pursuant to section 3.8(a) of The Lawrence City Charter. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Payano posed questions to Shelley Cullen [appearing on behalf of the petitioner] concerning the project. Councilor Payano asked how long the conduit installed will last – in response, Ms. Cullen stated it will last forever and never need to be replaced. A discussion ensued between Councilor Payano and Council Vice President Rodriguez concerning construction work to be performed. Ms.

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Cullen informed the Council Members that all repairs would replace or repair existing construction in the same or better condition. Ms. Cullen also stated that a traffic management plan was obtained and will be implemented during construction.

Upon no further discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented. Upon a motion to approve the measure presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [9-0] to approve the petition as presented waiving any applicable 30 day waiting period required by section 3.8(a) of The Lawrence City Charter.

**Doc. 120/18: Approved/30 days waived**

#### **IX. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 185/18: Appropriation Transfer – Lawrence Public Library – From: Personnel Services to Repair and Maintenance - [84,000.00] – Jessica Valentin, Library Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**Doc. 185/18: Approved**

**Doc. 197/18: Appropriation Transfer – Office of Budget and Finance – From: Court Judgment Account to City Attorney’s Salary Account – [84,590.00] – Mark J. Ianello, Finance Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**Doc. 197/18: Approved**

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## **X. COMMITTEE REPORTS:**

**Doc. 176/18: Office of Planning and Development – Dana Farber Cancer Institute U 54 Outreach Core – [50,000.00 [10,000.00] per year] – Susan Fink, Manager of Financial and Administrative Director –Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**Doc. 176/18: Approved**

**Doc. 181/18: Recreation Department – Authorization to accept donation from Dean & Flynn, Inc. – [4,118.00] – Transportation for 2018 Fun in the Sun Summer Program – Nelson Ortiz, Acting Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve as seconded by Councilor Reyes.

Upon being granted the floor, Council Vice President Rodriguez asked if the donation funds would be allocated for any specified recreation program. In response, Finance Director Ianello stated that the funds may be used for children's programs implemented through the Recreation Summer Program.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted unanimously [9-0] to approve the item.

**Doc. 181/18: Approved**

## **XI: Communication from Mayor, City Officials & City Attorney:**

**Doc. 226/18: Open Meeting Law Complaint [2018-CLM-25][Executive Session Anticipated] - Tabled**

Council President Vasquez invited Acting City Attorney Ruano to address the City Council.

Upon being recognized, Assistant City Attorney Ruano outlined the nature of the complaint and the allegations asserted. She stated that, in general, a City Council Member who is not a Member of the Subcommittee



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of the City Council may attend subcommittee meetings but should refrain from engaging in deliberations. In specific reference to the alleged violation provided in the complaint filed, Councilor Payano spoke only when asked questions and stated suggesting that there was no action by Councilor Payano that involved deliberation with the subcommittee during its session that may result in a determination that a meeting of the Full City Council was taking place. She concluded that it is her opinion that since there is not a meeting of the Lawrence City Council taking place the required advance notice of a meeting of the City Council need not be posted as would otherwise be required by the Open Meeting Law.

Upon being granted the floor, Councilor Reyes asked for advice as to the best way to comply with the Open Meeting Law with regard to the attendance Council Members at City Council Subcommittee meetings when they may not be members of the subcommittee.

Upon taking the floor, Council President Vasquez commented that City Council Members have attended Subcommittee Meetings of the City Council many times in the past pointing out that Council Members may attend any Subcommittee session as long as they do not deliberate or conducting themselves in a manner that may be construed to make it appear that they are acting as a member of the Subcommittee. He stated that in his opinion there is not a sustainable violation of the Open Meeting Law by Councilor Payano alleged in the complaint due to the fact that his appearance before the Subcommittee was for the purpose of presenting and explaining the intent and purpose of a measure that he authored and sponsored before the City Council. He further stated that because Councilor Payano did not engage in deliberation on the item and only spoke when asked questions by duly appointed Members of the Subcommittee.

Acting City Attorney Ruano informed the Council Members that a response must be submitted to the Office of the Attorney General by June 9, 2018, which she stated will be sent on behalf of the City Council if authorized by the Council Members.

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Upon being granted the floor, Councilor De La Cruz commented that it may be helpful to continue to provide information and advice to the Council Member concerning the manner they may be allowed to address matters before any of the Council Subcommittees.

Upon being granted the floor, Councilor Laplante explained further that there is no mechanism to provide a list of the public members who may wish to comment.

**[10:00 p.m. - Councilor Abdoo presented a motion to conduct the City Council session past 10:00 p.m. which was duly seconded by Councilor Payano and unanimously [9-0] approved by the Council Members present]**

Acting City Attorney Ruano opined that the Council Members may appear as a member of the public before any City Council Subcommittee and provide public comment on any item as long as they do not deliberate or appear as a Member of the Subcommittee.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to send correspondence to the Attorney General on behalf of the City Council Members in response to the complaint filed providing the Attorney General that the City Council Members are of the opinion that the complaint fails to allege a violation of the Open Meeting Law pursuant to the opinion of Assistant City Attorney Ruano. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante informed the Council Members that these matters sometime are alleged and past advice of Counsel and others suggested that the Council Members who appear at City Council Subcommittee Meetings who are not assigned or authorized members of the Council Subcommittee in session refrain from being seated at the City Council table during the meeting of the Subcommittee. He offered the comment as a friendly amendment to the main motion presented by Council Vice President Rodriguez concerning forwarding correspondence from the City Council to the Office of the Attorney General. Council Vice President Rodriguez accepted the comment as an amendment to his main motion presented.

Upon being granted the floor, Councilor Levy stated additionally that Councilor Payano requested permission to be seated at the City Council table.

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Upon no further inquiry, comment or discussion Council President Vasquez called upon the Council Members to consider the motion presented with the amendment which was approved by roll call vote as follows:

Yes-8; Abstain-1

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Abstain  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

Upon being granted the floor, Councilor Abdoo presented a motion to “table” the item. The motion was seconded by Councilor Reyes and unanimously [8-1 approved by Council Members present by roll call vote as follows: Yes-8; Abstain-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Abstain  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 226/18: Tabled**

### **ITEMS ADDED AT THE MEETING**

**Doc. 182/18: Lawrence Fire Department - Request to accept donation of Hydrant Assist Valves from Charlie Daher [13,477.50] – Chief Brian F. Moriarty – Ordinance Committee Discharged/Emergency Declared/Public Hearing ordered**

Upon being recognized, Councilor Laplante presented a motion to discharge the Ordinance Committee in order to consider the above matter as an emergency in order to add the item to the City Council Agenda to allow the item to be considered for immediate attention of the City Council Members. The motion was seconded by Councilor Abdoo and unanimously [9-0] approved by Council Members present.

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**[10:09 p.m. - Councilor Reyes left the City Council Meeting]**

Upon being granted the floor, Councilor Laplante presented a motion to approve the item presented which was seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Payano inquired about the emergency nature of the item presented noting that the item does not appear on the City Council Agenda as posted.

Upon being granted the floor, Councilor Abdoo responded by stating that the item involves the purchase of equipment that will outfit fire hydrants with mechanisms that will allow firefighters to determine if a hydrant has sufficient water pressure to provide water needed to put out fires. He stated that anything that can be done to advance the purchase of an item that has the possibility of saving even one life sufficiently meets any emergency determination that may be necessary to advance and add the item to the Council Agenda for immediate consideration.

Upon being recognized, Lawrence Fire Chief Moriarty provided information concerning the mechanisms that would be purchased and installed with the monies donated explaining how the mechanisms operate to evaluate the level of water pressure available at any fire hydrant where they are installed.

Council President Vasquez commented that he is convinced that the item presented is an “emergency” sufficient to meet any standard that allows the addition of the item to the City Council.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented. Upon a motion to approve the measure presented by Councilor Laplante, as seconded by Councilor Abdoo, the Council Members present voted unanimously [8-0] to approve the item.

**Doc. 182/18: Approved**

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## **XII. COMMITTEE REPORTS:**

**Doc. 193/18: Office of Planning and Development – Review and Approval for Community Development Block Grant: [1,742,830.00]; HOME Grant: [930,233.00] & ESG Grant: [137,175.00] – Vilma Martinez-Dominguez, Community Development Director – Budget and Finance Cmt. – Approved Pending a Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee with an unfavorable recommendation. The motion was seconded by Councilor Abdoo and unanimously [8-0] received by the Council Members present.

Upon being granted the floor, Councilor Laplante presented a motion to order a public hearing on the item presented. The motion was seconded by Councilor Abdoo.

Upon being recognized, Community Development Director Vilma Martinez discussed and explained that additional funds were being offered by Housing and Urban Development [hereinafter referenced as HUD]. She stated that it would be necessary for the City Council to immediately approve the funds offered by HUD explaining further that the failure to timely approve the sums offered may jeopardize the aware by HUD. Director Martinez stated that the application to HUD is due on June 11, 2018 in response to questions concerning the matter.

Council President Vasquez informed the Council Members that due to the immediacy of the situation explained by Director Martinez it may be necessary for the Council Members to take immediate action and consider the matter for approval subject to the public hearing which would have to take place at the next session of the City Council after it has been properly advertised. He also referenced the necessity of conducting a public hearing on the item due to the nature of the appropriation.

A discussion ensued between the City Council Members and Community Director Vilma Martinez concerning the item presented.

Upon being granted the floor, Councilor Payano expressed his disappointment that no funds provided by the CDBG and Home Grants were being extended to the “Beyond Soccer” program. He suggested that the

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additional funds offered by HUD might be made available to include the “Beyond Soccer” program among those programs awarded funds to date.

Upon being granted the floor, Councilor Abdoo stated that addressing petitions that are presented under emergency circumstances is not the fault of the City Council Members and should be considered appropriately. He stated that the other programs that have already been approved through the process authorized by HUD should not be subject to being excluded because of circumstances unknown to them, the Community Development Office or the City Council none of whom had any part in creating the situation that is presented to the Council.

Upon being granted the floor, Councilor De La Cruz asked if there is time to amend the list of groups to be awarded funding. She commented that the Mayor needs to be more flexible in the awards portion of the grants.

Upon being granted the floor, Councilor Payano stated he had the opportunity to speak to the Mayor about the programs being funded by the CDBG/HOME budget awards.

Upon being granted the floor, Councilor DePena stated that the City Council may have little choice but to approve the item.

Upon being granted the floor, Councilor Levy stated that the frustration of programs and groups that have not been approved for funding is based on the fact that the same programs are approved every budgetary year excluding any other groups or programs from participating.

Council President Vasquez explained that given the circumstances presented the City Council is obliged to consider the approval of the amended CDBG and HOME FY 2019 Budget supplementing the award approved at a prior Council Session. He clarified that the petition would require a public hearing and that if item is presented as a motion to approve the amended budget presented it should be approved subject to a public hearing to assure compliance with the City Charter and any applicable City Ordinances while also meeting the mandates of HUD.

Upon being granted the floor, Councilor Laplante amended his main motion offering a new motion to approve the amended FY 2019 CDBG/HOME Grant Budget pending a public hearing to take place in accord with

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the applicable provisions of the Lawrence City Charter. The motion was seconded by Councilor Abdoo and unanimously [8-0] approved by Council Members present.

**Doc. 193/18: Approved Pending a Public Hearing Ordered**

**XIII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

Council President Vasquez called the following items to the attention of the Council Members as appearing on the Agenda which were referred as indicated:

**Doc. 220/18: Year-End Transfers between departmental accounts –  
Mark J. Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

**Doc. 221/18: Appropriation Transfers - From: Free Cash to continue funding various Reserve Funds -  
[400,000.00] - Mark J. Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

**Doc. 222/18: Appropriation Transfer - From: Free Cash to two accounts created to fund two emergency  
declarations during FY18 – [514,700.92] – Mark J. Ianello, Finance Director –  
Ref. to Budget & Finance Cmt.**

**Doc. 223/18: Appropriation Transfers – From: Free Cash to DPW- Snow and Sanding Division -  
[3,400,000.00] & To: Chapter 58 Capital Reserve Fund [251,440.00] –  
Mark J. Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

**Doc. 224/18: FY19 – Annual Authorization of Revolving Funds –  
Mark J. Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

**Doc. 227/18: Appropriation Transfer – From: Free Cash to continue funding of City of Lawrence Gang  
Violence Prevention Initiative [123,000.00] – Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

**XIV. WITHDRAWALS:** - None

**ITEM(S) ADDED AT THE MEETING**

**Doc. 186/18: National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures at  
the intersection of Butler Street and Milton Streets – Dave Johnson, National Grid, Engineering  
Dept. – Ordinance Committee Discharged/Emergency Declared/Public Hearing ordered**

Upon being recognized, Council Vice President Rodriguez presented a motion to discharge the Ordinance Committee in order to consider the above matter as an emergency in order to add the item to the City Council Agenda to allow the item to be considered for immediate attention of the Council Members to enter an order of a public hearing. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council

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Members to discharge the Ordinance Committee [Councilor DePena and Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

Upon being recognized, Councilor Laplante asked about the nature of the emergency making it necessary to discharge the Ordinance Committee and add the item to the Council Agenda. Council Vice President Rodriguez stated that the petition presents an emergency as it concerns installation of utility service to residents near Butler and Milton Streets. He stated that the item should be advanced and the Council should consider entering an order for a public hearing to assure that the residents near that location are provided utility service as soon as possible. Council Vice President Rodriguez concluded by presenting a motion to order a public hearing which was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present [Councilor DePena and Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 186/18: Ordinance Committee Discharged/Emergency Declared/Public Hearing ordered**

**XV. OLD BUSINESS:**

Council President Vasquez called the following items to the attention of the Council Members as appearing on the Agenda which were referred as indicated:

**Doc. 337/16: Surplus Property – 65 Ferry Street – [Tax Map 51, Lot 37/21][To be referred to Hous. Cmt] - Laiza St. Onge, Asset Officer- Ref. to Housing Cmt.**

**Doc. 353/16: Surplus Declaration – 568 Essex Street – [Tax Map 145, Lot 57][To be referred to Hous. Cmt] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.**

**Doc. 324/17: Surplus Declaration – 119 May Street – Tax Map 211, Lot 10 [To be referred to Hous. Cmt] - Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.**

**Doc. 45/18: Surplus Declaration- 277 Haverhill Street-[Tax Map 147, Lot 311][To be referred to Hous. Cmt]-Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.**

**Doc. 47/18: Surplus Declaration – 318 Lowell Street – [Tax Map 166, Lot 811][To be referred to Hous. Cmt]-Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.**

**Doc. 48/18: Surplus Declaration – 320 Lowell Street – [Tax Map 166, Lot 821] [To be referred to Hous. Cmt]-Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.**

**Doc. 337/16: Ref. to Housing Cmt.**

**Doc. 353/16: Ref. to Housing Cmt.**



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**Doc. 324/17: Ref. to Housing Cmt.**

**Doc. 45/18: Ref. to Housing Cmt.**

**Doc. 47/18: Ref. to Housing Cmt.**

**Doc. 48/18: Ref. to Housing Cmt.**

**Doc. 118/18: City Clerk Fee Adjustments – William J. Maloney, City Clerk - Void Vote of 05-15-18–Order Public Hearing – Vote of 5-15-18 Voided/Public Hearing Ordered**

At the request of Council President Vasquez, City Clerk Maloney informed the Council Members that the vote of May 15, 2018 was not sufficient as all the items appearing in the document concern ordinances which require a public hearing to be held to amend the ordinances to reflect the sums being considered to amend the fees subject to the item.

Upon being granted the floor, Council Vice President Rodriguez presented a motion void the vote of Council called and recorded on May 15, 2018 and to enter an order for a public hearing. The motion was seconded by Councilor Payano and unanimously [8-0] approved by Council Members present [Councilor DePena and Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded]

**Doc. 118/18: Vote of 5-15-18 Voided/Public Hearing Ordered**

**XVI. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
66/15	Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance– Council Pres. Maldonado - Public Hrg [closed 6-16-15]
212/15	Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
337/15	E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.

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- 72/16            Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16        Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17        Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17        Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
- 162/17        Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17        Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17        Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17        Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17        Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [tabled 2-6-18]
- 406/17        Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [tabled 2-6-18]
- 407/17        Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [tabled 2-6-18]
- 11/18        Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 148/18        Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 172/18        Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez

## **XVII. NEW BUSINESS:**

### **Doc. 229/18: City Nurse Job Posting–Review–Counc. Payano – Letter to Mayor and Personnel Director to Halt Job Search Process-Ref. to Pers. Cmt.**

Upon being granted the floor, Councilor Payano asked if the Council Members would consider asking the Personnel Director and the Mayor to pause a search to fill the position until the City Council has had the opportunity to review the job description stating the a review may result in a different description and posting for candidates for the available position.

A discussion ensued among the City Council Members concerning the approach the City Council takes regarding the matter suggesting that the City Council has the ability to send the correspondence to the Personnel Director.

Upon continuing, Councilor Payano suggested that the current position offered by Personnel may not contain reference to all necessary or required qualifications. Upon conclusion, Councilor Payano presented a

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motion to send correspondence to the Mayor and Personnel to halt the job search on documents 229/18 [City Nurse Job Posting] until the Council Members have completed its review of the current job description. The motion was seconded by Council Vice President Rodriguez and Council Members present voted by roll call vote to send correspondence to the Personnel Director to halt the job search on document 229/18 [City Nurse Job Posting] as follows: Yes-6; No-1; Absent-3

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Absent  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Absent  
 Council President Kendrys Vasquez – Yes

Upon conclusion of the vote called and recorded, Council President Vasquez referred the item to the Personnel Committee for further proceedings.

**Doc. 229/18: Letter to Mayor and Pers. Dir./Ref. to Pers. Cmt.**

**Doc.230/18: City Attorney Job Posting–Review-  
 Couns. Payano, Levy and DePeña – Ref. to Pers. Cmt. & Ord. Cmt.**

Upon being granted the floor, Councilor Payano presented a motion to halt the search for City Attorney Job Posting, which was seconded by Council Vice President Rodriguez.

**[11:00 p.m. - Councilor Abdoo presented a motion to conduct Council business past 11:00 p.m. which was duly seconded by Council Vice President Rodriguez and unanimously [7-0] approved by the Council Members present]**

Upon being granted the floor, Councilor Abdoo asked if the City Council President could direct the Personnel Director to stop the search.

Council President Vasquez responded that he would prefer to expedite the search and continue process to assure there is a City Attorney in selected and hired as soon as possible.

Upon being granted the floor, Council Vice President Rodriguez commented that although the City Attorney is contracted by the City Council the services of the City Attorney are not often directly required by the

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City Council. He suggested the Council Members may want to consider a different approach to the selection process that will involve the participation of all Council Members.

Council President Vasquez stated that delaying the process may not serve to benefit the Council or the public.

Upon being granted the floor, Councilor Payano stated that a review of the City Attorney job description should be conducted to assure the selection of the best qualified individual is properly complete by the City Council.

Upon being granted the floor, Council Vice President Rodriguez agreed that the hiring process and description of the position should be reviewed.

Upon being granted the floor, Councilor Laplante stated the item should proceed expeditiously and asked the Council President to take all steps necessary to assure the hiring process begins as soon as possible.

Upon being granted the floor Councilor Levy stated that it is time to review the job description with all Council Members involved and participating in the process.

Upon being granted the floor, Councilor De La Cruz suggested the City Council work with the Personnel Director to provide a time line and date to hire a City Attorney as soon as possible.

Council President Vasquez further suggested the process should be conducted publically.

Upon continuing, Councilor Levy stated Director Bonet should be directed by the City Council to work with the City Council Members during the process.

Upon being granted the floor, Councilor Payano stated that the conversation about the process is different than allowing an opportunity by the City Council to suggest changes.

A discussion ensued among the City Council Members about the current job posting and the ramification of receiving applications before the job description changes.

Upon being granted the floor, Councilor Payano discussed several aspects of the job search process.

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Council President Vasquez described the expected job search process which will necessarily include City Council involvement.

Upon being granted the floor, Councilor De la Cruz stated that the process should take about one month. She stated that the process needs to start as soon as possible.

Council President Vasquez reviewed Sec. 3.6 of the Lawrence City Charter in reference to the process of hiring the City Attorney. He suggested that the “job description” of the position is primarily administrative.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to forward a letter to the Mayor and Personnel Director to halt the job search process for the City Attorney position presented by Councilor Payano, as seconded by Councilor Vice President Rodriguez, the Council Members present voted by roll call vote to defeat the motion presented as follows:

Yes-3; No-4; Absent-2

Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – No

Upon conclusion of the vote called and recorded, Council President Vasquez referred the item to the Personnel Committee and Ordinance Committee for further proceedings.

**Doc.230/18: Ref. to Pers. Cmt. & Ord. Cmt.**

### **XVIII. NEW BUSINESS:**

**Doc. 203/18: Transient Vendor License – 140 Water Street – Olga Jimenez – Withdrawn**

**Doc. 211/18: Transient Vendor License – 1 Avon Place – Wilfredo Yapor – Withdrawn**

**Doc. 213/18: Transient Vendor License – 668 Haverhill Street - Nancy M. Perez – Withdrawn**

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**Doc. 215/18: Transient Vendor License – 73 Bailey Street - Josefina M. Marelis – Withdrawn**

Upon being granted the floor, Councilor Laplante presented a motion to withdraw the four above item from the Council Agenda. The motion was seconded by Council Vice President Rodriguez and unanimously [7-0] approved by Council Members present.

**Doc. 203/18: Withdrawn**

**Doc. 211/18: Withdrawn**

**Doc. 213/18: Withdrawn**

**Doc. 215/18: Withdrawn**

Council President Vasquez brought the matters listed below to the attention of the Council Members present and referred each to the Council Subcommittee as indicated:

- 202/18 Transient Vendor License – 91 Cambridge Street – Fernando Santiago – Ref. to Ord. Cmt.
- 204/18 Movimiento Puertorriqueño Centro para Desarrollo, Inc. - Request use of the Campagnone Common for a Puerto Rican Festival on July 22nd, 2018 from 3pm to 9:30pm – Sara I. Saldaña – Ref. to Ord. Cmt.
- 205/18 Transient Vendor License – 44 Fern Street – Jaquelin Tavarez – Ref. to Ord Cmt.
- 206/18 Private Livery License – Xpress Service Transportation, LLC – Detective Jose Flores, Lawrence Police Department, Hackney Division – Ref. to Ord. Cmt.
- 207/18 Ministerio El Manto de Jesus-Request use of the Campagnone Common for a Religious Event on June 10th & June 24<sup>th</sup>; July 1<sup>st</sup> and July 29<sup>th</sup>; August 5<sup>th</sup>, 12<sup>th</sup>, 19<sup>th</sup>, & 26<sup>th</sup>; September 9<sup>th</sup> and 23<sup>rd</sup>, 2018 – from 2pm to 6pm – Rev. José Salinas – Ref. to Ord. Cmt.
- 208/18 Handicapped Parking – 69 Greenwood Street – Counc. DePeña – Ref. to Ord. Cmt.
- 209/18 Parking – 47 Loring Street – 10 min. – Counc. DePeña – Ref. to Ord. Cmt.
- 210/18 Saints Alfio Society – Request to conduct its 95<sup>th</sup> Annual Feast of the Three Saints on Labor Day Weekend on August 31<sup>st</sup>, September 1<sup>st</sup> and 2<sup>nd</sup>, 2018 – Michael D. Morley, President – Ref. to Ord. Cmt.
- 212/18 Block Party – Pot Luck – Cypress Street between Pearl and Essex Streets on Saturday, June 23rd, 2018 from 12pm to 8pm – Ana Luz Garcia & Stephanie Buchholtz - Ref. to Ord. Cmt.
- 214/18 Amendments to the Board of Health – Counc. Payano – Ref. to Ord. Cmt.
- 216/18 Office of Planning and Development – Authorization to expend a grant from Robert Wood Johnson Foundation – Funds for Advancing Self-Organizing Teams [FAST] – up to [5,000.00] – Susan Fink, Manager of Financial & Administrative Services – Ref. to Budget & Finance Cmt.
- 217/18 Sex Trafficking & Prostitution in Lawrence – Counc. Payano – Ref. to Public Safety Cmt.
- 218/18 HIV Surge in Lawrence – Update – Counc. Payano – Ref. to Public Safety Cmt.
- 219/18 Building Permit Fees – Request to Amend Ordinance Section 15.04.010 – Brian T. Corrigan, Assistant City Attorney – Ref. to Ord. Cmt.
- 228/18 Handicapped Parking – 139 South Broadway – Maria Rivera – Ref. Ord. Cmt.
- 229/18 City Nurse Job Posting–Review–Counc. Payano – Ref. to Pers. Cmt.
- 230/18 City Attorney Job Posting–Review–Couns. Payano, Levy and DePeña – Ref. to Pers. Cmt.
- 231/18 Parking – 212 Bruce Street – 15 Minutes – Maria Suero – Counc. Reyes – Ref. to Ord. Cmt.
- 232/18 Mi Casa Adult Day Health Center – 333 Broadway – Pick Up/Drop off Zone – Council Pres. Vasquez – Ref. to Ord. Cmt.

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**XIX. ADJOURNMENT:**

Upon Motion of Councilor Payano duly seconded by Councilor De La Cruz, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(11:40p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE SPECIAL MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, June 12, 2018**

A **SPECIAL MEETING** of the City Council was held on **Tuesday, June 12, 2018** at 7: 06 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Present;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Present;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

Approximately Thirty-eight [38] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:** - None

**II. PUBLIC PARTICIPATION:** - None

**IV. OLD BUSINESS:**

**Doc. 190/18: Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Discharge Ord. Cmt. – Presentation/Tabled**

Councilor Laplante presented a motion to take document 190/18 out of the order appearing on the agenda.

The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

Council President Vasquez requested Councilor Laplante to present the resolution before the Council Members present.



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Councilor Laplante along with Council Vice President Rodriguez introduced Xavier A. Vasquez a graduate of Notre Dame Cristo Rey High School earning academic distinction with a 4.63 GPA and presented the Resolution of the City Council in his Honor.

Upon being recognized, Mayor Rivera also presented Xavier A. Vasquez with a Resolution from the Office of the Mayor in his Honor.

**Doc. 190/18: Presented/Tabled**

**Doc. 151/18: Neighborhood Block Party-Intersection of Nesmith Street and Essex Street-June 16th, 2018 from 11am to 4pm- Maggie Superchurch – Approved**

Upon being recognized, Councilor Reyes presented a motion to discharge the Ordinance Committee in order to address the item presented. The motion was seconded by Councilor De La Cruz and unanimously [9-0] approved by Council Members present.

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the petition as presented. The motion was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 151/18: Approved**

**Doc. 207/18: Ministerio El Manto de Jesus-Request use of the Campagnone Common for a Religious Event on June 10th & June 24<sup>th</sup>; July 1<sup>st</sup> and July 29<sup>th</sup>; August 5<sup>th</sup>, 12<sup>th</sup>, 19<sup>th</sup>, & 26<sup>th</sup>; September 9<sup>th</sup> and 23<sup>rd</sup>, 2018 – from 2pm to 6pm – Rev. José Salinas – Approved**

Upon being recognized, Councilor Reyes presented a motion to discharge the Ordinance Committee in order to address the item presented. The motion was seconded by Councilor Payano and unanimously [9-0] approved by Council Members present.

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition presented. The report was presented in the form of a motion to approve the item, seconded by Council Vice President Rodriguez and unanimously approved by the Council

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Members present [9-0].

**Doc. 207/18: Approved**

**V. PUBLIC HEARINGS:**

**Doc. 196/18: FY 2019 Proposed Budget – Mayor Dan Rivera – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Former City Council President Modesto Maldonado, 115 Spruce Street, Lawrence, MA commented that there are five factors which the City Council should reject the proposed FY 2019 Budget presented. Mr. Maldonado provided a written copy of the reasons to reject the FY 2019 Budget to the Council Members and filed a copy with the City Clerk. He stated that free cash allocations were supporting new tax assessments. He discussed the proposed 20,000.00 salary increase provide to an employee recently hired within the past 6 months stating that the resulting salary exceeds the average income of Lawrence taxpayers.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee without a recommendation. The motion was seconded by Councilor Reyes and unanimously [9-0] received by the Council Members present.

**Date: 6-12-18 – Doc. 196/2018**

**Item #: n/a: vote #: n/a**

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**MOTION BY: 1st: ML; 2nd: ER;**

**[X] MOTION TO RECEIVE THE REPORT OF THE BUDGET AND FINANCE COMMITTEE WITHOUT A RECOMMENDATION;**

**[X] MOTION APPROVE BY UNANIMOUS VOICE VOTE [as follows];**

XXXXXXXXXXXXXXXXXXXXXXX	yes	no	absta	presnt	absnt
XXXXXXXXXXXXXXXXXXXXXXX					
Counc. Dist. B Estela Reyes [ER]	X				
Counc. at Lrg. Ana Levy [AL]	X				
Counc. Dist. F Marc Laplante [ML]	X				
Counc. Dist. E David Abdoo [DA]	X				
Counc. at Lrg. Pavel Payano [PP]	X				
Counc. Dist. A Maria De La Cruz [MD]	X				
Counc. at Lrg. Brian DePena [BD]	X				
Counc. VP & Dist. D Jeovanny Rodriguez [JR]	X				
Counc. Pres. & Dist C Kendrys Vasquez [KV]	X				
<b>TOTALS</b>	<b>9</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Upon being granted the floor, Councilor Laplante presented a motion to approve the FY 2019 Proposed Budget as presented which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Payano inquired as to whether the budget document presented to the Council Members is the actual document representing the current budget for consideration. He also inquired about the procedural method to present budget reductions to the Council Members for consideration. Councilor Payano stated that it is necessary for the City of Lawrence to address the issue of homeless and how businesses operation in the City of Lawrence. Councilor Payano stated that the proposed budget presented by the Mayor increases real property assessments which will increase taxes.

Upon being recognized, Mayor Rivera informed the Council Members that the proposed budget submitted for consideration recognizes and accounts for the growth in revenues commenting that the document presented represents approximately 100 hours of staff time drafting. He stated that there may be increases in rents paid that are more likely related to property owners looking to increase their income and are not a result of property tax increases. He stated that City Government has not control over the market which dictates resulting property

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values. He informed the City Council that the proposed budget provides more police and public safety, improves Public Works services and continues the efforts for economic development. Mayor Rivera presented a graph depicting tax rate increases from 2006 through projections for 2019 discussing the reasons for the increases occurring in each of the years referenced.

Upon being granted the floor, Councilor Reyes asked Mayor Rivera about the amount presently available as free cash. Mayor Rivera stated that there is approximately 11.5 million currently in the free cash account. Councilor Reyes stated that tax payers are concerned about the tax increase presented in the FY 2019 Budget and asked if free cash reserves could be used to reduce property taxes. Mayor Rivera informed the Council Members that the Department of Revenue does not permit the use of free cash reserves to reduce property taxes but stated it can be used for capital improvement projects. A discussion ensued between Councilor Reyes and Mayor Rivera concerning the various departmental requests to increase individual budget expenditures.

Upon taking the floor Council President Vasquez informed the Council Members of the review process and method of addressing proposed reductions outlining the parliamentary process by which individual motions for reductions would be entertained and voted upon by the Council Members with a final motion for approval of the budget with any proposed amendments for consideration at the conclusion of all matters presented.

Upon being granted the floor, Councilor De La Cruz stated that City employees should be given a raise. She referenced Page 64 of the proposed FY 2019 Budget (Planning Department) which provides an salary increase of 26,623.00. In response, Mayor Rivera stated that all union contracts with the City of Lawrence have been settled and the employees are bound by their union agreements. He stated that applicable amount for the payment of longevity allocations and wage increases have been negotiated and are provided in the proposed FY 2019 Budget as it has been addresses in prior years.

Upon continuing, Councilor De La Cruz stated she has no recommended reductions in the proposed Police or Fire Department budgets but stated that recreational programs should be increased to provide additional summer programs.

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Upon being granted the floor, Council Vice President Rodriguez posed questions about the possibility of reaching a 2% increase in property taxes.

Mayor Rivera discussed resulting increases attributable to collective bargaining agreements, employee benefits, debt service and obligations related to property and auto insurance provisions. He discussed the use of Chapter 58 reserve fund, the Lawrence School Department Budget and the Greater Lawrence Technical High School Assessment. Upon being recognized, Finance Director Ianello addressed the City Council concerning the administrative requirement to provide for these expenses. Mayor Rivera continued by discussing additional costs related to school repairs and those related to construction projects and necessary street repairs. Director Ianello also discussed the requirement to annually allocate approximately 1 million dollars to fund infrastructure repairs and improvements. He also discussed the funds allocated for “debt service” to repay debt incurred by the City of Lawrence.

Upon continuing, Council Vice President Rodriguez discussed the increase of debt service allocation and the sale of municipal bonds for the past year. In response, Director Ianello stated that approximately 1 million dollars in municipal bonds were sold by the City of Lawrence last fall. Upon continuing Council Vice President Rodriguez inquired about the proposed amount budgeted for the Lawrence School Department in FY 2019. He also asked about transportation increases presented in the FY 2019 School Department Budget.

Upon being recognized, Lawrence School Department Transportation Director Marino provided information about transportation costs provided in the 2019 proposed School Department Budget [See, Page 10 of the Lawrence School Department Budget].

Upon being granted the floor, Councilor Payano stated that every City Department can provide sufficient reasons to increase the budget allocations provided by the Administration. He stated that he believes that he will be presenting motions to reduce the total amount of the proposed FY 2019 Budget with a recommendation that the reduction be from specific salary allocations presented. Upon continuing, Councilor Payano presented a motion to reduce the proposed FY 2019 Budget in the amount of 15,000 with a recommendation that the amount be removed

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from the following section of the proposed budget: [01-0009] [Planning Dept.][Personnel Services]. The motion was seconded by Councilor DePena. Councilor Payano explained that the motion to reduce the FY 2019 Budget is reasonably applied due to the exorbitant pay increase referenced in the recommendation.

Upon being recognized, Mayor Rivera stated that the recommended reduction is directed at the proposed salary increase allocated for Planning Director Theresa Park as presented in the proposed FY 2019 Budget. He stated that the qualifications of Planning Director Park have resulted in positive progress in City Planning projects and Economic Development in the City of Lawrence. He stated that the salary increase is warranted and justified and is related to the results obtained from specific work performance.

Upon being granted the floor, Councilor Laplante stated he believes the motion is appropriate but asked if the author of the motion would accept a friendly amendment to change the amount of the salary increase to provide for half of the amount of the proposed salary increase to be provided in the FY 2018 Budget and half to be provided in the FY 2020 Budget.

In response, Councilor Payano stated that he accepts the friendly amendment and proposed a reduction to the proposed FY 2019 Budget in the amount of 13,300.00 recommending the amount be removed from the Planning Department allocation referenced in the original motion presented.

Upon being granted the floor, Council Vice President Rodriguez requested Director Park to address the Council Members who discussed the 27 million dollar and 6.4 million dollar projects funded by grant money awarded to the City of Lawrence and several other grant funds successfully obtained by the Planning Office. She stated that the Planning Office services provided by her are comparable to the services provided by the Planning Directors in Lowell and Springfield stated that the Directors in these municipalities are paid approximately 130,000.00 annually.

Upon continuing, Council Vice President Rodriguez posed questions to Director Park about Transportation Improvement Program Funds (hereinafter referenced as "TIP Funds". Director Park discussed and provided information to the Council Members concerning TIP Funds..

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Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Councilors to consider the motion to reduce the proposed FY 2019 Budget in the amount of 13,300.00 with a recommendation the amount be removed from [01-0009] [Planning Dept.][Personnel Services].

Upon presenting the motion for consideration, the Council Members voted to approve the motion for the reduction of the proposed FY 2019 Budget in the amount of 13,300.00 with a recommendation the amount be removed from [01-0009] [Planning Dept.][Personnel Services] by roll call vote as follows: Yes-6; No-3

**Date: 6-12-18 – Doc. 196/2018**

**Item # 1; vote # 1**

**MOTION BY: 1st: PP; 2nd: BD;**

**[X] MOTION TO REDUCE THE FY 2019 BUDGET APPROPRIATION IN THE AMOUNT OF 26,523.00 [PAGE 62, FUND: 01 – DEPARTMENT: 0009; 0051-PLANNING OFFICE; PERSONAL SERVICES (51)];**

**[X] AMENDED MOTION: COUNCILOR LAPLANTE OFFERED AN AMENDMENT TO THE MAIN MOTION AMENDING THE REDUCTION BY HALF THE AMOUNT PRESENTED;**

**COUNCILOR PAYANO ACCEPTED THE PROPOSED AMENDMENT OFFERED BY COUNCILOR LAPLANTE AMENDING THE MOTION TO STATE AS FOLLOWS:**

**MOTION TO REDUCE THE FY 2019 BUDGET APPROPRIATION IN THE AMOUNT OF 13,300.00 [PAGE 62, FUND: 01 – DEPARTMENT: 0009; 0051-PLANNING OFFICE; PERSONAL SERVICES (51)];**

**VOTE: [X] AMENDED MOTION APPROVED;[X] BY ROLL CALL VOTE [as follows];**

XXXXXXXXXXXXXXXXXXXXXXXXXXXX	yes	no	absta	presnt	absnt
<b>RIGHT ▼</b>					
Counc. Dist. B Estela Reyes [ER]		X			
Counc. at Lrg. Ana Levy [AL]	X				
Counc. Dist. F Marc Laplante [ML]	X				
Counc. Dist. E David Abdoo [DA]	X				
Counc. at Lrg. Pavel Payano [PP]	X				
Counc. Dist. A Maria De La Cruz [MD]	X				
Counc. at Lrg. Brian DePena [BD]	X				
Counc. VP & Dist. D Jeovanny Rodriguez [JR]		X			
Counc. Pres. & Dist C Kendrys Vasquez [KV]		X			
<b>TOTALS</b>	<b>6</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>

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Upon being granted the floor, Councilor Payano presented a motion to reduce the proposed FY 2019 Budget in the amount of 109,900.00 recommending the reduction be applied to the City Building Inspectional Services Department referenced as follows: [PAGE 96, FUND: 01 – DEPARTMENT: 0024; 0045-BUILDING INSPECTION; PERSONAL SERVICES (51)]. The motion was seconded by Councilor DePena.

Upon being granted the floor, Councilor Payano stated that the proposed reduction is presented to assure Inspectors are performing housing code inspections.

Upon being granted the floor, Councilor De La Cruz stated the Inspectional Service Department [hereinafter referenced as “ISD”] is not sufficiently staffed with the five inspectors presently assigned. She stated that the proposed positions would result in additional inspectors.

Upon being recognized, Mayor Rivera stated the allocation is presented in response to the City Council request of additional inspectors. He stated that insufficient code inspectors allow landlords who operate with building code violations to continue to operate without impunity. He stated that the additional inspectors are needed to assure code violations are cited and properly repaired which will benefit tenants.

Upon being granted the floor, Councilor Laplante stated it is important to have sufficient code enforcement inspectors to assure buildings are “up to code” and in compliance with the building code.

Upon being granted the floor, Councilor Abdoo commented that the greatest number of complaints involves noise and poorly kept properties which can only be addressed with greater code enforcement. He stated that funds obtained as a result of the increased property taxes paid by landlords will support the five new code inspector positions. Councilor Abdoo urged the Councilors to vote in opposition to the reduction presented for consideration.

Upon being granted the floor, Councilor DePena commented that an increase of one inspector would be sufficient to provide sufficient inspections.

In response, Mayor Rivera stated there are simply not enough inspectors currently in service to enforce current violations of the residential building codes.



[Tuesday, June 12, 2018]

Upon being granted the floor, Council Vice President Rodriguez informed the Council Memembrs that the inspection fees presented on page 15 of the budget document demonstrates that there is a loss of revenue over the past two years resulting from fines collected for code violations.

Upon being granted the floor, Councilor Payano asked if all five current code inspector positions are filled. In response, Mayor Rivera stated that all but one of the current positions are filled. Councilor Payano stated the amount is not an increase for housing inspectors but to hire building code inspectors who do not perform the same function. He suggested that the reduction will allow the vacant position to be filled which can be reviewed in the following year.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called the motion to the attention of the Council Members present for their consideration.

Upon the motion presented by Councilor Payano for the reduction of the proposed FY 2019 Budget in the amount of 109,900.00 recommending the reduction be applied to the City Building Inspectional Services Department referenced as follows: [PAGE 96, FUND: 01 – DEPARTMENT: 0024; 0045-BUILDING INSPECTION; PERSONAL SERVICES (51)] the Council Members present voted by roll call vote to defeat the motion as follows: Yes-3; No-6

**Date: 6-12-18 – Doc. 196/2018**

**Item # 2; vote # 1**

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**MOTION BY: 1st: PP; 2nd: BD;**

**[X] MOTION TO REDUCE THE FY 2019 BUDGET APPROPRIATION IN THE AMOUNT OF 109,900.00 [PAGE 96, FUND: 01 – DEPARTMENT: 0024; 0045-BUILDING INSPECTION; PERSONAL SERVICES (51)];**

[Tuesday, June 12, 2018]

**VOTE: [X] MOTION DEFEATED;[X] BY ROLL CALL VOTE [as follows];**

XXXXXXXXXXXXXXXXXXXXXXXXXXXX	yes	No	Absta	presnt	absnt
Counc. Dist. B Estela Reyes [ER]		X			
Counc. at Lrg. Ana Levy [AL]	X				
Counc. Dist. F Marc Laplante [ML]		X			
Counc. Dist. E David Abdoo [DA]		X			
Counc. at Lrg. Pavel Payano [PP]	X				
Counc. Dist. A Maria De La Cruz [MD]		X			
Counc. at Lrg. Brian DePena [BD]	X				
Counc. VP & Dist. D Jeovanny Rodriguez [JR]		X			
Counc. Pres. & Dist C Kendrys Vasquez [KV]		X			
<b>LEFT ▲ TOTALS</b>	<b>3</b>	<b>6</b>	<b>0</b>	<b>0</b>	<b>0</b>

Upon no further discussion, comment or inquiry offered by the Council Members present concerning further motions or other action to be considered, Council President Vasquez closed the discussion portion of the proceedings and called upon the Council Members to consider the motion to approve the FY 2019 Budget as presented by Councilor Laplante and seconded by Councilor Reyes with the amendment approved by vote of the Council Members for the reduction of the FY 2019 Budget in the amount of 13,300.00 recommended to be applied to the section pertaining to the Planning Department referenced as [01-0009] [Planning Dept.] [Personnel Services]. The Council Members present voted as follows on the motion to approve the FY 2019 Budget as amended by roll call vote as follows: Yes-6; No-3

**Date: 6-12-18 – Doc. 196/2018**

**Item #: 3 ; vote #: 1;**

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**MOTION BY: 1st: ML; 2nd: ER;**

**[X] MOTION TO APPROVE THE FY 2019 PROPOSED OPERATING BUDGET AS AMENDED WITH A TOTAL APPROPRIATION OF 322,330,393.00 [301,385,608.00 plus Airport Enterprise Fund (589,384,.00), Water/Sewer Fund Enterprise Fund (19,596,787.00), and Parking Garage and Lots Enterprise Fund (758,614.00) = Total of 322,330,393.00].**

[Tuesday, June 12, 2018]

As ordered by the Lawrence City Council as follows:

**CITY OF LAWRENCE  
FISCAL YEAR 2019  
APPROPRIATION ORDER**

THE COMMONWEALTH OF MASSACHUSETTS

AN ORDER CONCERNING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING July 1, 2018

*ORDERED: That the following sums, designated as personal services, purchase of services, professional services, supplies, other charges and expenses, capital outlay, intergovernmental, and debt service are hereby appropriated separately for each department in the General Fund of the City of Lawrence.*

**GENERAL FUND:**

**FY19 Approved Budget**

CITY COUNCIL	331,516
MAYOR'S OFFICE	319,293
FINANCE DEPARTMENT	2,888,915
CITY ATTORNEY	846,147
PERSONNEL/WORKER'S COMP	345,846
CITY CLERK/ELECTIONS & ANNUAL LISTING	582,324
COMMUNITY DEVELOPMENT	150,278
OFFICE OF PLANNING	500,597
OFFICE OF BUSINESS AND ECONOMIC DEVELOPMENT	183,935
FISCAL OVERSEER	53,500
POLICE DEPARTMENT	13,541,214
FIRE DEPARTMENT	12,408,900
INSPECTIONAL SERVICES	1,311,565
LAWRENCE REGIONAL VOCATIONAL TECHNICAL SCHOOL	2,769,233
LAWRENCE PUBLIC SCHOOLS	184,112,253
DEPARTMENT OF PUBLIC WORKS	9,114,820
CEMETERY	375,908
COUNCIL ON AGING	259,485
VETERAN'S SERVICES	970,944
OTHER HUMAN SERVICES	30,000
HUMAN RIGHTS COMMISSION	1,500
RECREATION	159,597
LIBRARY	1,024,151
DEBT SERVICE	12,931,894
INTERGOVERNMENTAL ASSESSMENTS	27,404,281
EMPLOYEE BENEFITS	27,642,968
RISK MANAGEMENT	370,225
OTHER FINANCING SOURCES/USES	754,319

**Total General Fund**

**301,385,608**

**Item #: 3 ; vote #: 1 [cont.];**

**ENTERPRISE FUNDS:**

THE COMMONWEALTH OF MASSACHUSETTS

ORDERS CONCERNING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING July 1, 2018

*ORDERED: That the following sums, designated as personal services, purchase of services, professional services, supplies, other charges and expenses, capital outlay, intergovernmental, and debt service are hereby appropriated separately in the Parking Garage & Lots Enterprise Fund of the City of Lawrence and that \$13,418 of Retained Earnings be appropriated to support the operating budget.*

**PARKING GARAGE AND LOTS ENTERPRISE      758,614**

[Tuesday, June 12, 2018]

*ORDERED: That the following sums, designated as personal services, purchase of services, professional services, supplies, other charges and expenses, capital outlay, intergovernmental, and debt service are hereby appropriated separately in the Airport Enterprise Fund of the City of Lawrence.*

**AIRPORT ENTERPRISE 589,384**

*ORDERED: That the following sums, designated as personal services, purchase of services, professional services, supplies, other charges and expenses, capital outlay, intergovernmental, and debt service are hereby appropriated separately in the Water/Sewer Enterprise Fund of the City of Lawrence and that \$2,262,314 of Retained Earnings be appropriated to support the operating budget.*

**WATER/SEWER ENTERPRISE 19,596,787**

**Total Enterprise Funds 20,944,785**

**TOTAL APPROPRIATION - ALL FUNDS 322,330,393**

**VOTE: [X] MOTION APPROVED; [X] BY ROLL CALL VOTE [as follows];**

XXXXXXXXXXXXXXXXXXXXXXXXXXXX	yes	no	absta	presnt	absnt
<b>RIGHT ▼</b>					
Counc. Dist. B Estela Reyes [ER]	X				
Counc. at Lrg. Ana Levy [AL]		X			
Counc. Dist. F Marc Laplante [ML]	X				
Counc. Dist. E David Abdoo [DA]	X				
Counc. at Lrg. Pavel Payano [PP]		X			
Counc. Dist. A Maria De La Cruz [MD]	X				
Counc. at Lrg. Brian DePena [BD]		X			
Counc. VP & Dist. D Jeovanny Rodriguez [JR]	X				
Counc. Pres. & Dist C Kendrys Vasquez [KV]	X				
<b>TOTALS</b>	<b>6</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>

**Doc. 196/18: Approved**

**VI. Communication from Mayor, City Officials & City Attorney: - None**

**VII. APPROPRIATIONS-ORDERS-RESOLUTIONS: - None**

**VIII. COMMITTEE REPORTS: - None**

**IX. WITHDRAWALS: - None**

**X. TABLED MATTERS: - None**

[Tuesday, June 12, 2018]

**XI. NEW BUSINESS:** - None

**XII. ADJOURNMENT:**

Upon Motion of Councilor Laplante duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(09:03p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, June 19, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, June 19, 2018** at 7: 05 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
Councilor Anna Levy [Councilor at Large] – Absent at roll call;  
Councilor Marc Laplante [District F Councilor] – Present;  
Councilor David Abdoo [District E Councilor] – Present;  
Councilor Pavel Payano [Councilor At Large] — Absent at roll call;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Absent at roll call;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Absent at roll call;  
Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor Levy arrived at 7:06 p.m.;  
Councilor Payano arrived at 7:06 p.m.;  
Councilor DePena arrived at 7:06 p.m.;  
Council Vice President Rodriguez arrived at 7:06 p.m.;

**Other attendance matters:**

Approximately Thirty-two [32] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted June 5, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Reyes to approve the minutes as presented duly seconded by Councilor De La Cruz, the Council Members present voted to approve the minutes by roll call vote as follows:

Councilor Estela Reyes - Yes  
Councilor Anna Levy - Yes

[Tuesday, June 19, 2018]

Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Present  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA stated his gratitude for and demand that the Mayor support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public Schools its Teachers and their Unions, the Teacher Union representative Frank McLaughlin. He praised the efforts of Police Chief Vasque and requested that Mayor Rivera keep his campaign promise to “Save Lawrence, Prosper Lawrence”.

Richard Russell, 34 Cross Street, Lawrence, MA stated that vehicles should not be allowed to park on the Common because they destroy the grounds. He stated that excessive noise was heard from cars during the Hispanic Week Parade.

Pastor Victor Jarvis, of the Lawrence Ebenezer Church, spoke about Councilor Laplante’s concern about the condition of the Common. President Vasquez reminded Pastor Jarvis that public comment cannot be directed at any individual Council Member and must be addressed to the Full Council as a body. Pastor Jarvis stated he has noticed people sleeping in the Common stating that homelessness must be addressed in Lawrence. He cited Reverend Martin Luther King who demanded that the Church get involved with social issues. He also stated that he supports the causes for gay rights and human rights.

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Michelle Paletta, 198 Essex Street, Apt. #101 Lawrence, MA stated she has been asking for parking on Jackson Street for residents of 198 Essex Street for two years. She stated that the noise from all festivals on the Common is excessive.

### **III. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

#### **Doc. 190/18: Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Councilor Laplante – Presentation Presented & Tabled**

Councilor Laplante presented a motion to take document 190/18 out of the order appearing on the agenda. The motion was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [8-0][Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded]..

Council President Vasquez recognized Councilor Laplante who proceeded by presenting the recognition of students being honored by the Resolutions of the City Council.

Councilor Laplante and Councilor De La Cruz presented a Resolution from the City Council in recognition of Dianny Lora Reyes as the Class of 2018 Greater Lawrence Technical High School Valedictorian citing her multiple academic awards and achievements. Dianny Lora Reyes accepted the honor in the company of her parents, School Officials, Teachers, Guidance Councilors and Members of the Greater Lawrence Technical School Committee. Councilor Laplante also presented her with a “Certificate of Excellence” issued by Mayor Rivera.

Councilor Laplante, joined by Councilor Estela Reyes, presented a Resolution of the Lawrence City Council to Leah Cedeno as the top student in the Central Catholic’s Class of 2018 while in attendance during her four years at Central Catholic High School. Councilor Reyes congratulated and presented Leah Cedeno the Resolution of the Lawrence City Council who was in the company of her Mother Connie Hatfield, Central Catholic School Officials, Guidance Councilor David DiFillipo and a Marist Brother [unnamed]. Councilor Laplante also presented her with a “Certificate of Excellence” issued by Mayor Rivera.



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Upon conclusion of presentations the item was tabled [Note: motion to “table presented and approved later in the Session].

**Doc. 190/18: Presented and Tabled**

**IV. PUBLIC HEARINGS:**

**Doc. 408/17: Parking – 172 Prospect Street–Handicapped Parking –  
Counc. Ortiz-Public Hearing held - Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon being recognized, Council Vice President Rodriguez presented a motion to approve the measure which was seconded by Councilor De La Cruz and unanimously approved [8-0] by the Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 408/17: Approved**

**Doc. 3/18: Handicapped Parking–6 Grafton Street–Zulma Boquin–Public Hearing held - Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

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Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon being recognized, Councilor Reyes presented a motion to approve the measure which was seconded by Council Vice President Rodriguez and unanimously approved [8-0] by the Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 3/18: Approved**

**Doc. 6/18: Handicapped Parking – 31 Fairmont Street – Angelina Diaz–Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor Levy, the Council Members present voted unanimously [8-0] to approve the measure [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 6/18: Approved**

**Doc. 9/18: Handicapped Parking – 151 West Street – Eneida Javier–Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez

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opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [8-0] to approve the measure [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 9/18: Approved**

**Doc. 28/18: Handicapped Parking–21 Beacon Street Apt. 42-04–  
Magaly Anderson–Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Abdoo, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve the measure [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 28/18: Approved**

[Tuesday, June 19, 2018]

**Doc. 36/18: Handicapped Parking – 32 Chandler Street – Rafael Rosario Ramos–  
Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor Levy, the Council Members present voted unanimously [8-0] to approve the measure [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 36/18: Approved**

**Doc. 60/18: Loading Zone- 62 Park Street-Head Start-GLCAC–Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

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Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [8-0] to approve the measure [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 60/18: Approved**

**Doc. 79/18: Handicapped Parking – 29 Swan Street – Carmen Devora–Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [8-0] to approve the measure [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 79/18: Approved**

**Doc. 80/18: Parking [20 Minute Parking] – 101 Union Street – 20 Minute – Councilor De La Cruz–Public Hearing held - Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

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Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor DePena, the Council Members present voted unanimously [8-0] to approve the measure. [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 80/18: Approved**

**Doc. 86/18: Handicapped Parking – 1 Bunkerhill Street [on Myrtle Street Side near the driveway]–  
Sonia Ramos–Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve the measure [Councilor De La Cruz being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 86/18: Approved**

**Doc. 109/18: Handicapped Parking – 45 Bigelow Street – Counc. Abdoo–  
Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez

[Tuesday, June 19, 2018]

opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor Abdo, the Council Members present voted unanimously [9-0] to approve the measure.

**Doc. 109/18: Approved**

**Doc. 193/18: Office of Planning and Development – Revised Community Development Block Grant: [1,742,830.00]; HOME Grant: [930,233.00] & ESG Grant: [137,175.00]–Vilma Martinez-Dominguez, Community Development Director–Approval of 6-5-18  
Pending Public Hearing–Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor Levy, the Council Members present voted unanimously [9-0] to approve the measure.

**Doc. 193/18: Approved**

[Tuesday, June 19, 2018]

**Doc. 170/18: National Grid – Common Street – Installation of underground storage facilities – Dave Johnson, Supervisor, Distribution Design - Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

David Johnson of National Grid appeared and spoke in support of the matter.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item presented and to waive the 30 days waiting period required by section 3.8(a) of The Lawrence City Charter as seconded by Councilor De La Cruz.

Upon being granted the floor, Councilor DePena asked Mr. Johnson about dangerous poles throughout the City of Lawrence.

DPW Director Carlos Jaquez spoke to the Council about issues concerning National Grid and pole locations stating the city has no leverage or control over pole location or repair work necessary.

Mr. Johnson of National Grid stated that work on double poles is an on –going project. He suggested contacting the engineer in charge of the double pole location project.

Upon continuing, Councilor DePena asked for the telephone number for public contact.

Upon no further discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.



[Tuesday, June 19, 2018]

Upon a motion to approve the measure presented by Council Vice President Rodriguez, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [9-0] to approve the measure and to waive the 30 days waiting period required by section 3.8(a) of The Lawrence City Charter.

**Doc. 170/18: Approved/30 days waived**

**Doc. 186/18: National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures at the intersection of Butler Street and Milton Streets – Dave Johnson, National Grid, Engineering Dept.-Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

David Johnson of National Grid appeared and spoke in support of the matter.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion or comment offered by the Council Members present, Council President Vasquez closed the discussion portion of the hearing and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [9-0] to approve the measure.

**Doc. 186/18: Approved**

#### **V. TABLED MATTERS:**

**Doc. 81/18: National Grid and Verizon New England, Inc. –Locate Poles and Wires-Norris Street – Dave Johnson, National Grid, Engineering Dept. & Karen Levesque, Verizon, New England, Inc., Manager/Right of Way [T][06-05-18] – Approved**

Councilor De La Cruz presented a motion to take document 81/18 out of the order appearing on the agenda. The motion was seconded by Councilor DePena and unanimously approved by the Council Members present [9-0].

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Upon being granted the floor, Councilor De La Cruz presented a motion to approve the item presented. The motion was seconded by Councilor DePena and unanimously [9-0] approved by Council Members present.

**Doc. 81/18: Approved**

**VI: Communication from Mayor, City Officials & City Attorney:** - None

**VII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 190/18: Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation – Tabled**

Upon being granted the floor, Councilor Laplante stated that he had not requested the item be re-tabled for future recognition of students of excellence and presented a motion to “table” document the item. The motion was seconded by Councilor Abdoo and unanimously [9-0] approved by Council Members present.

**Doc. 190/18: Tabled**

**Doc. 243/18: Lawrence Municipal Classified Foremen’s Association –Collective Bargaining Agreement – FY 18 Funding Approval - Mark Ianello, Finance Director – Ref. to Budget & Finance Committee**

Council President Vasquez called the following item to the attention of the Council Members as appearing on the Agenda which was referred as indicated e:

**Doc. 243/18: Ref. to Budget & Finance Committee**

**Doc. 221/18: Appropriation Transfers - From: Free Cash to continue funding various Reserve Funds [400,000.00]-Mark J. Ianello, Finance Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**Doc. 221/18: Approved**

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**Doc. 222/18: Appropriation Transfer - From: Free Cash to two accounts created to fund two emergency declarations during FY18 – [514,700.92] – Mark J. Ianello, Finance Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the Appropriation transfer as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**Doc. 222/18: Approved**

**Doc. 223/18: Appropriation Transfers – From: Free Cash to DPW- Snow and Sanding Division - [3,400,000.00] & To: Chapter 58 Capital Reserve Fund – [251,440.00] – Mark J. Ianello, Finance Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the Appropriation transfer as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**Doc. 223/18: Approved**

**Doc. 224/18: FY19 – Annual Authorization of Revolving Funds – Mark J. Ianello, Finance Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [8-0] approved by the Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 224/18: Approved**

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**Doc. 227/18: Appropriation Transfer – From: Free Cash to continue funding of City of Lawrence Gang Violence Prevention Initiative – [123,000.00] – Mayor Dan Rivera – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the Appropriation transfer as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [8-0] approved by the Council Members present. [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 227/18: Approved**

**VIII. COMMITTEE REPORTS:**

**Doc. 216/18: Office of Planning and Development – Authorization to expend a grant from Robert Wood Johnson Foundation – Funds for Advancing Self-Organizing Teams [FAST][up to 5,000.00] – Susan Fink, Manager of Financial & Administrative Services Budget and Finance Cmt. - Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the Appropriation transfer as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [8-0] approved by the Council Members present. [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 216/18: Approved**

**Doc. 337/16: Disposition - 65 Ferry Street [Tax Map 51, Lot 37/21] – Laiza St. Onge, Asset Officer-Hous. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Housing Committee recommending the approval of the disposition of City owned property located at 65 Ferry Street [Tax Map: 51, Lot: 37/21] to Gamal Salama with conditions upon the payment of 5,100.00. The report was presented in the form of a motion to approve the transfer of title which was seconded by Councilor De La Cruz and

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unanimously [8-0] approved by the Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 337/16: Approved**

**Doc. 353/16: Disposition - 568 Essex Street – [Tax Map 145, Lot 57] –  
Laiza St. Onge, Asset Officer-Hous. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Housing Committee recommending the approval of the disposition of City owned property located at 568 Essex Street – [Tax Map: 145, Lot: 57] to Domingo Antonio Pena Perez and Daptfanim Martinez Batista with conditions upon the payment of 265,000.00. The report was presented in the form of a motion to approve the transfer which was seconded by Councilor Payano and unanimously [8-0] approved by the Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 353/16: Approved**

**Doc. 324/17: Disposition - 119 May Street – Tax Map 211, Lot 10-  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report from the Housing Committee recommending the approval of the disposition of City owned property located at 119 May Street – [Tax Map: 211, Lot 10] to FPM LLC with conditions upon payment of 425,000.00. The report was presented in the form of a motion to approve the transfer which was seconded by Councilor Levy and unanimously [8-0] approved by the Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 324/17: Approved**

**Doc. 45/18: Disposition - 277 Haverhill Street-[Tax Map 147, Lot 311]-  
Laiza St. Onge, Asset Officer-Hous. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report from the Housing Committee recommending the approval of the disposition of City owned property located at 277 Haverhill Street-[Tax Map: 147, Lot: 311] by transfer of title to John Breen Funeral Home, Inc. with conditions

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upon the payment of 17,300.00. The report was presented in the form of a motion to approve the transfer of title to the real property as seconded by Councilor Levy and unanimously [8-0] approved by the Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 45/18: Approved**

**Doc. 47/18: Disposition - 318 Lowell Street – [Tax Map 166, Lot 811]-  
Laiza St. Onge, Asset Officer-Hous. Cmt. – Approved**

**Doc. 48/18: Disposition - 320 Lowell Street – [Tax Map 166, Lot 821]-  
Laiza St. Onge, Asset Officer-Hous. Cmt. – Approved**

Upon being recognized, Council Vice President Rodriguez presented a motion to address the above two items as a “block” for purposes of disposition. The motion was seconded by Councilor Levy and the Council Members voted unanimously present [8-0] to consider them as a block [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 47/18: Disposition - 318 Lowell Street – [Tax Map 166, Lot 811]-  
Laiza St. Onge, Asset Officer-Hous. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report from the Housing Committee recommending the approval of the disposition of City owned property located at 318 Lowell Street [Tax Map: 166, Lot: 811] to Miguelin Construction, Inc. with conditions upon the payment of 80,000.00. The report was presented in the form of a motion to approve the transfer of title which was seconded by Councilor Levy and unanimously [8-0] approved by the Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 47/18: Approved**

**Doc. 48/18: Disposition - 320 Lowell Street – [Tax Map 166, Lot 821]-  
Laiza St. Onge, Asset Officer-Hous. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report from the Housing Committee recommending the disposition of City owned property located at 320 Lowell Street [Tax Map: 166, Lot: 821] to Miguelin Construction, Inc. with conditions upon the payment of 80,000.00. The report

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was presented in the form of a motion to approve the transfer of title which was seconded by Councilor Levy and unanimously [8-0] approved by the Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 48/18: Approved**

**IX. WITHDRAWALS:**

**Doc. 133/15: Lawrence Trust Act–Police Department Reports–Roy Vasque, Police Chief – Committee of the Whole – Withdrawn**

**Doc. 322/15: Stipends and Salary Increases – Council Pres. Maldonado – Committee of the Whole - Withdrawn**

**Doc. 371/16: Review and Investigation of Damages to the Veteran’s Memorial Stadium and Measures to be implemented to prevent future recurrence – Counc. Maldonado [Executive Session Expected] – Committee of the Whole - Withdrawn**

**Doc. 372/16: Review and Investigation of Suspension of Lawrence Firefighter[s] - Counc. Maldonado [Executive Session Expected] – Committee of the Whole - Withdrawn**

**Doc. 425/16: Review of Employee Reprimand Process [Executive Session Anticipated] – Counc. Maldonado – Committee of the Whole - Withdrawn**

**Doc. 426/16: Review of Police arrest of Lawrence Firefighter shooting injury incident of September 6, 2016 [Executive Session Anticipated] Counc. Maldonado – Committee of the Whole - Withdrawn**

**Doc. 16/17: Administrative Action Against Lawrence Police Officer [Executive Session Anticipated] – Counc. Maldonado – Committee of the Whole - Withdrawn**

**Doc. 17/17: City of Lawrence Litigation Expenditures – Review From 2013 to Present [Executive Session Anticipated] - Counc. Maldonado – Committee of the Whole – Withdrawn**

Upon being recognized, Council Vice President Rodriguez presented a motion to consider the above items as a “block”. The motion was seconded by Councilor Payano and the Council Members voted unanimously [8-0] to consider the above items “as a block” [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

Upon being recognized, Councilor Payano presented a motion to withdraw all of the above items from the City Council Agenda which had been pending before the Committee of the Whole. The motion was seconded by

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Councilor De La Cruz and Council Members present voted unanimously [8-0] to withdraw the items from the City Council Agenda [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 133/15: Withdrawn**

**Doc. 322/15: Withdrawn**

**Doc. 371/16: Withdrawn**

**Doc. 372/16: Withdrawn**

**Doc. 425/16: Withdrawn**

**Doc. 426/16: Withdrawn**

**Doc. 16/17: Withdrawn**

**Doc. 17/17: Withdrawn**

**X. OLD BUSINESS:** - None

**XI. TABLED MATTERS:**

**Doc. 197/14: Double Poles–Locations–Review–Council Pres. Maldonado – Tabled**

Councilor Payano presented a motion to remove the item from the table which was seconded by Councilor DePena and unanimously approved by the Council Members present [8-0][Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Payano presented a motion to send correspondence to National Grid requesting the attendance of a representative of the company at the next scheduled session of the Lawrence City Council. The motion was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

Upon being recognized, Councilor Payano moved to “table” the item. The motion was seconded by Councilor Abdoo and unanimously [8-0] approved by Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 197/14: Tabled**

The following items remained “tabled” without further action:

39/10 Charter Review [Public Hearings as needed]



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- 148/11      Parking – Merrimack Street–alternate side parking–Coun. Laplante – Ord. Cmt.
- 224/13      Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14      Military/Veteran Recognition-Counc. Laplante
- 197/14      Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14      Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 66/15      Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance – Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15      Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15      E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16      Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16      Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17      Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17      Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
- 162/17      Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17      Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending-Traffic Study Ordered
- 308/17      Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17      Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 355/17      Mobilitie Small Cell Utility [#3] - Maple St. and Lawrence St.-Eric Kallio, Manager- Public Hearing
- 357/17      Mobilitie Small Cell Utility [#3] – Chandler St. & Medford St.-Eric Kallio, Manager-Public Hearing
- 358/17      Mobilitie Small Cell Utility [#3] – Hancock St.& Leonard Ave-Eric Kallio, Manager-Public Hearing
- 359/17      Mobilitie Small Cell Utility [#3] – Haverhill St. & Union St. -Eric Kallio, Manager -Public Hearing
- 360/17      Mobilitie Small Cell Utility [#3] – Lexington St. & Lawrence St.-Eric Kallio, Manager-Public Hearing
- 361/17      Mobilitie Small Cell Utility [#3] – Newbury St. & Common St. -Eric Kallio, Manager-Public Hearing
- 362/17      Mobilitie Small Cell Utility [#3] – Prospect St. & General St. -Eric Kallio, Manager-Public Hearing
- 363/17      Mobilitie Small Cell Utility [#3] – Hampshire St. & Common St.-Eric Kallio, Manager-Public Hearing
- 364/17      Mobilitie Small Cell Utility [#3] – Fairmont St. & Auburn St. – Eric Kallio, Manager-Public Hearing

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- 365/17      Mobilitie Small Cell Utility [#3] – Tremont St.& Broadway[Rt. 28]-Eric Kallio,Manager-Public Hearing
- 392/17      Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]
- 406/17      Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [T][2-6-18]
- 407/17      Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [T][2-6-18]
- 11/18      Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 148/18      Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 172/18      Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez

**Doc. 226/18: Open Meeting Law Complaint [2018-CLM-25]  
[Executive Session Anticipated] - Withdrawn**

Upon being recognized, Council Vice President Rodriguez presented a motion to remove the item from the table in order to allow the Council to address the matter presented. The motion was seconded by Councilor Abdoo and unanimously approved by the Council Members present [8-0] present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor DePena presented a motion to withdraw the item the Council Agenda. The motion was seconded by Councilor Levy and Council Members present voted by roll call vote as follows to withdraw the item from the Council Agenda: Yes-6; No-1; Present-1; Absent-1

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Present  
 Councilor David Abdoo - No  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Absent  
 Council President Kendrys Vasquez – Yes

Upon being recognized, Councilor Laplante presented a motion to reconsider the vote called and recorded concerning the motion to withdraw Document 226/18 from the Council Agenda. The motion was seconded by Council Vice President Rodriguez and Council Members present voted unanimously [8-0] to allow reconsideration of the vote previously called and recorded approving the withdrawal of the item from the City Council Agenda [see above].

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Upon being recognized, Councilor Vice President Rodriguez presented a motion to withdraw Document 226/2018 from the City Council Agenda. The motion was seconded by Councilor DePena and approved by roll call vote of the Council Members present as follows: Yes-7; Present-1; Absent-1

Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Present  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 226/18: Withdrawn**

## **XII. NEW BUSINESS:**

**Doc. 237/18: Transient Vendor License – 316 Common Street – Jonathan Santos – Withdrawn**

Upon being granted the floor, Councilor Payano presented a motion to withdraw the above petition from the Council Agenda stating that the motion is based on a request of the petitioner. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 237/18: Withdrawn**

**Doc. 240/18: Lawrence Police Department – K-9 First Dog Program Grant [25,000.00]–Roy P. Vasque, Chief – Ref. to Budget & Finance Cmt. – Ref. to Budget & Finance Cmt.**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to split document 240/18 into two separate Documents to be numbered as Doc. 240A/18 Lawrence Police Department – K-9 First Dog Program Grant [25,000.00]–Roy P. Vasque, Chief and Doc. 240B/18 Lawrence Police Department – Diverting Juveniles and Emerging Adults from Criminal Justice System [139,000.00]– Roy P. Vasque, Chief explaining that the items present two different purposes that will need to be considered individually. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

Upon the approval of the motion to provide two separate Documents, Council President Vasquez referred the items for further proceedings as indicated.

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**Doc. 240A/18: Lawrence Police Department – K-9 First Dog Program Grant [25,000.00]–Roy P. Vasque, Chief – Ref. to Budget & Finance Cmt.**

**Doc. 240B/18: Lawrence Police Department –Diverting Juveniles and Emerging Adults from Criminal Justice System [139,000.00]– Roy P. Vasque, Chief – Ref. to Budget & Finance Cmt.**

**Doc. 240A/18: Ref. to Budget & Finance Cmt.**

**Doc. 240B/18: Ref. to Budget & Finance Cmt.**

Council President Vasquez continued by bringing the following items to the attention of the Council

Members and referring the following items to the Subcommittee of the City Council as indicated:

- 233/18 Ice Cream Vendor License – 53 Stevens Avenue – Jennifer Alvarado – Ref. to Ord. Cmt.
- 234/18 Ice Cream Vendor License – 53 Stevens Avenue – Ricardo Sequinot – Ref. to Ord. Cmt.
- 235/18 Ice Cream Vendor License – 46 Rollins Street – Edwin Rodriguez – Ref. to Ord. Cmt.
- 236/18 Ice Cream Vendor License – 46 Rollins Street – Melissa Sequinot – Ref. to Ord. Cmt.
- 239/18 Handicapped Parking – 473 Essex Street – Counc. Levy – Ref. to Ord. Cmt.
- 240/18 Lawrence Police Department – K-9 First Dog Program Grant [25,000.00]–Roy P. Vasque, Chief – Ref. to Budget & Finance Cmt.
- 241/18 Lawrence Police Department – First Responder Naloxone Grant – Roy P. Vasquez, Police Chief & Brian Moriarty, Fire Chief –Ref. to Budget & Finance Cmt.
- 242/18 SEIU Member & Community Picnic – Request to use Manchester Street Park – 12pm to 5pm – Saturday, August 18, 2018 – Herbert Jean-Baptiste –Ref. to Ord. Cmt.
- 244/18 City Attorney Job Application Review and Appointment Consideration-Counc. Pres. Vasquez –Ref. to Pers. Cmt.

### **ITEMS ADDED AT THE MEETING**

**Doc. 212/18: Block Party – Pot Luck – Cypress Street between Pearl and Essex Streets on Saturday, June 23rd, 2018 from 12pm to 8pm – Ana Luz Garcia & Stephanie Buchholtz – Ordinance Committee Discharged-Approved**

Upon being recognized, Councilor Reyes presented a motion to declare the above item as an emergency item in order to discharge the pending proceedings before the Ordinance Committee and to allow the Council Members to address the item for immediate consideration of approval. The motion was seconded by Councilor Levy and unanimously [9-0] approved by Council Members present.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item presented stating the event is scheduled to take place in four days and before the Council will be able to consider the matter either before the Ordinance Committee or the Full Council. The motion was seconded by Councilor

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DePena and unanimously [9-0] approved by Council Members present.

**Doc. 212/18: Approved**

**XIII. ADJOURNMENT:**

Upon Motion of Councilor Payano duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(08:30p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, July 10, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, July 10, 2018** at 7: 09 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Absent;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Present;  
Councilor David Abdoo [District E Councilor] – Present;  
Councilor Pavel Payano [Councilor At Large] — Present;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Absent;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

Approximately Thirty-three [33] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:** - None

**II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Francis Cialek, 245 Broadway, Lawrence, MA stated Mayor Lantigue's picture is not in the Chamber. He stated he wants Larry Hestor in the LHS Basketball Hall of Fame. He complained about Methuen Street pot holes. He complained about the trash on the streets. He asked when the Police Station should be built. He complained about prostitution on Broadway.

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Homayoun Maali, 53 Chester Street, Lawrence, MA stated we are grateful for and demand that the Mayor support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public Schools their Teachers and Unions, and Union representative Frank McLaughlin. He praised the efforts of Police Chief Vasque. He stated Council President Vasquez was doing a good job. He asked Mayor Rivera to keep his campaign promise to “Save Lawrence, Prosper Lawrence”.

Richard Russell, 34 Cross Street, Lawrence, MA complained about the railroad track on South Broadway.

Jeffrey Petrillo, 341 South Broadway, Lawrence, MA discussed vacant lots near his home.

Francesca Leger, 116 Bunkerhill Street, Lawrence, MA stated that the house she bought has outstanding Real Estate Taxes placing her house in foreclosure.

### **III. PUBLIC HEARINGS:**

#### **Doc. 85A/18: Rental Insurance Policy Requirement for All Rental Units – Sec. 15.12.010] – Definitions - Counc. Payano – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Francis Cialek, 245 Broadway, Lawrence, MA spoke in opposition of the measure.

Joseph D’Amico, 11 Lorenzo Road, Lawrence, MA spoke in opposition to the Rental Insurance Ordinance asking where the money come from. As a landlord he informed the Council that all rents will be increased. He stated that the requirement will be impossible to enforce.

Mr. Perez informed the Council Members that he is a landlord and supports the rental insurance ordinance presented for approval.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

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Upon being granted the floor, Councilor Payano presented a motion to approve the measure presented as seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Payano explained this document is an amendment to the definition provided by the ordinance.

Upon being granted the floor, Councilor Laplante commented on the ability to enforce the proposed ordinance. Councilor Payano stated there is no enforcement provision contained in the proposed ordinance and explained that there is a need for required insurance for tenants.

Upon continuing, Councilor Laplante explained there are ordinances in place which may be enforced. He suggested the ordinance appears voluntary. Councilor Payano stated the requirements will be enforced through Inspectional Service Department similar to occupancy permit requirements.

A discussion ensued between Councilor Laplante and Councilor Payano regarding the implementation of the requirement.

Upon being granted the floor, Council Vice President Rodriguez stated the insurance will be about \$100 - \$150 a year to provide for tenant insurance. Mr. Perez informed the Council Members that an average policy is /46.00 per month. He spoke in favor of the proposed measure.

Upon being granted the floor, Councilor De La Cruz stated the community should be educated about the proposed measure.

Upon being granted the floor, Councilor Levy agreed with Councilor De La Cruz stating that the community needs to be educated. She suggested that tenants may not be able to pay any amount for rental insurance.

Upon being granted the floor, Councilor Payano urged the Council Members to approve the “definition” section as presented to provide a working definition of “rental unit”.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to



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consider the matter presented. Upon a motion to approve the measure presented by Councilor Payano as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [7-0] to approve Rental Insurance Policy Requirement for All Rental Units – Sec. 15.12.010] – Definitions.

**Doc. 85A/18: Approved**

**Doc. 85B/18: Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] –  
Counc. Payano – Public Hearing held – Tabled**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Joseph D’Amico 11 Lorenzo Road, Lawrence, MA stated that the proposed provision may be contrary to the General Laws of the Commonwealth. He stated the proposed ordinance is unenforceable.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to “Table” presented by Councilor Payano, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [7-0] to “Table” the measure.

**Doc. 85B/18: Tabled**

**Doc. 89/18: Department Heads – Quarterly Reports [Sec. 2.04.135] –  
Counc. Payano – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President

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Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Payano presented a motion to approve the measure as presented, as seconded by Councilor Levy.

A discussion ensued among the Council Members regarding current reporting requirements and compliance with those reports.

Upon being granted the floor, Councilor Laplante posed questions to Councilor Payano regarding administrative support for the proposed measure.

Upon being granted the floor, Council Vice President Rodriguez suggested quarterly reports be due on: January 31, April 30, July 31 and October 31<sup>s</sup> and semi-annual reports on April 30<sup>th</sup> and October 31<sup>st</sup>.

Councilor Payano accepted the friendly amendment of Council Vice President Rodriguez.

Upon being granted the floor, Councilor Abdoo discussed the dates of the proposed amendment.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Councilor Payano, as seconded by Councilor Levy, the Council Members present voted unanimously [7-0] to approve the measure.

**Doc. 89/18: Approved**

**Doc. 118/18: City Clerk Fee Adjustments – William J. Maloney, City Clerk – Budget and Finance Cmt. – Public Hearing held – Charter Objection**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

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Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Payano presented a motion to approve the measure as seconded by Councilor Laplante.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Councilor Payano, as seconded by Councilor Laplante, the Council Members present proceeded to vote by roll call vote and Council Vice President Rodriguez entered a Charter Objection pursuant to City Charter Sec. 3.8(c). Pursuant to the City Charter, all further proceedings regarding this item were suspended by Council President Vasquez and the item will be forwarded to the next meeting of the Lawrence City Council.

#### **Doc. 118/18: Charter Objection**

#### **Doc. 133/18: An Ordinance for Regulations and Procedures for Surveillance Technology - Counc. Payano – Public Hearing held – Defeated**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Richard Russell 34 Cross Street, Lawrence, MA spoke in opposition to the proposed ordinance. He commented that the ordinance in effect with the City Somerville is not a model of effectiveness. He outlined instances which the use of surveillance cameras may be abused.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

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Upon being granted the floor, Councilor Payano presented a motion to approve the proposed ordinance as presented, which was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor De La Cruz stated the community needs to be educated about the implementation of the proposed ordinance and the vendors supplying the services should address the City Council on various aspects of the measure.

Lawrence Police Chief Vasque addressed the City Council stating that bidding vendors will be invited to address the Council and members of the Lawrence Community.

Upon being granted the floor, Councilor Laplante stated the proposed ordinance is more than a policy. He inquired of Police Chief Vasque about the particulars of the proposed ordinance.

Upon being granted the floor, Councilor Payano stated that the proposed ordinance is presented to establish a policy and process for the implementation of surveillance technology data collection.

Upon being granted the floor, Councilor Laplante stated the proposed ordinance provides the Lawrence Police Department with a manner to implement surveillance technology provisions. He suggested the proposed ordinance may be too restrictive. Councilor Payano responded by citing serious privacy issues that other communities have attempted to address which the proposed ordinance addresses in some manner.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Chief Vasque about the proposed ordinance. Chief Vasque discussed conversations with Councilor Payano stating that he supports the proposed draft.

Upon being granted the floor, Councilor De La Cruz expressed her concern that the unique issues present in the City of Lawrence must be considered and once identified the ordinance should be considered for review and approval.

Upon being granted the floor, Councilor Payano explained that the proposed ordinance presents a regulatory guide for use by the Lawrence Police Department.

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Upon being granted the floor, Councilor Laplante presented a motion to “table” the measure. The motion was seconded by Councilor Abdoo and Council Members presented defeated the motion to “table” by roll call vote as follows: Yes-4; No-1; Present-2; Absent-2

Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Present  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Present  
 Council President Kendrys Vasquez – No

Council President Vasquez called the motion to approve to the attention of the Council Members present.

Upon vote of the Council Members present, the motion to approve was defeated by roll call vote as follows: Yes-3; No-4; Absent-2

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Absent  
 Councilor Maria De La Cruz - No  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - No  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - No  
 Councilor Estela Reyes - Absent  
 Council President Kendrys Vasquez – Yes

**Doc. 133/18: Defeated**

**Doc. 194/18: Proposed Five-Year Capital Improvement Plan [also posted under Communications section]-  
 Mayor Dan Rivera –Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

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Upon being granted the floor, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the measure as amended. [add \$10,000 for more Veteran signage throughout the City]. The report was presented in the form of a motion to approve the measure, seconded by Councilor Abdoo and Council Members present voted unanimously [5-0] to approve the measure as amended.

[Councilor Levy, Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded]. [Councilor DePena and Councilor Reyes were absent from the meeting.]

**Doc. 194/18: Approved**

**IV: Communication from Mayor, City Officials & City Attorney:** - None

## **V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 200/18: Resolution in opposition of the Mega Hospital Merger led by Beth Israel Deaconess Medical Center and Leahy Health-Council Pres. Vasquez – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented, as seconded by Councilor Payano.

At the request of Councilor Laplante, Council President Vasquez provided information concerning the proposed Resolution of Council to support the proposition.

At the request of Council President Vasquez, Altagracia [last name inaudible] provided information about the proposed Resolution stating that the support of the City Council would be for transparency of medical treatment provided to low income patients

Upon being granted the floor, Councilor Abdoo commented there is sufficient governmental oversight to assure proper administration of medical treatment.

Council President Vasquez disagreed stating that healthcare has been limited to lower income communities directly impacting residents of the Lawrence Community.

Upon being granted the floor, Councilor Payano stated that a resolution asking for “transparency” in the administration of health care services is important to affirm and notify the health care industry.

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Upon being granted the floor, Councilor De La Cruz stated that the hospitals involved should be invited to explain their transparency to the City Council and the community.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented. Upon a motion to approve the measure presented by Council Vice President Rodriguez, as seconded by Councilor Payano, the Council Members present voted by roll call vote to approve the Resolution as follows: Yes-6; No-1; Absent-2

Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 200/18: Approved**

**Doc. 258/18: Appropriation Transfers – From: Capital Reserve Fund to various Capital Projects Accounts- [1,005,759.00] – Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

**Doc. 259/18: Loan Order for FY19-FY23 Capital Improvement Plan – Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above two items to the attention of the Council Members as appearing on the Agenda which were each referred as indicated.

**Doc. 258/18: Ref. to Budget & Finance Cmt.**

**Doc. 259/18: Ref. to Budget & Finance Cmt.**

**Doc. 220/18: Year-End Transfers between departmental accounts – Mark J. Ianello, Finance Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Council Vice President Rodriguez and unanimously [7-0]

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approved by the Council Members present.

**Doc. 220/18: Approved**

**Doc. 243/18: Lawrence Municipal Classified Foremen's Association –Collective Bargaining Agreement – FY 18 Funding Approval- Mark Ianello, Finance Director – Budget and Finance Cmt – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Council Vice President Rodriguez and unanimously [7-0] approved by the Council Members present.

**Doc. 243/18: Approved**

**Doc. 133/18: An Ordinance for Regulations and Procedures for Surveillance Technology - Counc. Payano – Public Hearing held – Charter Objection**

Upon being recognized, Council Vice President Rodriguez presented a motion to reconsider the vote for Document 133/18, as seconded by Councilor Payano and Council Members present voted by roll call vote to reconsider the prior vote as follows: Yes-5; No-2; Absent-2

Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz -No  
 Councilor Brian DePena -Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez –Yes

Councilor Payano entered a Charter Objection pursuant to City Charter Sec. 3.8(c). Pursuant to the City Charter, all further proceedings regarding this item were suspended by Council President Vasquez and the item will be forwarded to the next meeting of the Lawrence City Council.

**Doc. 133/18: Charter Objection**



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## **VI. COMMITTEE REPORTS:**

Upon the motion of Council Vice President Rodriguez, seconded by Councilor Payano, the following four items were unanimously approved by the Council Members present [7-0] to consider them as a block.

### **Doc. 106/18: Handicapped Parking – 19 Cedar Street – Fernando Gual – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

### **Doc. 106/18: Public Hearing Ordered**

### **Doc. 141/18: Handicapped Parking – 54 Hawley Street – Mirla Galdames – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

### **Doc. 141/18: Public Hearing Ordered**

### **Doc. 155/18: Handicapped Parking – 34 Beacon Avenue, Apt. 50.3 – Jenny Perez – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

### **Doc. 155/18: Public Hearing Ordered**

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**Doc. 159/18: Handicapped Parking – Front of 17 Tremont Street – Council Vice Pres. Rodriguez – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

**Doc. 159/18: Public Hearing Ordered**

Upon the motion of Council Vice President Rodriguez, seconded by Councilor De La Cruz, the following three items were unanimously approved by the Council Members present [7-0] to consider them as a block.

**Doc. 191/18: Verizon – Request to place underground conduit on South Canal & Merrimack Street – E. Everett Bryan, R/W – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 191/18: Public Hearing Ordered**

**Doc. 192/18: Verizon – Request to place underground conduit on Butler Street - E. Everett Bryan, R/W - Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 192/18: Public Hearing Ordered**

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**Doc. 201/18: Verizon New England, Inc. – Request to place underground conduits and Manholes on Osgood Street – E. Everett Bryan, Rights of Way Engineer – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 201/18: Public Hearing Ordered**

**Doc. 107/18: El Pez Dorado Restaurant and Grill – [2] 1 hour parking on Essex Street and [2] 1 hour parking on Oxford Street – Council Vice Pres. Rodriguez – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 107/18: Public Hearing Ordered**

**Doc. 116/18: Handicapped Parking – 8 Sargent Street – Delia Cosme – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

**Doc. 116/18: Public Hearing Ordered**

**Doc. 117/18: No Parking - Davinci Child Center Main Entrance - Mondays through Fridays [Mornings 6:30 am to 9am and Afternoons 1:30 pm to 5pm]-Jony M. Perez, BSEE, MBA, Director – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the

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form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

**Doc. 117/18: Public Hearing Ordered**

**Doc. 124/18: Resident Parking Amendment – Orchard Street [6 pm to 6 am] – Counc. Reyes – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 124/18: Public Hearing Ordered**

**Doc. 131/18: City Council Parking Ordinance – Counc. Levy – Ord. Cmt. – Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

**Doc. 131/18: Public Hearing Ordered**

**Doc. 147/18: Parking – Stearns Ave. West of Lawrence St. [side of 296-296A Lawrence Street] –15 minute- Council Pres. Vasquez-Ord. Cmt. – Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

**Doc. 147/18: Public Hearing Ordered**

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**Doc. 160/18: Transient Vendor License – 76 Newbury Street – Francisco A. Valdez – Ord. Cmt. - Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 160/18: Approved**

**Doc. 177/18: Comcast – Request to install a new underground conduit – 10 Pemberton Street – David R. Flewelling, Specialist 2 Construction Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 177/18: Public Hearing Ordered**

**Doc. 184/18: Transient Vendor License – 315 High Street – Angel Bisoño – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 184/18: Approved**

**Doc. 198/18: Centro Cristiano Camino de La Salvación – Request to hold a Community Resource Fair @ 454 Essex Street on July 25<sup>th</sup>, 2018 from 10am to 2pm – Juan Núñez – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a

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motion to approve the item, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

**Doc. 198/18: Approved**

**Doc. 202/18: Transient Vendor License – 91 Cambridge Street – Fernando Santiago –  
Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 202/18: Approved**

**Doc. 204/18: Movimiento Puertorriqueño Centro para Desarrollo, Inc. - Request use of the Campagnone Common for a Puerto Rican Festival on July 22<sup>nd</sup>, 2018 - [Date changed to 8/19/18] - from 3pm to 9:30pm –  
Sara I. Saldaña – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 204/18: Approved**

**Doc. 205/18: Transient Vendor License – 44 Fern Street – Jaquelin Tavarez – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 205/18: Approved**

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**Doc. 206/18: Private Livery License – Xpress Service Transportation, LLC – Detective Jose Flores, Lawrence Police Department, Hackney Division – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor Levy and unanimously approved by the Council Members present [7-0].

**Doc. 206/18: Approved**

**Doc. 210/18: Saints Alfio Society – Request to conduct its 95<sup>th</sup> Annual Feast of the Three Saints on Labor Day Weekend on August 31<sup>st</sup>, September 1<sup>st</sup> and 2<sup>nd</sup>, 2018 – Michael D. Morley, President – Ord. Cmt. - Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor Laplante and unanimously approved by the Council Members present [7-0].

**Doc. 210/18: Approved**

**Doc. 213/18: Transient Vendor License – 668 Haverhill Street - Nancy M. Perez – Ord. Cmt. – Withdrawn**

Upon being granted the floor, Council Vice President Rodriguez moved to withdraw the item from the Council Agenda. The motion was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 213/18: Withdrawn**

**Doc. 214/18: Board of Health Ordinance-Amendment– Councilor Payano – Ord. Cmt. – Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the

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form of a motion, seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

**Doc. 214/18: Public Hearing Ordered**

**Doc. 219/18: Building Permit Fees – Request to Amend Ordinance Section 15.04.010 – Brian T. Corrigan, Assistant City Attorney- Ord. Cmt. – Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 219/18: Public Hearing Ordered**

**Doc. 195/18: Proposed Five-Year Financial Forecast and Users’ Guide and Assumptions - Mayor Dan Rivera – Budget and Finance Cmt. – Withdrawn**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee with no recommendation and moved to withdraw the item from the Council Agenda. The motion was seconded by Councilor De La Cruz and unanimously [7-0] withdrawn by Council Members present from the Council Agenda.

**Doc. 195/18: Withdrawn**

**Doc. 240A/18: Lawrence Police Department – K-9 First Dog Program Grant [25,000.00]–Roy P. Vasque, Chief – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0].

**Doc. 240A/18: Approved**



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**Doc. 240B/18: Lawrence Police Department – Diverting Juveniles and Emerging Adults from Criminal Justice System Involvement – [139,000.00] – Roy P. Vasque, Chief of Police– Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [7-0].

**Doc. 240B/18: Approved**

**Doc. 241/18: Lawrence Police Department – First Responder Naloxone Grant – Roy P. Vasque, Police Chief & Brian Moriarty, Fire Chief - Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee without a recommendation. The motion was seconded by Councilor De La Cruz and unanimously [7-0] received by the Council Members present.

Upon being granted the floor, Councilor Laplante presented a motion to approve the item as presented as seconded by Councilor De La Cruz.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Chief of Police Vasque who explained the necessity and purpose of the grant funds to support Naloxone.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented. Upon a motion to approve the measure presented by Councilor Laplante, as seconded by Councilor De La Cruz, the Council Members present voted by roll call vote to approve the item as follows: Yes-6; Present-1; Absent-2

Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Present  
 Council President Kendrys Vasquez – Yes

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**Doc. 241/18: Approved**

**Doc. 230B/18: City Attorney Job Posting – Review- Councilor Payano, Levy and DePeña - Pers. Cmt. – Public Hearing Ordered**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to order a Public Hearing on the item presented to amend the City Attorney's job description. The motion was seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 230B/18: Public Hearing Ordered**

**VII. WITHDRAWALS:**

**Doc. 110/18: Haverhill Street – One Way between Prospect and Haverhill Streets – Councilor Levy – Ord. Cmt. – Public Hearing Ordered**

Upon being recognized, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the withdrawal of the item from the City Council Agenda. A discussion among the Council Members ensued and it was determined that a public hearing on the item would allow the public the opportunity to be heard on the proposed ordinance.

Upon no further discussion, Councilor Payano presented a motion to order a public hearing on the measure which was seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [7-0] to order a public hearing on the measure.

**Doc. 110/18: Public Hearing Ordered**

**Doc. 210/14: Temporary or Provisional Employment Appointments – Proposed Ordinance – Council Laplante - Ord. Cmt. – Ref. to Ord.**

Council President Vasquez introduced the item and referred document 210/14 to the Ordinance Committee for further proceedings.

**Doc. 210/14: Ref. to Ord.**

**166/11 Guilmette School – update on construction and lawsuits – Council Rivera – Budget and Finance Cmt. – Withdrawn**

**296/12 Classification of MVWIB Positions – Frank Bonet, Personnel Director – Pers. Cmt. - Withdrawn**

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**273/13 Responsible Bankin and Re-Investment in Lawrence –  
Ordinance – Counc. Vasquez – Ord. Cmt. - Withdrawn**

**25/14 Snow Plowing and the Disabled and Elderly – Council Vice Pres. Alvarez-Rodriguez –  
Ord. Cmt. - Withdrawn**

**79/14 Wetherbee Excel Club – would like to propose a safe route to the boathouse – Molly Radcliffe – Ord.  
Cmt. - Withdrawn**

**105/14 Asociación Ministerial Evangelica del Area de Lawrence – Request a hearing for the city trash  
removal policies for churches in the City – Rev. Jose Santos, Jr. & Pastor Milagro Grullon –  
Ord. Cmt. - Withdrawn**

**275/14 No Parking Sign – 390 Salem Street – Daniel Matting – Ord. Cmt. - Withdrawn**

**291/14 Prepared Food Sales in Lawrence – Counc. Laplante and Council Pres. Maldonado –  
Ord. Cmt. - Withdrawn**

**361/14 Stop Sign – Park Street – eastbound and westbound traffic at Spruce Street – Council Pres.  
Maldonado – Ord. Cmt. - Withdrawn**

**173/16 Examination of Excise Tax Collection and the RMV - Councilors Laplante, Abdoo, De Peña &  
Council Pres. Vasquez –Budget and Finance Cmt. - Withdrawn**

**111/18 Fulton Street – One Way between Prospect and Haverhill Streets –  
Counc. Levy – Ord. Cmt. – Withdrawn**

**129/18 Report on Chief of Police Search – Counc. Payano – Pers. Cmt. – Withdrawn**

**169/18 Job Postings Discussion – Counc. Payano – Pers. Cmt. - Withdrawn**

Upon being recognized, Council Vice President Rodriguez presented a motion to consider all the above items pending before the Ordinance Committee to be considered as a “block” and to withdraw all items from the City Council Agenda. The motion was seconded by Councilor Payano and Council Members present and unanimously [7-0] approved for withdrawal from the City Council Agenda.

**166/11 Withdrawn**

**296/12 Withdrawn**

**273/13 Withdrawn**

**25/14 Withdrawn**

**79/14 Withdrawn**

**105/14 Withdrawn**

**275/14 Withdrawn**

**291/14 Withdrawn**

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**361/14 Withdrawn**  
**173/16 Withdrawn**  
**111/18 Withdrawn**  
**129/18 Withdrawn**  
**169/18 Withdrawn**

### **VIII. OLD BUSINESS:**

#### **Doc. 244/18: City Attorney Job Application Review and Appointment Consideration – [Executive Session Anticipated] Council Pres.Vasquez – Tabled**

Upon being granted the floor, Councilor Abdoo discussed proceedings and interviews held before the Personnel Committee on July 9, 2018 to inform the City Council of its proceedings.

A discussion ensued among the Council Members regarding the legislative process of the interview process being followed by the Personnel Committee.

Upon being granted the floor, Council Vice President Rodriguez suggested referring the item to the Committee of the Whole for further interview proceedings.

**10:00 p.m. - Councilor Abdoo presented a motion to conduct Council business past 10:00 p.m. which was seconded by Councilor Payano and unanimously [9-0] approved by the Council Members present.**

Upon being granted the floor, Councilor Laplante asked about the process followed in 2001 which may serve as a guide.

Upon being granted the floor, Councilor De La Cruz discussed the purpose of the Personnel Committee to guide the Committee of the Whole.

Upon being granted the floor, Councilor Levy stated that it appears that everyone interviewed was from within City Hall.

Upon being granted the floor, Councilor Abdoo explained there is an applicant from Methuen.

Upon being granted the floor, Councilor Payano informed the City Council that ads were at locations but none went to the Massachusetts Bar Association or another major media outlet. He stated that he had questions about the method of advertising and also suggested that he would like access to information as a Council Member to help with the determination and decision that will have to be made at a later time.

[Tuesday, July 10, 2018]

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez moved to “Table” the item. The motion was seconded by Councilor De La Cruz and unanimously “Tabled” by Council Members present.

**Doc. 244/18: Tabled**

**IX. TABLED MATTERS:**

**Doc. 197/14: Double Poles–Locations–Review–Council Pres. Maldonado – Tabled**

Council Vice President Rodriguez presented a motion to remove the item from the table which was seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

Representatives from National Grid and Verizon addressed the Council Members regarding proposed plans to address the double pole.

Council Members posed questions to the National Grid representatives by a question and answer manner. Stephanie of Verizon reported there are about 6,000 poles in Lawrence with 123 double poles stating 30-40 are scheduled for removal.

Upon being granted the floor, Council Vice President Rodriguez commented that double poles are an issue that the City of Lawrence takes seriously. He stated the occurrence of double poles has to be addressed and limited if not totally removed.

Upon being granted the floor, Councilor De La Cruz asked for a contact person to help with lights that need to be replaced.

Upon being granted the floor, Councilor Payano discussed the importance of remediating double pole locations and asked National Grid to take steps to remove them as quickly as possible.

Upon being granted the floor, Council Vice President Rodriguez discussed specific pole locations that need to be addressed.

Upon being granted the floor, Councilor Abdoo thanked the two utilities representatives and being available to address this matter.

[Tuesday, July 10, 2018]

Upon no further inquiry, comment or discussion Council Vice President Rodriguez moved to “Table” the item. The motion was seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 197/14: Tabled**

- Doc. 355/17: Mobilitie Small Cell Utility [#3] - Maple St. and Lawrence St.-Eric Kallio, Manager- Public Hearing – Approved/30 days waived**
- Doc. 357/17: Mobilitie Small Cell Utility [#3] – Chandler St. & Medford St.-Eric Kallio, Manager-Public Hearing – Approved/30 days waived**
- Doc. 358/17: Mobilitie Small Cell Utility [#3] – Hancock St. & Leonard Ave-Eric Kallio, Manager-Public Hearing – Approved/30 days waived**
- Doc. 359/17: Mobilitie Small Cell Utility [#3] – Haverhill St. & Union St. -Eric Kallio, Manager -Public Hearing – Approved/30 days waived**
- Doc. 360/17: Mobilitie Small Cell Utility [#3] – Lexington St. & Lawrence St.-Eric Kallio, Manager-Public Hearing – Approved/30 days waived**
- Doc. 361/17: Mobilitie Small Cell Utility [#3] – Newbury St. & Common St. -Eric Kallio, Manager-Public Hearing –Approved/30 days waived**
- Doc. 362/17: Mobilitie Small Cell Utility [#3] – Prospect St. & General St. -Eric Kallio, Manager-Public Hearing – Approved/30 days waived**
- Doc. 363/17: Mobilitie Small Cell Utility [#3] – Hampshire St. & Common St.-Eric Kallio, Manager-Public Hearing –Approved/30 days waived**
- Doc. 364/17: Mobilitie Small Cell Utility [#3] – Fairmont St. & Auburn St. – Eric Kallio, Manager-Public Hearing –Approved/30 days waived**
- Doc. 365/17: Mobilitie Small Cell Utility [#3] – Tremont St. & Broadway [Rt. 28]-Eric Kallio, Manager-Public Hearing – Approved/30 days waived**

Council Vice President Rodriguez presented a motion to remove the following 10 item from the table, approve the items and waive the 30 day waiting period required by section 3.8(a) of The Lawrence City Charter which was seconded by Councilor Payano.

Counsel to Mobilitie addressed the Council Members and requested consideration of approval of all locations as presented.

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Upon being granted the floor, Council Vice President Rodriguez informed the Council Members that the information requested from the petitioner has been provided.

Upon being granted the floor, Councilor Payano asked Council Vice President Rodriguez about how the installations would adversely impact the residents. Council Vice President Rodriguez stated the information requested concerning adverse reactions that might affect residents has been provided by the petitioner and there is no further concern regarding that inquiry.

Dr. Donald Hayes appearing on behalf of the petition provided additional information to the Council Members.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented. Upon a motion to approve and waive the 30 day waiting period required by section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez, as seconded by Councilor Payano, the Council Members present voted unanimously [7-0] to approve the measures and to waive the 30 day waiting period required by section 3.8(a) of The Lawrence City Charter.

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
66/15	Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance– Council Pres. Maldonado - Public Hrg [closed 6-16-15]
212/15	Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
337/15	E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
72/16	Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
341A/16	Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.

[Tuesday, July 10, 2018]

- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy [4-18-17: Aprvd & Tabled]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [T][2-6-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 172/18 Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez
- 190/18 Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation

## **X. NEW BUSINESS:**

**Doc. 238/18: Community Cultural Coalition – Request use of the Appleton Way for a Lawtown Jazz Fest and World Music on August 10<sup>th</sup> & August 11<sup>th</sup>, 2018 [Rain Date: August 17<sup>th</sup> and August 18<sup>th</sup>, 2018 from 5:30pm to 10pm – Persio Acevedo – Emergency/Approved**

Council President Vasquez introduced the item and informed the Council Members the matter is presented for immediate attention of the Council Members although it appears on the City Council Agenda for the first time.

Upon being recognized, Council Vice President Rodriguez presented a motion to suspend the Rules of the City Council and declare the item an emergency in order to consider the item for approval. The motion was seconded by Councilor Abdoo and unanimously [7-0] approved by the Council Members present.

Upon being granted the floor, Councilor De La Cruz requested Public Works personnel be present during the event.



[Tuesday, July 10, 2018]

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item presented. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present.

**Doc. 238/18: Suspended Council Rules/Emergency Item/Approved**

**Doc. 245/18: 1199 SEIU – United Healthcare Workers – Request use of the Manchester Street Park on Saturday, August 18<sup>th</sup>, 2018 from 12pm to 5pm to celebrate victory on \$15.00 –PCA’S – Rebecca Gutnman, Vice President – Emergency/Approved**

Council President Vasquez introduced the item and informed the Council Members the matter is presented for immediate attention of the Council Members although it is initially presented on the City Council Agenda.

Upon being recognized, Council Vice President Rodriguez presented a motion to suspend the Rules of the City Council and declare the measure an emergency in order to allow the Council Members to consider approving the item. The motion was seconded by Councilor Abdoo and unanimously [7-0] approved by the Council Members present.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item presented. The motion was seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 245/18: Council Rules Suspended/Declared Emergency/Approved**

**Doc. 252/18: Appointment – Leahy School Building Commission –  
Gloribel Gonzalez – Mayor Dan Rivera – Emergency/Approved**

**Doc. 253/18: Appointment – Leahy School Building Commission –  
Marcos Devers – Mayor Dan Rivera – Emergency/Approved**

**Doc. 254/18: Appointment – Leahy School Building Commission –  
Milagros A. Puella – Mayor Dan Rivera – Emergency/Approved**

**Doc. 255/18: Appointment – Disability Commission - Yaritza Rizzo –  
Mayor Dan Rivera – Emergency/Approved**

[Tuesday, July 10, 2018]

**Doc. 256/18: Appointment – Disability Commission – Sharon Rubeo McKenna –  
Mayor Dan Rivera – Emergency/Approved**

Upon being recognized, Councilor Abdoo presented a motion to Suspend the Rules of the City Council and declare the items an emergency in order to allow the Council to consider the appointments presented. He stated that the City Council may not be in session during the coming months that will allow compliance with the requirements the City Council must meet to either reject or approve the various appointments presented by Mayor Rivera. Councilor Abdoo further stated that the motion is presented to allow the Council to consider all of the above appointments together and in a block. The motion was seconded by Council Vice President Rodriguez and unanimously [7-0] approved by Council Members present.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the five appointments presented above stating that the items needed to be approved before the next Council Meeting in order to assure each of the appointments are addressed by the Council Members. The motion was seconded by Councilor De La Cruz.

Upon being granted the floor, Councilor Payano discussed the reasons for working cooperatively with the Council by the Administration.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted by roll call vote to approve the five appointments presented as follows:

Yes-5; Present-2; Absent-2

Councilor Estela Reyes - Absent  
Councilor Anna Levy - Present  
Councilor Marc Laplante - Yes  
Councilor David Abdoo - Yes  
Councilor Pavel Payano - Present  
Councilor Maria De La Cruz - Yes  
Councilor Brian DePena - Absent  
Council Vice President Jeovanny Rodriguez - Yes  
Council President Kendrys Vasquez - Yes

**Doc. 252/18: Council Rules Suspended/Declared Emergency/Approved**

**Doc. 253/18: Council Rules Suspended/Declared Emergency/Approved**

[Tuesday, July 10, 2018]

**Doc. 254/18: Council Rules Suspended/Declared Emergency/Approved**

**Doc. 255/18: Council Rules Suspended/Declared Emergency/Approved**

**Doc. 256/18: Council Rules Suspended/Declared Emergency/Approved**

**11:00 p.m. - Councilor Abdoo presented a motion to conduct Council business past 11:00 p.m. which was seconded by Councilor Payano and unanimously [7-0] approved by the Council Members present.**

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 246/18        No Parking both sides – Myrtle Court – Counc. Reyes – Ref. to Ord. Cmt.
- 247/18        Pawnbroker's Dealer License – 77 Essex Street – Eric Mane – Ref. to Ord. Cmt.
- 248/18        Old Gold Dealer License – 77 Essex Street – Eric Mane – Ref. to Ord.Cmt.
- 249/18        Office of the City Attorney - Regulating Abandoned Properties – Request to Amend Ordinance Section 8.28 on behalf of Lawrence Fire Department Chief Brian Moriarty – Brian T. Corrigan, Assistant City Attorney – Ref. to Ord. Cmt.
- 250/18        Office of the City Attorney-Deed Restrictions for 56-58 Bromfield St.-Request to lift-Brian T. Corrigan, Assistant City Attorney – Ref. to Ord Cmt.
- 251/18        Tax Lien Collection from outside firm – City Attorney to provide information – Counc. De la Cruz – Ref. to Housing Cmt.
- 257/18        Transient Vendor License – 13 Cedar Street – Abel Reyes – Ref. to Ord. Cmt.

### **ITEMS ADDED AT THE MEETING**

**Doc. 260/18: Iglesia de Cristo Misionera-Request to Use Campagnone Common for an Evangelistic Campagin on July 21, 2018 from 10 am to 2 pm – Katyuska San Miguel – Approved**

Upon being recognized, Council Vice President Rodriguez presented a motion to Suspend the Rules of the City Council and declare the item an emergency matter to have the item added to the City Council Agenda and allow the City Council Members the ability to consider the approval of the petition presented. Council Vice President Rodriguez informed the Council Members that the petition has asked for the use of the Common to hold an event that will occur before the next meeting of the City Council and asked for the consideration of the Council Members to approve the item. The motion was seconded by Councilor De La Cruz and Council Members present voted unanimously [7-0] to approve the motion and the petition as presented.

**Doc. 260/18: Approved**

### **XI. ADJOURNMENT:**

[Tuesday, July 10, 2018]

Upon Motion of Council Vice President Rodrigues duly seconded by Councilor Levy, the Council Members present voted unanimously to Adjourn.

**ADJOURNED**  
**(11:12p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Thursday, August 9, 2018**

A **SPECIAL MEETING** of the City Council was held on **Thursday, August 9, 2018** at 7: 15 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Absent;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Absent;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Present;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

One [1] person was present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:** - None

**II. PUBLIC PARTICIPATION:** - None

**III. PUBLIC HEARINGS:** - None

**IV: Communication from Mayor, City Officials & City Attorney:** - None

**V. APPROPRIATIONS-ORDERS-RESOLUTIONS:** - None

[Thursday, August 9, 2018]

**VI. COMMITTEE REPORTS:**

**Doc. 259/18: Loan Order for FY19-FY23 Capital Improvement Plan [Amt: 8,666,300.00]–Mayor Dan Rivera– Budget and Finance Cmt. & Public Hearing to be Ordered – Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending a public hearing on the item presented. The report was presented in the form of a motion, seconded by Councilor Abdoo and unanimously approved by the Council Members present [7-0].

**Doc. 259/18: Public Hearing Ordered**

**VII. WITHDRAWALS:** - None

**VIII. OLD BUSINESS:** - None

**IX. TABLED MATTERS:** - None

**X. NEW BUSINESS:**

**Doc. 284/18: Request to Pay Prior Year Invoices from current funds per G.L. c. 44, sec. 64 – Waste Management Invoice [272,317.90]- EL Harvey [23,223.49]; Total = 259,541.39 [Emergency Consideration and Approval Requested]-Carlos L. Jaquez, Public Works Director - Declared Emergency/Approved**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to declare the matter an emergency item asking the Council Members to consider suspending the Rules of the City Council in order to immediately consider approving the item presented. The motion was seconded by Councilor Abdoo.

Upon being recognized, Public Works Director Carlos Jaquez provided information to the Council Members explaining the purpose of the item presented and the reason that it needed to be addressed for consideration of approval.

Upon vote of the Council Members the motion was unanimously [7-0] approved to suspend the Rules of the City Council and declare the item an emergency for the purpose of immediate consideration by the Council Members present.

[Thursday, August 9, 2018]

Upon being recognized, Council Vice President Rodriguez presented a motion to approve the item presented in order to allow the Council Members to present discussion. The motion was seconded by Councilor De La Cruz.

At the request of Council Vice President Rodriguez, Public Works Director Jaquez informed the Council that the invoices presented with the item represents monies due for prior your services by the contractor who conducts waste management for the City of Lawrence. Director Jaquez provided the Council Members with information concerning the reasons that the 2018 fiscal year invoices were unpaid.

Upon being granted the floor, Councilor Levy inquired further as to the reasons that the prior year invoices were unpaid. In response, Director Jaquez stated that the bills have remained outstanding since June 2018.

Upon being granted the floor, Councilor Laplante discussed the systemic annual cost of trash collection asking if measures are being taken to create savings to reduce the obligation.

Upon being granted the floor, Councilor De Le Cruz stated the community needs to be educated about waste and recycling. She also stated that enforcement measures need to be taken to address water issues.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the item presented by Council Vice President Rodriguez, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [7-0] to approve the request item as presented.

## **XI. ADJOURNMENT:**

Upon Motion of Council Vice President Rodriguez duly seconded by Councilor DePena, the Council Members present voted unanimously to Adjourn [7-0].

[Thursday, August 9, 2018]

**ADJOURNED**  
**(7:32p.m.)**

Attest:

William J. Maloney  
City Clerk



**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, August 21, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, August 21, 2018** at 7: 07 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Present;  
Councilor David Abdoo [District E Councilor] – Absent;  
Councilor Pavel Payano [Councilor At Large] — Present;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Present;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Present;

Council Vice President Rodriguez arrived at 7:14 p.m.;

**Other attendance matters:**

Approximately Forty-six [46] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted June 12, 2018 and June 19, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor DePena to approve the minutes as presented duly seconded by Councilor Reyes, the Council Members present voted by roll call vote to approve the minutes as follows: Yes-6; Abstain-1; Absent-2 [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

[Tuesday, August 21, 2018]

Councilor Estela Reyes - Abstain  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Absent  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Absent  
 Council President Kendrys Vasquez – Yes

## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Richard Russell, 34 Cross Street, Lawrence, MA stated that Document 131/18 (City Council Parking Ordinance) should not be approved. He asked Council to select a City Attorney who will do a good job. He stated the Lawrence Police Department Chief should draft & propose an Ordinance for regulations and procedures for surveillance technology.

[7:11 – Council Vice President Rodriguez arrived at the Council Session]

Homayoun Maali, 53 Chester Street, Lawrence, MA asked the City Council to approve an ordinance that will require a Mayor to complete the term of office. He stated that the Mayor must support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public Schools its teachers and union, and the Teacher Union representative Frank McLaughlin. He praised the efforts of Police Chief Vasque. He stated that Mayor Rivera must keep his campaign promise to “Save Lawrence, Prosper Lawrence”.

Kemal Bozkurt, 11 Woodland Court, Lawrence, MA requested the Council to have the picture of Mayor Lantigua put in City Council Chambers with all other portraits of the Mayor. He suggested placing the portraits of former Mayors on the City Website.

Brenda Rozzi, 127 Chester Street, Lawrence, MA spoke in support of Eileen Bernal to be appointed to the position of City Attorney.

[Tuesday, August 21, 2018]

Lorenzo Rodriguez, 113 May Street, Lawrence, MA spoke on behalf of neighbors near 11 May Street recently sold by the City of Lawrence stating that the bidder who purchased the property from the City of Lawrence will be placing construction company in the middle of a residential neighborhood. He stated that a commercial construction company at this location will be dangerous to the neighborhood and inconsistent with a residential area.

Carlos Calcano, 103 May Street, Lawrence, MA expressed his concern about the operation of a construction company on May Street. He stated that a vehicles often are speeding May Street and stated that greater police safety enforcement is necessary to avoid serious injury or death to the residents in the neighborhood.

Yenesia Rosado, 86 Primrose Street, Lawrence, MA stated that the building at 147 Haverhill Street being currently used for Adult Learning Center classes is in need of serious repair to allow it to be continued to be used as a classroom facility.

Maria Evelyn Frias, 76 Bernard Avenue, Lawrence, MA also stated that the Adult Learning Center at 147 Haverhill Street needs immediate repairs.

William Green, 40 Dartmouth Street, Lawrence, MA commented on the two candidates presented to the City Council for approval as the next City Attorney; namely, Attorney Eileen Bernal and Attorney Brian Corrigan. He stated that Attorney Bernal may have a conflict of interest if selected because of her current position as Mayor Rivera's Chief of Staff. He pointed out that Attorney Bernal served as a member of the Lawrence City Council until her resignation and appointment as Chief of Staff for Mayor Rivera. He stated that as Chief of Staff she is privy to confidential matters pertaining to litigation that no other employee or individual has particularly as it may related to claims and caused of action that someone serving as a City Attorney may be obliged to pursue regardless of the position that the Administration may have concerning legal matters. He stated that if Attorney Bernal is appointed as City Attorney she may continue to advance the position of the Administration because of allegiance and loyalty to the Mayor and will not act independently as required. He stated former Mayor Lantigua's portrait should be placed among the portraits of all former Mayors in City Council Chambers.

[Tuesday, August 21, 2018]

Ana Rodriguez, 12 E. Haverhill Street, Lawrence, MA spoke in support of Attorney Eileen Bernal to be appointed by the City Council as the next City Attorney.

Anable Batista, 1 Pine Street, Methuen, MA spoke in support of the appointment of Attorney Eileen Bernal as the next City Attorney.

Lorena Salazar, 198 Prospect Street, Lawrence, MA spoke in support of the proposed ordinance that would make Haverhill Street a one way Street.

Oneida Aquino, 311 Lowell Street, Andover, MA spoke in support of Attorney Eileen Bernal to be appointed by the City Council to the position of Lawrence City Attorney. She commented on her excellent record of service as a former City Councilor representing District E and her work as a practicing attorney in the community.

Reverent Ralph Galen, 64 Pleasant Street, Lawrence, MA stated that he is committed to picking up as many discarded hypodermic needles as possible in the City of Lawrence and offered the Council Members and public his contact information urging others to assist him in his effort to assure people remain safe from used hypodermic needles.

Gloryvee Santana, 163 Briarwood Street, North Andover, MA spoke in support of placing the portrait of former Mayor Lantigua in City Council Chamber.

### **III. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

#### **Doc. 291/18: Resolution – Jinette Galarza – Counc. Laplante – Presented**

Councilor Laplante presented a motion to take document 291/18 out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0].

Upon being recognized, Councilor Laplante, with the assistance of Councilor Reyes and Glenn Lane, President of Northern Essex Community College [NECCO] presented the Resolution in honor and recognition to Jinette Galarza.

[Tuesday, August 21, 2018]

Upon being recognized, Councilor Estela Reyes along with North Essex President Glenn Lane discussed and praised Ms. Garlarza for her educational and professional achievements.

Upon being honored, Jinette Galarza thanked the Council Members and President Lane for the honor of being recognized and introduced her Mother, Brother, Sister, Niece and Nephew all in attendance at the ceremony.

**Doc. 291/18: Presented**

#### **IV. PUBLIC HEARINGS:**

**Doc. 214/18: Board of Health Ordinance Amendments – Counc. Payano – Public Hearing held – Tabled**

Councilor Reyes presented a motion to take document 214/18 out of the order appearing on the agenda. The motion was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [7-0][Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

**[7:48 - Council President Vasquez relinquished the Chair  
to Council Vice President Rodriguez upon exiting the Council Chamber]**

Upon being recognized, City Building Commissioner Peter Blanchette stated that the proposed re-organization of the Board of Health should not be adopted as it is premature.

Upon being recognized, Dr. Joel Gorn, Chairman of the Board of Health, spoke in opposition to the proposed ordinance amending the organization of the Lawrence Board of Health Ordinance. He stated the focus of the ordinance should be on the mission and responsibilities of the Board of Health which must be funded through the Health Department for the City of Lawrence. He also stated that the City should have a nurse on duty and must be hired.

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Upon being recognized, Joseph D'Amico, 11 Lorenzo Road, Lawrence, MA stated that it appears all the presented members of the Board of Health in Lawrence are employed by the Family Health Center. He stated that working for both appears to create a conflict of interest.

Upon being recognized, City Clerk William Maloney stated that the proposed ordinance creates a provision that makes the City Clerk its administrator for various purposes. He stated that the provision is contrary to the City Charter which requires the City Clerk to exclusively serve the City Council. He stated further that the ordinance, if approved, presents additional services to be provided by the Office of the City Clerk without prior negotiation, discuss, or compensation to either of the two unions that represent the employees that staff the City Clerk's Office. In addition, the ordinance provision that requires the City Clerk to serve the Board of Health creates an inherent conflict where the City Clerk is required to serve both as a functionary for a board that is a function of the Executive Branch in direct conflict with the primary responsibilities of the City Clerk to service solely under the Legislative Branch of government pursuant to the Lawrence City Charter. He stated that if the City Council Members approve the proposed ordinance that it amend the provision that is contrary to the City Charter and require the Board of Health to remove the City Clerk from any administrative functions.

Upon no discussion or comment offered by anyone present, Council Vice President Rodriguez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to Table the item. The motion was seconded by Councilor De La Cruz and unanimously (7-0) approved by Council Members present [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 214/18: Tabled**

**Doc. 259/18: Loan Order for FY19-FY23 Capital Improvement Plan [8,666,300.00]–  
Mayor Dan Rivera – Public Hearing held – Approved**

Upon being recognized, Councilor Reyes presented a motion to take the above matter out of the order appearing on the agenda. The motion was seconded by Councilor DePena and unanimously approved by the

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Council Members present [7-0][Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council Vice President Rodriguez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve presented by Councilor Reyes, as seconded by Councilor Laplante, the Council Members present voted unanimously [7-0] to approve the item as presented [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 259/18: Approved**

**Doc. 106/18: Handicapped Parking – 19 Cedar Street – Fernando Gual –  
Public Hearing held – Approved**

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council Vice President Rodriguez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

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Upon no discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve presented by Councilor Laplante, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [7-0] to approve the measure as presented [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 106/18: Approved**

**Doc. 107/18: El Pez Dorado Restaurant and Grill – [2] 1 hour parking on Essex Street and [2] 1 hour parking on Oxford Street – Council Vice Pres. Rodriguez – Public Hearing held – Approved/30 days waived**

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council Vice President Rodriguez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve and waive any applicable 30 day waiting period that may apply pursuant to section 3.8(a) of The Lawrence City Charter. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 107/18: Approved/30 days waived**

**Doc. 110/18: Haverhill Street – One way between Prospect and Haverhill Streets – Counc. Levy – Public Hearing held – Tabled**

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President



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Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon being recognized, Public Works Director Jaquez addressed the Council requesting that the Council Members not take up the measure at this time and allow further proceedings on the petition in order to permit a traffic study of the Fulton and Haverhill Street area to determine which traffic controls would be best suited for the location, if any.

**[8:16 - Council President Vasquez returned to the Council Session and as Chair of the City Council]**

Upon being recognized, James Curran, Osgood Street, Lawrence, MA stated his opposition to the petition informing the Council Members it will adversely impact vehicular traffic entering and exiting the Greater Lawrence Health Clinic creating a dangerous situation that does not exist with the current traffic pattern.

Upon being recognized, Joseph D'Amico, 11 Lorenzo Road, Lawrence, MA stated that if approved the traffic pattern will cause a reduction to the value of property he owns on Haverhill Street.

Upon being recognized, Bill Collins, Platt Court, Lawrence, MA spoke in opposition of the proposed ordinance.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes moved to "table" the item. The motion was seconded by Councilor Levy and unanimously [8-0] approved by Council Members present.

**Doc. 110/18: Tabled**

**V. OLD BUSINESS:**

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**Doc. 168/18: Americans with Disabilities Act: Investigation of City of Lawrence Regarding Polling Place Accessibility – U.S. Department of Justice – [Executive Session Anticipated]–  
Charles D. Boddy, City Attorney – Tabled**

Council Vice President Rodriguez presented a motion to take the above document out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

Upon being recognized, City Engineer Milagros Puello addressed the Council Members concerning the matters presented by the recent citation by the Department of Justice to require compliance with specified requirements of the American with Disabilities Act [hereinafter referenced as “ADA”]. Engineer Puellos reviewed the 56 items of concern cited in the Department of Justice [hereinafter referenced as “DOJ”] report of 2016 and reported that 26 of the items presented have been addressed and repaired. She stated that there are several repair items pending from both the Department of Public Works and the Lawrence School Department that will require financing being secured to complete required construction. She indicated that the two most difficult repair items concern the poll locations at Diamond Springs cited for an access ramp that is not in compliance with current ADA requirement and the access ramp that is presently in place at the Bruce School which serves as a dual poll location. She stated that the Bruce School is likely to be repaired because it will require additional construction expense to repair property that is owned by the City of Lawrence. However, the poll location at Diamond Springs at One Beacon Avenue is a privately owned building and taxpayer funds could not be expended to repair private property. In addition, the repair to Diamond Springs would be completed in order to comply with current ADA standards cited by the DOJ limiting its findings to apply only to the City of Lawrence’s use of the location as a polling place. She clarified that even though the access ramp meets residential standards, the citation by the DOJ does not present a lack of compliance citation applicable against the building owner which does not require compliance with current ADA standards. In other words, the owners of the building are not required to provide an access ramp that meets standards other than those it currently meets.

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Upon being granted the floor, Councilor Laplante stated that many of the cited matters have been addressed and recognizes a good faith effort of the City of Lawrence to address all compliance issued which require the City to continue with the process or completing as many repairs as possible.

Upon being recognized, City Clerk Maloney, as a member of the ADA Task Force commissioned by the City Council, stated that it is his understanding that former City Attorney Charles Boddy and current Assistant City Attorneys Ruano and Corrigan are in ongoing negotiations with Counsel to the Department of Justice. He stated that at some point it may be necessary for the City to re-locate poll locations that cannot be put into a condition that complies with the requirements of the ADA as cited by the DOJ. He stated that the Members of the City Council determine where all poll locations are to be placed based on the best information available and based on the policies that may result from determinations as to accessibility and lawful requirements of all Federal, State and local agencies involved. He suggested that the Office of the City Clerk remains available to assist in this endeavor but cannot determine the policies of the City of Lawrence concerning this matter.

Upon being granted the floor, Councilor Payano discussed possible change of poll locations as suggested by the City Clerk.

In response, City Clerk Maloney affirmed that placement of all polling places rest with the City Council.

Upon being granted the floor, Councilor Levy thanked the members of the ADA Task Force with particular thanks to the City Engineer Puelos and Public Works Director Jaquez.

Upon being granted the floor, Councilor De La Cruz asked the Engineer if poll changes would occur before the Election. City Engineer Milagros Puello stated that although the City Departments involved continue to work diligently to resolve all compliance issued subject to the DOJ citation, the ADA Task Force does not suggest that a change of any of the current poll locations take place before the next election on September 4, 2018.

Upon being granted the floor, Council Vice President Rodriguez reviewed the current costs expended (approximately 41,000) and referenced the repair budget of 100,000.00 made available as "Capital Improvements".

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In response, Engineer Puello reviewed those repairs recently completed and other repairs expected to be financed through the available funding.

Upon no further discussion, comment or inquiry offered Council Vice President Rodriguez thanked Engineer Puelos for the information and moved to “table” the item. The motion was seconded by Councilor Reyes and unanimously [7-0] approved by Council Members present [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 168/18: Tabled**

## **VI. PUBLIC HEARINGS:**

**Doc. 116/18: Handicapped Parking – 8 Sargent Street – Delia Cosme –  
Public Hearing held - Approved**

**Doc. 141/18: Handicapped Parking – 54 Hawley Street – Mirla Galdames –  
Public Hearing held - Approved**

**Doc. 155/18 Handicapped Parking – 34 Beacon Avenue, Apt. 50.3 – Jenny Perez –  
Public Hearing held - Approved**

**Doc. 159/18: Handicapped Parking – 17 Tremont Street – Council Vice Pres. Rodriguez –  
Public Hearing held – Approved**

Upon being recognized, council President Rodriguez, seconded by Councilor Reyes, the following items were unanimously approved by the Council Members present [8-0] to consider them together as a block.

At the request of Council President Vasquez, the City Clerk read the public hearing notices for each of the above measures presented. Upon the conclusion of the Clerk’s reading of the public hearing notices Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard on any of the above referenced petitions to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the

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matters presented. Upon a motion to approve presented by Councilor Reyes, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [8-0] to approve the four handicapped parking.

**Doc. 116/18: Approved**

**Doc. 141/18: Approved**

**Doc. 155/18: Approved**

**Doc. 159/18: Approved**

**Doc. 177/18: Comcast – Request to install a new underground conduit – 10 Pemberton Street –David R. Flewelling, Specialist 2 Construction- Public Hearing held – Approved/30 days waived**

**Doc. 191/18: Verizon – Request to place underground conduit on South Canal & Merrimack Street – E. Everett Bryan, R/W –Public Hearing held – Approved/30 days waived**

**Doc. 192/18: Verizon – Request to place underground conduit on Butler Street – E. Everett Bryan, R/W – Public Hearing held – Approved/30 days waived**

**Doc. 201/18: Verizon New England, Inc. – Request to place underground conduits and manholes on Osgood Street – E. Everett Bryan, Right of Way Engineer – Public Hearing held – Approved/30 days waived**

Upon being recognized, Councilor Reyes presented a motion to allow the Council Members to consider the above items together as a block. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

At the request of Council President Vasquez, the City Clerk read each of the public hearing notices regarding the above matters as published. Upon the conclusion of the Clerk's reading of the public notices Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard on any of the items to present themselves before the Council Members.

Upon being recognized, David R. Flewelling representing Comcast/petitioner spoke in favor of the work to be provided by Comcast.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

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Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve each of the documents referenced above and to waive any 30 day waiting period that may apply pursuant to section 3.8(a) of the Lawrence City Charter. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante posed questions to Verizon representative regarding providing repair work after their work is completed. Councilor Laplante stated that all locations that require excavation must be placed into good condition or better than prior to the work taking place including any traffic control lines that may have to be painted.

Upon being granted the floor, Councilor Payano agreed with Councilor Laplante stating that after the work is completed the roadway must be placed back into good condition with all traffic lines properly painted.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the items referenced above presented by Council Vice President Rodriguez as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve each of the documents presented for consideration waiving any applicable 30 day waiting period that may be required by the provisions of the City Charter.

**Doc. 177/18: Approved/30 days waived**

**Doc. 191/18: Approved/30 days waived**

**Doc. 192/18: Approved/30 days waived**

**Doc. 201/18: Approved/30 days waived**

## **VII. COMMITTEE REPORTS:**

**Doc. 244/18: City Attorney Job Application Review & Appointment Consideration – Council Pres. Vasquez [Executive Session Anticipated]- Pers. Cmt. – Charter Objection**

Upon being recognized, Councilor Laplante presented a motion to take the above item out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0].

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At the request of Council President Vasquez, Councilor De La Cruz presented a motion to receive the report of the Ordinance Committee without a recommendation. The motion was seconded by Councilor Reyes and unanimously [8-0] received by the Council Members present.

Upon being granted the floor, Councilor Payano presented a motion to refer the item to the Committee of the Whole for further proceedings. The motion was seconded by Councilor De Pena.

Upon being granted the floor, Councilor Payano stated that his motion is based on the premise that the City Council Members who were not assigned to the Personnel Committee did not have the opportunity to observe the comments and responses of the candidates during the interview process conducted by the Personnel Committee Members. He stated that it is important for all City Council Members to engage with the applicants for an important position.

Upon being granted the floor, Councilor De La Cruz stated the Personnel Committee conducted the selection process fairly and the proceedings were conducted with consideration of all City Council Members.

Upon being granted the floor, Councilor Payano commented the process is necessarily long and should be considered by all of the Council Members.

Upon being granted the floor, Councilor Reyes commented on the process and stated that the process should not be delayed by further proceedings as suggested by the motion presented.

Upon being granted the floor, Councilor De La Cruz posed question to Personnel Director Frank Bonet who discussed and explained the selection process referring to documents supplied to the Clerk and Council Members regarding the process used to select applicants.

Upon being granted the floor, Councilor Payano stated that he is aware of the process engaged by the Personnel Committee but believes it is no substitute for allowing all Council Members to have the opportunity to be present at the interviews conducted.

Council President Vasquez stated the process that was followed was explained in detail to all Council Members prior to the process being put into action. He stated that the process following in this instance is the

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same process of appointment that the City Council has utilized for some time. He stated that all of the Council Members were able to observe the work of each of the two finalists for the position of City Attorney through the work provided in the various and respective positions with the City of Lawrence. He stated that the observations of the work provided over the long course of professional service is public and well known.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to refer the item to the Committee of the Whole presented by Councilor Payano, as seconded by Councilor DePena, the Council Members present voted by roll call vote and defeated the motion as follows: Yes-4; No-4 Absent-1

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Absent  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - No  
 Council President Kendrys Vasquez – No

Upon being granted the floor, Councilor Reyes presented a motion to approve Attorney Eileen Bernal to the position of City Attorney which was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Council Vice President Rodriguez requested an opportunity to engage in discussions and inquiry with each of the candidates present.

Upon taking the floor, Council President Vasquez introduced Attorney Eileen Bernal and Attorney Brian Corrigan as candidates and finalists for the Lawrence City Attorney position.

Upon being granted the floor, Council Vice President Rodriguez asked each of the candidates to discuss why they should be appointed as City Attorney for the City of Lawrence.

Upon being invited to address the Council Members, Attorney Brian Corrigan [current Assistant City Attorney] addressed the City Council Members and provided a summary of reasons that make him the better



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selection as City Attorney citing his years in private practice and his work as Assistant City Attorney for the City of Lawrence.

Upon being invited to address the Council Members, Attorney Eileen Bernal [current Chief of Staff to Mayor Rivera] addressed the City Council Members providing reasons that she should be selected citing 22 years of professional service. She referenced her legal background, ability and experience through the private practice of law and ability in private practice and her work as District E City Councilor.

Upon taking the floor, Council President Vasquez suggested that as the Council proceeds it would be fair to have each of the questions posed by the Council Members be presented to each of the candidates alternately allowing one candidate to respond first and then the other.

Upon being granted the floor, Councilor Payano asked that each of the candidates stated what they consider to be the top two challenges currently facing the Office of the City Attorney.

Addressing the Council Members, Attorney Bernal stated the challenges of the City Attorney is to assure all matters of concern are presented by conducting office meetings to bring a “law firm” approach and atmosphere to the Office of the City Attorney. She stated that the Office of the City Attorney must be made “stable” and the software used must be brought up to date.

Addressing the City Council Members, Attorney Corrigan stated that the first challenge the Office of the City Attorney faces is that the Office needs to be “stabilized” by establishing a better relationship with the Mayor’s Office. He stated that the Office of the City Attorney needs staff to address the calls coming into the Office promptly and efficiently. He stated that the Office of the City Attorney needs to establish better service in the area of Labor Relations particularly with the may labor unions representing many of the employees in the City of Lawrence.

Upon being granted the floor, Councilor De La Cruz asked the candidates if they are willing to work with each other toward a common goal to address legal matters of concern to the City of Lawrence.

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Addressing the Council Members, Assistant City Attorney Corrigan agreed that he will continue to work well with Attorney Bernal in any capacity if he is allowed to re-contract with the City of Lawrence.

Addressing the Council Members, Attorney Eileen Bernal stated that she is certainly willing to continue in a professional and cooperative manner with Attorney Corrigan and all other participating candidates for the City Attorney position regardless of the outcome resulting from their competing interest in the position.

Upon no further questions posed by the Council Members present, Council President called the pending motion to approve Attorney Eileen Bernal to the position of City Attorney presented by Councilor Reyes and seconded by Council Vice President Rodriguez to the attention of the Council Members present.

As the City Clerk began call the roll of Council Members present Councilor DePena entered a Charter Objection pursuant to City Charter Sec. 3.8(c).

Council President Vasquez informed the Council Members present that the provision of a Charter Objection (Sec. 3.8 (c)) require that no further proceedings are permitted forwarding the item for further proceedings at the next meeting of the Lawrence City Council.

#### **Doc. 244/18: Charter Objection Entered**

#### **VIII. PUBLIC HEARINGS:**

**Doc. 117/18: Pick up and Drop off Zone – Davinci Child Center Main Entrance – Mondays to Fridays – Mornings 6:30am to 9am and Afternoon from 1:30pm to 5pm – Jony M. Perez, BSEE, MBA, Director – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

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Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Council Vice President Rodriguez, as seconded by Councilor DePena, the Council Members present voted unanimously [7-0] to approve the measure [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 117/18: Approved**

**Doc. 124/18: Amended Resident Parking – Orchard Street from 6pm to 6am – Counc. Reyes – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor De La Cruz presented a motion to approve the measure, as seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Reyes explained the purpose of the new ordinance.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Councilor De La Cruz, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [7-0] to approve the measure [Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 124/18: Approved**

**Doc. 131/18: City Council Parking Ordinance – Counc. Levy – Public Hearing held – Approved**

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At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Richard Russell 34 Cross Street, Lawrence, MA spoke in opposition to the proposed ordinance stating that the proposed ordinance has several problems concerning fines to be imposed and when the privilege granted by it is no longer available.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Levy presented a motion to approve the measure presented which was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Laplante stated he does not support the measure. He pointed out that if an emergency access or vehicles are necessary the City Council Members have the privilege of being escorted by emergency personnel and vehicles at all times.

Upon being granted the floor, Council Vice President Rodriguez stated he understands the reason for proposing the ordinance and agrees that the ordinance will help the Council Members obtain access not only in emergency situations by it the "day to day" ability to access City Hall and other locations where Councilors must be present and available.

Upon being granted the floor, Councilor Payano stated he also agrees with Councilor Levy and the necessity of the proposed ordinance. He suggested that the ordinance might be clearer if amended by adding "to conduct city business" to its provision.

Upon being granted the floor, Councilor De La Cruz stated that the requirement of returning placards after the term is concluded could pose a problem. She also stated that the fine should be 300.00.

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Upon being granted the floor, Councilor Payano responded that the fine should be sufficient to compel return of City Council placards if not only to avoid the fine. Councilor Payano presented his suggested amendment to the proposed ordinance as a “friendly amendment” to the main motion presented by Councilor Levy. Councilor Levy assented to the amendment proposed by Councilor Payano to add the phrase “to conduct city business” to its main provision.

Upon being granted the floor, Council Vice President Rodriguez suggested that the fine be amended to be “300.00” for each day that a placard is not returned by a Council Members leaving service. Councilor Levy disagreed and did not accept the amendment presented by Council Vice President Rodriguez.

Upon being granted the floor, Councilor De La Cruz moved to “table” the measure, as seconded by Councilor Reyes and Council Members present defeated the motion by roll call vote as follows: Yes-3; No-5; Absent-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - No  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Absent  
 Councilor Pavel Payano - No  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - No  
 Council Vice President Jeovanny Rodriguez - No  
 Council President Kendrys Vasquez – No

Council Vice President Vasquez stated that he believes a fine of “300.00 a month assessed on the 31st day for failing to return the placard” as a proposed amendment to the proposed ordinance. Upon further consideration, Council President Vasquez withdrew his suggested amendment.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted to approve the measure as amended by roll call vote as follows: Yes-6; No-2; Absent-1

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Pavel Payano - Yes

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Councilor David Abdoo - Absent  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 131/18: Approved**

**IX: Communication from Mayor, City Officials & City Attorney: - None**

**[10:00 p.m. - Council Vice President Rodriguez presented a motion to conduct the Council Session past 10:00 p.m. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present]**

**X. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 292/18: Resolution – In Recognition of the Grade 6 Boys “Thunder”, of the Beyond Soccer Program -Councils. Abdoo and Laplante - Tabled**

**Doc. 293/18: Resolution – In Recognition of Police Officer Dean Thomas Murphy for Outstanding Services-Councils. Abdoo and Laplante – Tabled**

Upon being granted the floor, Councilor Laplante presented a motion to table the two above referenced documents. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by Council Members present.

**Doc. 292/18: Tabled**

**Doc. 293/18: Tabled**

**XI. COMMITTEE REPORTS:**

**Doc. 189/18: A&M Auto Body, Inc. – 341 South Broadway – Request to amend the Zoning Map 97, Parcels 18 and 19 from R-2 to B-1-Attorney Peter J. Caruso – Ord. Cmt. – Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing be ordered on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez.

Council President Vasquez read an email from Councilor Abdoo into the record.

Upon no further comment or discussion Council Members present voted unanimously to order a public hearing on the measure [6-0][Councilor DePena and Councilor Levy being absent from the Council Chamber at

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the time the vote was called and recorded].

**Doc. 189/18: Public Hearing Ordered**

**Doc. 233/18: Ice Cream Vendor License –  
53 Stevens Avenue – Jennifer Alvarado – Ord. Cmt. - Approved**

**Doc. 234/18: Ice Cream Vendor License –  
53 Stevens Avenue – Ricardo Sequinot – Ord. Cmt.-Approved**

**Doc. 235/18: Ice Cream Vendor License –  
46 Rollins Street – Edwin Rodriguez – Ord. Cmt.-Approved**

**Doc. 236/18: Ice Cream Vendor License –  
46 Rollins Street – Melissa Sequinot – Ord. Cmt.-Approved**

Upon being recognized, Councilor Reyes presented a motion to consider the above petitions together as a block. The motion was seconded by Council Vice President Rodriguez and the Council Member unanimously approved the motion presented [8-0].

Upon continuing, Councilor Reyes informed the Council that all petitions were complete and in proper order for consideration of approval and moved to approve each of the petitions presented for consideration of the Council Members. The motion was seconded by Councilor Vice Rodriguez and unanimously approved by the Council Members present [8-0]:

**Doc. 233/18: Approved**

**Doc. 234/18: Approved**

**Doc. 235/18: Approved**

**Doc. 236/18: Approved**

**Doc. 247/18: Pawnbroker's Dealer License – 77 Essex Street – Eric Mane Ord. Cmt. - Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [8-0].

**Doc. 247/18: Approved**

**Doc. 248/18: Old Gold Dealer License – 77 Essex Street – Eric Mane – Approved**

[Tuesday, August 21, 2018]

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [8-0].

**Doc. 248/18: Approved**

**Doc. 249/18: Office of the City Attorney - Regulating Abandoned Properties – Request to Amend Ordinance Section 8.28 on behalf of Lawrence Fire Department Chief Brian Moriarty – Brian T. Corrigan, Assistant City Attorney – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [8-0].

**Doc. 249/18: Public Hearing Ordered**

**Doc. 257/18: Transient Vendor License – 13 Cedar Street – Abel Reyes – Ord. Cmt. - Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the petition presented. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [8-0].

**Doc. 257/18: Approved**

**XII. NEW BUSINESS:**

**Doc. 304/18: Bread and Roses Heritage Festival – Request use of the Campagnone Common on Labor Day on September 3<sup>rd</sup>, 2018 – [Emergency Consideration of Approval to be Requested] – Andrea E.K. Vannett – Approved**

Council Vice President Rodriguez presented a motion to take document 304/18 out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0].



[Tuesday, August 21, 2018]

Upon being recognized, Council Vice President Rodriguez presented a motion to suspend the Rules of the City Council and declare the measure an emergency for the purpose of considering the approval of the petition stating that if referred as required by City Council Rule the date of the event will have passed before the Council Subcommittee will have reported the matter to the Full Council. Council Vice President Rodriguez stated that his motion is also a motion to approve the petition as presented. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present.

**Doc. 304/18: Approved**

### **XIII. COMMITTEE REPORTS:**

**Doc. 258/18: Appropriation Transfers – From: Capital Reserve Fund to various Capital Projects Accounts-[1,005,759.00]– Mayor Dan Rivera-Budget and Finance Cmt. - Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present.

**Doc. 258/18: Approved**

### **XIV. WITHDRAWALS:**

**Doc. 242/18: SEIU Member & Community Picnic – Request to use Manchester Street Park – 12pm to 5pm – Saturday, August 18, 2018 – Herbert Jean-Baptiste – Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda pending before the Ordinance Committee. The motion was seconded by Councilor Payano and Council Members present voted unanimously [8-0] to withdraw the item from the City Council Agenda.

**Doc. 242/18: Withdrawn**

### **XV. OLD BUSINESS:**

**Doc. 118/18: City Clerk Fee Adjustments-William J. Maloney, City Clerk  
[7-10-18: Charter Objection by Council Vice President Rodriguez]**

[Tuesday, August 21, 2018]

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item presented. The motion was seconded by Councilor Reyes and Council Members present approved the item by roll call vote as follows: Yes-1; No-1; Absent-2

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Absent  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 118/18: Approved**

**Doc. 133/18: An Ordinance for Regulations and Procedures for Surveillance Technology – Counc. Payano  
 [7-10-18: Charter Objection by Councilor Payano] – Approved**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item presented as seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante suggested the Lawrence Police Department is the proper method and directly involved with creating policies that affect the Lawrence Police Department.

Upon being granted the floor, Councilor De La Cruz presented a motion to “table” the item. The motion was seconded by Councilor Laplante and Council Members present defeated the motion to “table” by roll call vote as follows: Yes-1; No-6; Absent-1

Councilor Estela Reyes - No  
 Councilor Anna Levy - No  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Absent  
 Councilor Pavel Payano - No  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - No  
 Council Vice President Jeovanny Rodriguez - No  
 Council President Kendrys Vasquez – No

Upon being granted the floor, Councilor Payano spoke in support of the proposed ordinance suggesting the Lawrence Police Department has been involved with its provisions and is in favor the ordinance.

[Tuesday, August 21, 2018]

Upon being granted the floor, Councilor De La Cruz stated she has not heard anything from the Lawrence Police Department about the requirements for cameras and what the vendors will put in place.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted to approve the measure by roll call vote as follows: Yes-6; No-2; Absent-1

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Absent  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 133/18: Approved**

**Doc. 147/18: Parking – Stearns Avenue West of Lawrence Street [side of 296-296A Lawrence Street] – 15 minute – Council Pres. Vasquez – Tabled**

Upon being recognized, Clerk Maloney read an email from the Police Department into the record.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to send correspondence to the City Engineer and “table” the item. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [7-0] to send correspondence to the City Engineer and “table” the item [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 147/18: Tabled**

[Tuesday, August 21, 2018]

**XVI. COMMITTEE REPORTS:**

**Doc. 198/17: Director of the Bellevue Cemetery – Ordinance for new position –  
Nick Kolofoles, Chairman – Ordinance Committee Discharged/Emergency Declared/  
Item Added to the Council Agenda/Public Hearing Ordered**

Upon being recognized, Councilor Reyes presented a motion to discharge the Ordinance Committee, add the item to the City Council Agenda and declare the item an emergency measure to allow the City Council to immediately address the measure and order a public hearing. The motion was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by Council Members present.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to order a public hearing on the measure presented and to send the item to Personnel Director Bonet for further review. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante asked the nature of the emergency.

Upon being recognized, Councilor Reyes stated the Ordinance Committee has been waiting for a draft Ordinance and believes that a draft ordinance is on file.

Upon being granted the floor, Council Vice President Rodriguez further explained that Personnel Director Bonet requested the matter be taken as an emergency as well.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to order a public hearing and send to request the attention of the Personnel Director for consideration of the Council Members present. Upon consideration of the matter presented the Council Members present voted unanimously [8-0] to approve the motion.

**Doc. 198/17: Ordinance Committee Discharged/Emergency Declared/Item Added to the City  
Council Agenda/Public Hearing Ordered**

**XVII. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.

[Tuesday, August 21, 2018]

- 224/13 Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14 Military/Veteran Recognition-Counc. Laplante
- 197/14 Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14 Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 66/15 Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance– Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15 Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy] [4-18-17: Aprvd & Tabled]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [T][2-6-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 172/18 Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez
- 190/18 Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Counc. Payano – Public Hearing
- 244/18 City Attorney Job Application Review and Appointment Consideration-[Executive Session Anticipated]-Ref. Pers.Cmt[7/10/18]-See also; Pers. Cmt Repts-Council Pres.Vasquez

[Tuesday, August 21, 2018]

**XVIII. NEW BUSINESS:**

**Doc. 289/18: Disclosure by Municipal Employee – Frandy Matos [Emergency Consideration of Approval to be Requested] - William J. Maloney, City Clerk – Approved**

Upon being recognized, City Clerk Maloney informed the Council Members that the above item is requested to be considered immediately to allow Frandy Matos to file a “Disclosure Notice” of a conflict of interest which will allow Mr. Matos to work for the Election Division after his regular duty and service to the City Treasurer is completed. He stated further that as an experienced election worker due to his prior assignment to the Election Division Mr. Matos will serve as a temporary election official and assist with processing the results of the State Primary Election.

Upon being granted the floor, Councilor Reyes presented a motion to suspend the Rules of the City Council to allow the Council Members to immediately address the matter for consideration of approval and to approve the item as presented. The motion was seconded by Councilor Levy and unanimously [8-0] approved by Council Members present.

**Doc. 289/18: Approved**

**Doc. 303/18: Portrait of Former Mayor Lantigua to be placed in the Council Chamber – Gloryvee Santana – Tabled**

Upon being recognized, Council Vice President Rodriguez presented a motion to invite former Mayor William Lantigua and former Mayors of the City of Lawrence to be in attendance before the City Council on Tuesday, September 5, 2018 in order to present and affix the portrait of former Mayor Lantigua in the City Council Chamber. The motion was seconded by Councilor Reyes and unanimously [7-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

Upon being recognized, Council Vice President Rodriguez presented a motion to “table” the item which was seconded by Councilor Reyes and unanimously [7-0] voted upon and “tabled” [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 303/18: Tabled**

[Tuesday, August 21, 2018]

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 261/18 Transient Vendor License [Temporary License issued by Clerk 7-17-18] – 10 Tremont Street – Luis O. Serrano – Ref. to Ord. Cmt.
- 262/18 Handicapped Parking – 12 Boston Street – Removal – Council Pres. Vasquez – Ref. to Ord. Cmt.
- 263/18 Old Gold and Second Hand Dealer Licenses – Aidria Torres – Ref. to Ord. Cmt.
- 264/18 GIG Masters Transportation, Inc. – 49 Blanchard Street – Vladimir Perez Santana –Lawrence Police Dept., Sgt. Melix Bonilla – Ref. to Ord. Cmt.
- 265/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Ramón A. Mercedes – Detective José Flores, LPD, Hackney Unit – Ref. to Ord. Cmt.
- 266/18 Taxi Medallion Transfer – Popular Taxi - from Mrs. Juana Gómez to Mrs. Lujany A. Santana - Detective José Flores, LPD, Hackney Unit – Ref. to Ord. Cmt.
- 267/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to American Taxi Mr. Julio Diaz – Detective José Flores, LPD, Hackney Unit – Ref. to Ord. Cmt.
- 268/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to New Family Transportation Mr. José Cespedes –Detective Jose Flores, LPD, Hackney Unit – Ref. to Ord. Cmt.
- 269/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mrs. Mr. Aneury M. Familia – Detective José Flores, LPD, Hackney Unit-Ref. to Ord. Cmt.
- 270/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. Cevero Javalera – Detective José Flores, LPD, Hackney Unit-Ref. to Ord. Cmt.
- 271/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. José Pérez – Detective José Flores, LPD, Hackney Unit – Ref. to Ord. Cmt.
- 272/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. Robinson González – Detective José Flores, LPD Hackney Unit – Ref. to Ord. Cmt.
- 273/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. Jaime A. Balbi – Detective José Flores, LPD, Hackney Unit – Ref. to Ord. Cmt
- 274/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. Francisco A. Ureña – Detective José Flores, LPD, Hackney Unit – Ref. to Ord. Cmt.
- 275/18 Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. José A. Vargas – Detective José Flores, LPD, Hackney Unit – Ref. to Ord. Cmt.
- 276/18 Handicapped Parking – 17 Nelson Street – Removal – Counc. Reyes – Ref. to Ord. Cmt.
- 277/18 Iglesia Pentecostal Cristo Rompe las Cadenas – Request to use the Plainsman Park for Evangelizando Las Almas Religious Event on August 25<sup>th</sup>, September 15<sup>th</sup>, 22<sup>nd</sup> and 29<sup>th</sup>, 2018 from 5pm to 8pm – Jessica Ishaq – Ref. to Ord. Cmt.
- 278/18 Apostolic Anglican Church – Request the use of Manchester Street for a Closing Summer Festival on September 1<sup>st</sup>, 2018 from 10am to 7pm – Rev. Fr. José L. López-Ref. to Ord. Cmt.
- 279/18 Flowing Rivers International Church – Request use of the Manchester Street Park for a Family and Friends Church Activity on August 5<sup>th</sup>, 12<sup>th</sup> and 19<sup>th</sup>, 2018 from 9am to 4pm – Apostle Terika Smith – Ref. to Ord. Cmt.
- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Counc. Payano-Ref. to Ord. Cmt.
- 281/18 Faith on Fire Ministries-Request use of the Campagnone Common for a Word for Life Event on October 27, 2018 from 12pm to 4pm - Daniel Silvera – Ref. to Ord. Cmt.
- 282/18 National Grid – Request to place underground electric conduits and fixtures on Methuen Street/Hampshire Street –Dave Johnson, Engineering Department-Ref. to Ord. Cmt.

[Tuesday, August 21, 2018]

- 283/18 Monte de Oración – Request use of the Campagnone Common for a Canciones Celestiales Camino en Santidad Event on September 29<sup>th</sup>, October 6<sup>th</sup>, 13<sup>th</sup>, 14<sup>th</sup>, 20<sup>th</sup>, 21<sup>st</sup> and 28<sup>th</sup>, 2018 from 1pm to 3pm on Saturdays & from 9am to 11am on Sundays-Félix Sánchez-Ref. to Ord. Cmt.
- 285/18 Handicapped Parking – 101 Exchange Street – Counc. Reyes-Ref. to Ord. Cmt.
- 286/18 One Way Street – Huse Street from Park to Alder Street and Alder Street from Huse Street to Spruce Street in a northerly direction [Sec. 10.28.040] – Council Pres. Vasquez & Counc. Reyes-Ref. to Ord. Cmt.
- 287/18 Lawrence Civil War Memorial Guard – Request use of the Campagnone Common for their 16<sup>th</sup> Annual Civil War Weekend on September 14<sup>th</sup>, 15<sup>th</sup> & 16<sup>th</sup>, 2018 from 8:30am to 4pm – Elizabeth M. Charlton-Ref. to Ord. Cmt.
- 288/18 Private Livery & Taxis Services Office-Meditran, LLC - 49 Blanchard Street Ste. 207-3-Jose L. Fernandez –Sgt. Mélix Bonilla, Lawrence Police Dept.-Ref. to Ord. Cmt.
- 290/18 James J. O'Neill Memorial Park – Amendments of the City Zoning Ordinance Map – Dan McCarthy, Land Use Planner – Ref. to Ord. Cmt.
- 294/18 Office of Planning & Development – MassWorks Grant Supplement/Authorization for Merrimack Street East –[1,103,222.83]-Teresa Park, Director-Ref. to Budget & Fin. Cmt.
- 295/18 Lawrence Fire Department – Assistance to Firefighter Grant Training [Emergency Vehicles Operation Course] [18,000.00]-Chief Brian F. Moriarty-Ref. to Budget & Finance Cmt.
- 296/18 Lawrence Fire Department – TURI Grant [Toxic Use Reduction] [10,000.00] – Chief Brian F. Moriarty – Ref. to Budget & Finance Cmt.
- 297/18 Handicapped Parking – 84 Oak Street – Counc. Reyes – Ref. to Ord. Cmt.
- 298/18 Appointment - Airport Commission – Re-appointment of Andres Castillo – [3 year]- Mayor Dan Rivera – Ref. to Pers. Cmt.
- 299/18 Appointment - Airport Commission – Re-appointment of Sharon M. Birchall – [3 year] – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 300/18 Appointment - Lawrence Housing Authority – Re-appointment of Patrick Driscoll – [5 year] – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 301/18 Lawrence Police Department – Safe and Successful Youth Initiative Grant [600,000.00] – Ref. to Budget & Finance Cmt.
- 302/18 Holy Rosary Building – to be donated to the Adult Learning Center and repaired by the Lawrence School Department – Counc. De La Cruz – Ref. to Housing Cmt.
- 303/18 Portrait of Former Mayor Lantigua to be placed in the Council Chamber – Gloryvee Santana - Tabled
- 305/18 Surplus Declaration – 59-59A Newbury Street – [Tax Map 87, Lot 53] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.
- 306/18 Surplus Declaration – 61 Newbury Street – Tax Map 87, Lot 52 – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.

### **XVIII. ADJOURNMENT:**

Upon Motion of Council Vice President Rodriguez duly seconded by Councilor Reyes, the Council

Members present voted unanimously to Adjourn.



[Tuesday, August 21, 2018]

**ADJOURNED**  
**(10:58p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Thursday, August 30, 2018**

A **SPECIAL MEETING** of the City Council was held on **Thursday, August 30, 2018** at 7: 10 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Absent;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Absent;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Absent;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Absent;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor De La Cruz left the meeting at 7:50 p.m.

**Other attendance matters:**

Approximately Seven [7] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:** - None

**II. PUBLIC PARTICIPATION:** - None

**III. PUBLIC HEARINGS:** - None

**IV: Communication from Mayor, City Officials & City Attorney:** - None

**V. APPROPRIATIONS-ORDERS-RESOLUTIONS:** - None

**VI. COMMITTEE REPORTS:** - None

**VII. WITHDRAWALS:** - None

[Thursday, August 30, 2018]

# **VIII. OLD BUSINESS:**

## **Doc. 244/18: City Attorney Job Application Review & Appointment Consideration – Council Pres. [Executive Session Anticipated]-Charter Objection-Councilor DePena-Pers. Cmt.**

Upon being recognized, the Clerk informed the Council Members that the item presented on the Council Agenda concerns the Appointment of the City Attorney. He stated further that the status of the item is that a Charter Objection entered by Councilor DePena pursuant to City Charter Sec. 3.8(c) at the City Council Session of Tuesday, August 21, 2018. In accord with the provisions of City Charter Sec. 3.8(c) the item is required to be presented to the City Council Members at its next meeting whether that meeting is a “regularly scheduled” meeting or a “special meeting”. The items is presented at this “Special Meeting” of the Lawrence City Council as called by City Council President Kendrys Vasquez.

Upon being recognized, Councilor Laplante asked President Vasquez how many votes of the Council Members is required to approve the appointment of the City Attorney as presented for consideration. In response, Council President Vasquez stated that five affirmative votes is required to enter an approval of the City Attorney. Council President Vasquez inquired of the City Clerk as to the number of affirmative votes required for approval of the City Attorney and the City Clerk stated that he believes that the applicable provisions of the City Charter and the Rules of the City Council require that five affirmative votes for all items other than appropriations and certain other limited matters is required for the approval of the City Attorney in this instance.

Upon continuing, Councilor Laplante stated that he is not entirely sure that five affirmative votes are required in this instance and stated that he would like to have a few moments to look into the matter by reviewing the current City Charter, City Ordinances and State Laws to determine the number of required affirmative votes necessary to enter the approval of the City Attorney.

**[7:36 p.m. - Councilor Laplante presented a motion to recess the Council proceedings for 5 minutes, which was duly seconded by Councilor Reyes and unanimously [5-0] approved by the Council Members present]**

**[Approximately 7:50 p.m. Councilor De La Cruz did not return to the Council Session resulting in a lack of quorum – the City Council Meeting did not resume due to a lack of quorum]**

[Thursday, August 30, 2018]

**IX. TABLED MATTERS:** - None

**X. NEW BUSINESS:** - None

**XI. ADJOURNMENT:** - None

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Wednesday, September 5, 2018**

**A REGULAR MEETING** of the City Council was held on **Wednesday, September 5, 2018** at 7: 11 p.m.

in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Absent;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Absent at roll call  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Present;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Absent at roll call;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor Payano arrived at 7:21 p.m.;  
 Council Vice President Rodriguez arrived at 7:47 p.m.

**Other attendance matters:**

Approximately Seventy-six [76] persons were present.  
 A Moment of Silence was held.  
 The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:** - None

**II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA commented on the placement of the portrait of former Mayor Lantigua in Council Chambers recognizing his four years as Mayor of Lawrence [2010-2014]. He stated that the City Council should continue to demonstrate their support of the Lawrence Police Department, Lawrence Fire Department. He stated the Mayor should secure a contract with the Lawrence Police Department to recognize

[Wednesday, September 5, 2018]

their importance and necessity to public safety in the City of Lawrence. He stated that the City Council should consider and approve an ordinance that requires the Mayor to complete the four year term of office.

Richard Russell, 34 Cross Street, Lawrence, MA discussed the State Primary held on September 4, 2018. He stated that the City Council should complete the appointment process of the City Attorney. He stated that political signs of those candidates who are not advancing to the final election should be removed as soon as possible.

Lorenzo Rodriguez, 109 May Street Lawrence, MA asked the Council Members to provide a response to the questions about the sale of 111-119 May Street to a fuel company. He stated the company that purchased the property does not have the best interest of the residential neighborhood in mind and having a fuel company in the middle of a residential area will be harmful to the safety and well being of the residents. He stated that several residents in the neighborhood are opposed to the sale of the property to the company approved by the City Council and asked the City Council Members to help resolve the matter. In response, Council President Vasquez stated he voted against the sale of the property to the company at the time it was presented to the City Council.

**[7:21 – Councilor Payano arrived to the City Council Meeting]**

Carlos Calcano, 103 May Street, Lawrence, MA stated his concerns about the sale of 111-119 May Street to the company who purchased the property from the City of Lawrence. He asked the City Council to look into the sale of the property which is a commercial business selling petroleum.

Jeffrey Petrillo, 341 South Broadway, Lawrence, MA discussed the pending vote on the petition to rezone the area near and including his home. He stated that he is not personally attacking A&M Autobody who is the neighbor pursuant the petition to rezone the area in order to allow the auto body company to continue doing business in a residential zone.

Veronica Armstrong, Lawrence, MA spoke in support of placing the portrait of former Mayor Lantigua in the City Council Chambers this evening.

[Wednesday, September 5, 2018]

Gloryvee Santana, of Andover, MA, thanked the City Council Members for responding to her request to have the portrait of former Mayor William Lantigua placed in the City Council Chambers with all of the Mayors elected in Lawrence.

Carmen Garcia, [no address provided] stated that it took too long to place the portrait of former Mayor Lantigua in the Council Chambers.

### **III. TABLED MATTERS:**

#### **Doc. 303/18: Portrait of Former Mayor Lantigua to be placed in the Council Chamber – Gloryvee Santana [T][08-21-18] - Presented**

Councilor Payano presented a motion to remove the item from the table which was seconded by Councilor Levy and unanimously approved by the Council Members present [6-0][Councilor De La Cruz and Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

Council President Vasquez relinquished the chair to Councilor Laplante in order to present the portrait of former Mayor William Lantigua to be placed in the City Council Chambers along with the other portraits of former Mayors.

Upon being recognized, former Mayor William Lantigua placed his portrait along the wall of other Lawrence Mayors in the City Council Chamber. He then spoke and thanked the Council Members for the honor of serving as Mayor of Lawrence from 2010-2014.

#### **Doc. 303/18: Presented**

**[7:46 p.m. - Council Vice President Rodriguez arrived at the City Council Meeting]**

**[8:46 p.m. - Council Vice President Rodriguez presented a motion to recess Council proceedings, which was duly seconded by Councilor DePena and unanimously approved by the Council Members present]**

**[8:50 p.m. Councilor Laplante presented a motion to resume Council proceedings, which was duly seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present]**

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**IV. PUBLIC HEARINGS: - None**

**V: Communication from Mayor, City Officials & City Attorney: - None**

**VI. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 292/18: Resolution – In Recognition of the Grade 6 Boys “Thunder”, of the Beyond Soccer Program - Councils. Abdoo and Laplante - [Item also appearing as “Tabled” – Council President Vasquez stated the item will remain tabled]**

**Doc. 293/18: Resolution – In Recognition of Police Officer Dean Thomas Murphy for his Outstanding Services-Councils. Abdoo and Laplante -Councils. Abdoo and Laplante - [Item also appearing as “Tabled” Council President Vasquez stated the item will remain tabled]**

**Doc. 307/18: Appropriation Transfer - Office of Planning & Development - From: Code Services Salary[Org. #012420-5110] to Professional Service Account[Org. #012420-5300] – Ana Camargo, Director of Inspectional Services – Ref. to Budget & Finance Cmt.**

Council President Vasquez brought the matter listed above to the attention of the Council Members present and referred the matter to the Council Subcommittee as indicated:

**Doc. 307/18: Ref. to Budget & Finance Cmt.**

**VII. COMMITTEE REPORTS:**

**Doc. 283/18: Monte de Oración – Request use of the Campagnone Common for a Canciones Celestiales Camino en Santidad Event on September 29<sup>th</sup>, October 6<sup>th</sup>, 13<sup>th</sup>, 14<sup>th</sup>, 20<sup>th</sup>, 21<sup>st</sup> and 28<sup>th</sup>, 2018 from 1pm to 3pm on Saturdays & from 9am to 11am on Sundays - [Amended to Only Saturdays Sept. 19<sup>th</sup>, Oct. 6<sup>th</sup>, 13<sup>th</sup>, & 20, 2018] - Félix Sánchez – Ord. Cmt. - Approved**

Upon being recognized, Council Vice President Rodriguez presented a motion to take document 283/18 out of the order appearing on the agenda. The motion was seconded by Councilor Levy and unanimously approved by the Council Members present [6-0][Councilor DePena and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item presented. The motion was seconded by Councilor Levy and unanimously [6-0] approved by Council Members present [Councilor DePena and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 283/18: Approved**



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**Doc. 178/18: Handicapped Parking – 189 Andover Street – Yadira Santana – Counc. Pres. Vasquez – Ord. Cmt. & Public Hearing Ordered**

**Doc. 179/18: Handicapped Parking – 209 Bailey Street - Jason Almanzar – Council Pres. Vasquez – Ord. Cmt. & Public Hearing Ordered**

**Doc. 228/18: Handicapped Parking – 139 South Broadway – Maria Rivera – Ord. Cmt. & Public Hearing Ordered**

**Doc. 239/18: Handicapped Parking – 473 Essex Street – Counc. Levy – Ord. Cmt. & Public Hearing Ordered**

**Doc. 276/18: Handicapped Parking – 17 Nelson Street – Removal – Counc. Reyes – Ord. Cmt. - & Public Hearing Ordered**

**Doc. 262/18: Handicapped Parking – 12 Boston Street – Removal – Council Pres. Vasquez – Ord. Cmt. & Public Hearing Ordered**

Upon being recognized, Council Vice President Rodriguez presented a motion to address the above items together as a block in order to enter an order for a public hearing. He presented the motion as a motion to approve the order for a public hearing. The motion was seconded by Councilor Levy and the Council Members present voted unanimously [7-0] to enter an order notice of a public hearing be entered on each item [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 178/18: Public Hearing Ordered**

**Doc. 179/18: Public Hearing Ordered**

**Doc. 228/18: Public Hearing Ordered**

**Doc. 239/18: Public Hearing Ordered**

**Doc. 239/18: Public Hearing Ordered**

**Doc. 276/18: Public Hearing Ordered**

**Doc. 246/18: No Parking both sides – Myrtle Court – Counc. Reyes – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Levy and unanimously approved by the Council Members present [7-0][Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

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**Doc. 246/18: Public Hearing Ordered**

**Doc. 250/18: Office of the City Attorney - Deed Restrictions for 56-58 Bromfield Street – Request to remove deed restrictions – Brian T. Corrigan, Assistant City Attorney – Ord. Cmt. - Tabled**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor De La Cruz.

A discussion ensued between Councilor De La Cruz and Council Vice President Rodriguez regarding the requests to amend the property award by removing the restrictions attached to the title deed to the property transferred by the City of Lawrence at the time of the award of the real property which were conditioned upon the sale.

Upon no further discussion, comment or inquiry Council Vice President Rodriguez moved to “table” the item. The motion was seconded by Councilor Payano and unanimously [7-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 250/18: Tabled**

**Doc. 277/18: Iglesia Pentecostal Cristo Rompe las Cadenas – Request to use the Plainsman Park for Evangelizando Las Almas Religious Event on August 25<sup>th</sup>, September 15<sup>th</sup>, 22<sup>nd</sup> and 29<sup>th</sup>, 2018 from 5pm to 8pm – Jessica Ishaq – Ord. Cmt. – Approved**

Upon being granted the floor, Councilor Laplante presented a motion to take document 277/18 out of the order appearing on the agenda. The motion was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item as seconded by Councilor De La Cruz.

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Upon being granted the floor, Councilor Laplante read the memo from Chief Vasque into the City Council record informing the Council Members of the excessive noise at the last event held by the petitioners.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve the item to the attention of the Council Members present who voted unanimously [8-0] to approve the petition.

**Doc. 277/18: Approved**

**Doc. 261/18: Transient Vendor License – 10 Tremont Street – Luis O. Serrano – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition for a grant of a license as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 261/18: Approved**

**Doc. 263/18: Old Gold, Second Hand and Pawbroker Licenses – Aidria Torres – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition for a grant of a license as item presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 263/18: Approved**

**Doc. 287/18: Lawrence Civil War Memorial Guard – Request use of the Campagnone Common for their 16<sup>th</sup> Annual Civil War Weekend on September 14<sup>th</sup>, 15<sup>th</sup> & 16<sup>th</sup>, 2018 from 8:30am to 4pm – Elizabeth M. Charlton – Ord. Cmt. – Approved**

Upon being recognized, Councilor Laplante presented a motion to take document 287/18 out of the order appearing on the agenda. The motion was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a

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motion to approve the item which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 287/18: Approved**

**Doc. 264/18: GIG Masters Transportation, Inc. – 49 Blanchard Street – Vladimir Perez Santana –Lawrence Police Dept., Sgt. Melix Bonilla – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the petition for a grant of a taxi license as presented. The report was presented in the form of a motion to approve the petition which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 264/18: Approved**

**Doc. 281/18: Faith on Fire Ministries-Request use of the Campagnone Common for a Word for Life Event on October 27, 2018 from 12pm to 4pm - Daniel Silvera – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 281/18: Approved**

**Doc. 282/18: National Grid – Request to place underground electric conduits and fixtures on Methuen Street/Hampshire Street – Dave Johnson, Engineering Department – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending the City Council Members enter an order for a public hearing on the petition presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 282/18: Public Hearing Ordered**

**Doc. 288/18: Private Livery & Taxis Services Office-Meditran, LLC - 49 Blanchard Street Ste. 207-3-Jose L. Fernandez –Sgt. Mélix Bonilla, Lawrence Police Dept. – Ord. Cmt. – Tabled**

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At the request of Council President Vasquez, Council Vice President Rodriguez presented a motion to receive the report of the Ordinance Committee without a recommendation. The motion was seconded by Councilor Abdoo and the Council Members unanimously [8-0] received the report of the Ordinance Committee.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to “table” the item. The motion was seconded by Councilor Abdoo and unanimously [8-0] approved by Council Members present.

**Doc. 288/18: Tabled**

**Doc. 294/18: Office of Planning & Development – MassWorks Grant Supplement/Authorization for Merrimack Street East – [1,103,222.83] – Teresa Park, Director – Budget and Finance Cmt. - Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [8-0] approved by the Council Members present.

**Doc.294/18: Approved**

**Doc. 295/18: Lawrence Fire Department – Assistance to Firefighter – [Emergency Vehicles Operation Course] – [18,000.00] – Chief Brian F. Moriarty - Budget and Finance Cmt. - Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [8-0] approved by the Council Members present.

**Doc.295/18: Approved**

**Doc. 296/18: Lawrence Fire Department-TURI Grant-[Toxic Use Reduction]-[10,000.00]-[Chief Brian F. Moriarty-Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo.

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Upon being granted the floor, Council Vice President Rodriguez invited Lawrence Fire Chief Moriarty who explained the discussed the necessity of the funds to be provided by the grant which will assist with monitoring toxic substances produced or used by automotive repair shops.

Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to the attention of the Council Members who voted unanimously [8-0] to approve the grant presented.

**Doc. 296/18: Approved**

**Doc. 301/18: Lawrence Police Department – Safe and Successful Youth Initiative Grant – [600,000.00] – Budget and Finance Cmt. - Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Payano discussed how the grant funds would be used as provided by the information of the Lawrence Police Department.

Upon being recognized April Lyskowsky, Youth Build Director, appeared on behalf of Lawrence Family Development, Inc. who is the agency to receive the grant funds subject to the grant. Ms. Lyskowsky explained how the funds would be used to help provided educational services through programs provided by Family Development, Inc. which will assist by providing skills that will help its participants to develop better employment opportunities.

Upon being granted the floor, Councilor Levy posed questions to Ms. Lyskowsky about the program participants and how those selected are deemed eligible for the program offerings.

Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to the attention of the Council Members who voted unanimously [8-0] to approve the grant presented.

**Doc. 301/18: Approved**

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**Doc. 305/18: Surplus Declaration – 59-59A Newbury Street – [Tax Map 87, Lot 53] –  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Housing Committee recommending the Council Members declare the City owned real property located at 59-59A Newbury Street [Map 87, Lot 53] as surplus City property. The report was presented in the form of a motion to declare the real property surplus which was seconded by Councilor Payano and unanimously [8-0] approved as Surplus property by Council Members present.

**Doc. 305/18: Declared Surplus**

**Doc. 306/18: Surplus Declaration – 61 Newbury Street – Tax Map 87, Lot 52 –  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Housing Committee recommending the Council Members declare City owned real property located at 61 Newbury Street [Map 87, Lot 52] as surplus City property. The report was presented in the form of a motion to declare the real property surplus which was seconded by Councilor Payano and unanimously [8-0] approved by Council Members present.

**Doc. 306/18: Declared Surplus**

**Doc. 298/18: Appointment - Airport Commission – Re-appointment of Andres Castillo –  
[3 year]- Mayor Dan Rivera – Pers. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel Committee recommending the appointment of Andres Castillo for re-appointment to the Airport Commission for a term of three years [NB: a term of the appointment was not provided in the report or contained in the recommendation from the Mayor]. The report was presented in the form of a motion to approve the appointment as submitted which was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by Council Members present.

**Doc. 298/18: Approved**

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**Doc. 299/18: Appointment - Airport Commission – Re-appointment of Sharon M. Birchall – [3 year] – Mayor Dan Rivera – Pers. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel Committee recommending the appointment of Sharon M. Birchall for re-appointment to the Airport Commission for a term of three years [NB: a term of the appointment was not provided in the report or contained in the recommendation from the Mayor]. The report was presented in the form of a motion to approve the appointment as recommended which was seconded by Councilor De La Cruz.

Upon inquiry Ms. Birchall informed the Council Members about her dedicated and continued service as a Member of the Airport Commission and asked the Council Members to consider approval of her recommended further appointment.

Upon being recognized, Councilor Laplante noted that Ms. Birchall was not a Lawrence resident and inquired about this matter as it may concern her appointment to the Commission. In response, Airport Commissioner Michael Miller informed the Council Members that statutory authority for member appointment permits up to three members of the Airport Commission to be from Cities/Towns other than from the City of Lawrence. He stated that the Airport Commission complies with the permitted guideline and that Ms. Birchall would be one of the three Commission Members who do not reside in the City of Lawrence.

Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to the attention of the Council Members who voted by roll call vote to approve the appointment of Sharon M. Birchall to the Airport Commission as follows: Yes-7; Present-1; Absent-1

Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Present  
 Council President Kendrys Vasquez – Yes



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**Doc. 299/18: Approved**

**Doc. 300/18: Appointment - Lawrence Housing Authority – Re-appointment of Patrick Driscoll – [5 year] – Mayor Dan Rivera – Pers. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel Committee recommending the Council Members approve the appointment of Patrick Driscoll as a Member of the Lawrence Housing Authority for a term of five years [NB: a term of the appointment was not provided in the report or contained in the recommendation from the Mayor]. The report was presented in the form of a motion to approve the appointment which was seconded by Councilor Laplante.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Mr. Driscoll regarding property at Haverhill Street [the former Jewish Community Center] and asked if he would favor obtaining funds to allow the property to be used for community based projects. Mr. Driscoll informed the Council Members that the building is currently being used for storage and also being made available to the area neighborhood as a recreation facility for children who live in Lawrence Housing Authority property. A discussion ensued between Councilor Payano and Mr. Driscoll concerning the possibility of using the facility for the benefit of the neighborhood children in addition to the Family Day Charter School.

Upon being granted the floor, Councilor Laplante informed the Council Members that the building had been used in the past for the general benefit of neighborhood children in past years. He commented that the building was always available to the neighborhood and to others in general and might again be available for use in this manner.

Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to the attention of the Council Members who voted unanimously [8-0] to approve the appointment of Patrick Driscoll to the Lawrence Housing Authority as recommended.

**Doc. 300/18: Approved**

**VIII. OLD BUSINESS:**

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**Doc. 324/17: Disposition - 119 May Street – Tax Map 211, Lot 10-  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Tabled**

Upon being recognized, Council Vice President Rodriguez presented a motion to take document 324/18 out of the order appearing on the agenda. The motion was seconded by Councilor DePena and unanimously approved by the Council Members present [7-0][Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

At the request of Council President Vasquez, Property Asset Officer Laiza Lizardo St. Onge informed the Council Members that the item would be subject to review of the disposition at the direction of the City Council Members due to the recent inquiry by residents of the May Street area who have expressed concerns about the award to a commercial enterprise.

Upon being granted the floor, Councilor Payano inquired about the sale of the property and whether or not the sale has been completed. Ms. Lizardo St. Onge informed the Council Members that the award and sale of the real property subject to this matter has been completed and recorded.

Council President Vasquez stated that he would like to have the disposition reviewed in order to address any concerns of the residents near the property.

Upon being granted the floor, Councilor Payano moved to “table” the matter presented. The motion was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by Council Members present.

**Doc. 324/17: Tabled**

**IX. WITHDRAWALS:**

**Doc. 305/13: Resident Sticker Parking – Methuen Street – between Jackson and Appleton Streets – Councilor Laplante – Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [7-0] to withdraw the item from the City

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Council Agenda [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 305/13: Withdrawn**

**Doc. 175/14: Security regulations at nightclubs – Counc. Laplante – Ord. Cmt. – Tabled**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted to defeat the motion by roll call vote as follows: Yes-2; No-5; Absent-2

Upon being recognized, Council Vice President Rodriguez moved to “table” the matter stating that there are matters of concern regarding this item that have yet to be addressed. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 175/14: Tabled**

**Doc. 382/14: Parking – Yale Street – allow alternate street parking – Counc. Vasquez – Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 382/14: Withdrawn**

**Doc. 385/14: No Parking – Fitz Street, south side from Lawrence Street to Saunders Street – Counc. Almonte – Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by

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Councilor Levy and Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 385/14: Withdrawn**

**Doc. 386/14: No Parking – Avon Street, south side from Saunders Street to Bruce Street –  
Counc. Almonte – Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 386/14: Withdrawn**

**Doc. 391/14: Resident Parking – Sylvester Street between the odd range of 45-59 and even range of 48-58 –  
Counc. Laplante – Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 391/14: Withdrawn**

**Doc. 403/14: Taxpayer Liability caused by Municipal employees – Ordinance –  
Counc. Pres. Maldonado – Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [7-0] to withdraw the item from the City

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Council Agenda [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 403/14: Withdrawn**

**Doc. 4/15: Illegal Curb Cut and Demolition and Excavation of sidewalk abutting a State Highway known as Route 28 – Jeffrey A. Petrillo-Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 4/15: Withdrawn**

**X. TABLED MATTERS:**

The following items remained “tabled” without further action:

- 39/10 Charter Review [Public Hearings as needed]
- 148/11 Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
- 224/13 Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14 Military/Veteran Recognition-Counc. Laplante
- 197/14 Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14 Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 66/15 Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance– Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15 Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorneys [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]

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- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [T][2-6-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Counc. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Counc. Levy–Public Hearing Open [8-21-18]
- 147/18 Parking – Stearns Ave [296-296A Lawrence St] – 15 minute – Council Pres. Vasquez [T][08-21-18]
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Pol Accessibity Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 172/18 Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez
- 190/18 Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]
- 292/18 Resolution - Boys “Thunder” Beyond Soccer Program - Councs.Abdoo and Laplante [T][08-21-19][Doc. also posted under the Resolutions Section] [Ord. Cmt. Report Received]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Councs. Abdoo and Laplante [T][08-21-19][Doc. also posted under the Resolutions Section] [Ord. Cmt. Report Received]

**Doc. 406/17: Arlington Terrace–To be Approval as a Public Way –  
Council Pres. Vasquez [T] [2-6-18] – Tabled**

Upon being recognized, Council Vice President Rodriguez presented a motion to remove the item from the table which was seconded by Councilor Levy and unanimously approved by the Council Members present [7-0][Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Council President discussed the matter and suggested sending correspondence to City Engineer Puelos, Land Use Planner Dan McCarthy and Public Works Director Jaquez concerning this matter.

[Wednesday, September 5, 2018]

Upon being granted the floor, Council Vice President Rodriguez presented a motion to send the correspondence. The motion was seconded by Councilor Levy and unanimously [7-0] approved by Council Members present [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Council Vice President Rodriguez moved to “Table” the matter. The motion was seconded by Councilor Abdoo and unanimously [7-0] approved by Council Members present [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 406/17: Tabled**

**Doc. 407/17: Hazel Place – To be Approval as a Public Way – Council. Jeovanny Rodriguez and Mayor Dan Rivera [T] [2-6-18] – Tabled**

Upon being recognized, Council Vice President Rodriguez presented a motion to remove the item from the table which was seconded by Councilor Levy and unanimously approved by the Council Members present [7-0][Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Council Vice President Rodriguez presented a motion to send the correspondence to the City Engineer Puelos, Land Use Planner Dan McCarthy and the Public Work Director Jaquez concerning this item. The motion was seconded by Councilor Levy and unanimously [7-0] approved by Council Members present [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Council Vice President Rodriguez moved to “Table” the matter. The motion was seconded by Councilor Abdoo and unanimously [7-0] approved by Council Members present [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 407/17: Tabled**

**ITEMS ADDED AT THE MEETING**

**Doc. 317/18: Stop Violence-Request to Use O’Connel Park [South Common] for event-  
September 22, 2018 3 pm to 7 pm-Edward Reynoso –  
Declared Emergency/Added to the Council Agenda/Ref. to Ord. Cmt.**

[Wednesday, September 5, 2018]

Upon being recognized, Council Vice President Rodriguez presented a motion to suspend the Rules of the City Council and declare the measure an emergency for the purpose of adding the item to the Council Agenda to allow the Council Members to immediately consider the item for approval. He stated that the petitioner did not get this request onto the City Council Agenda in time for this meeting which could delay the approval process of the City Council. He stated further that there is still time to refer the matter for review by the Ordinance Committee and to make a timely recommendation to the Full Council prior to the anticipated date of the event. The motion was seconded by Councilor DePena and unanimously [7-0] approved by the Council Members present [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Laplante posed questions to the petitioner regarding the event. Councilor Laplante proposed sending the item to the subcommittee for further proceedings.

Upon being granted the floor, Councilor De La Cruz asked the petitioner questions about the organization and its purpose. She also asked about providing security as may be necessary.

A discussion ensued among the City Council Members regarding the City Council approval process and the best manner by which to address matters that are entered at a date and time after the close of the Council Agenda.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to suspend the Rules of the City Council and declare the measure an emergency and to add the item to the City Council Agenda in order to consider the matter for further proceedings. Upon the motion presented, the Council Members voted unanimously [7-0] to declare the item an emergency for the purpose of adding the item to the City Council Agenda in order to conduct further proceedings [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Council President Vasquez then referred the matter to the Ordinance Committee for further proceedings.

**Doc. 317/18: Declared Emergency/Added to the Council Agenda/Ref. to Ord. Cmt.**

**Doc. 318/18: Foundation for Environmental Health and Life-Juan D. Alcantara – Ref. to Ord. Cmt.**



[Wednesday, September 5, 2018]

Upon being recognized, Council Vice President Rodriguez presented a motion to suspend the Rules of the City Council and declare the measure an emergency for the purpose of adding the petition to the Council Agenda. The motion was seconded by Councilor DePena.

Upon being granted the floor, Councilor Laplante stated that the Council has made exception to its rules and have added the items to the Agenda and asked the petitioners to follow the process required by the City Council rules.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to suspend the Rules of the City Council and declare the measure an emergency and the Council Members present voted unanimously [7-0] to approve as an emergency in order to add the item to the Council Agenda. [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Council President Vasquez referred the matter to the Ordinance Committee.

**Doc. 318/18: Declared Emergency/Ref. to Ord. Cmt.**

**XI. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members present and referred each to the Council Subcommittee as indicated:

- 308/18      Cima Auto Fair & Car Show – Request use of the Pemberton Park for their event on October 7, 2018 @ 10am to 8pm – Antonio Lopez – Ref. to Ord. Cmt.
- 309/18      Stop Sign – 4-way – Howard and Platt Streets – Counc. Levy – Ref. to Ord. Cmt.
- 310/18      Portraits of Former Mayors – Council Pres. Vasquez – Ref. to Ord. Cmt.
- 311/18      Express Employment Professionals – Request use of the Campagnone Common for a Job Tent from Sept. 2018 to Sept. 2019 from 12pm to 4pm – John Dickey – Ref. to Ord. Cmt.
- 312/18      Handicapped Parking – 17 Willoughby Street – Council Pres. Vasquez – Ref. to Ord. Cmt.
- 313/18      Office of the City Attorney - Request to Amend City Ordinance Requiring Installation of Automatic Sprinklers for All New and/or Substantially Rehabilitated Buildings - on Behalf of Fire Department Chief Brian Moriarty - Brian T. Corrigan, Assistant City Attorney – Ref. to Ord. Cmt.
- 314/18      Parking – 296 Lawrence Street – 15 minutes in front of Stearns Avenue – Counc. DePeña – Ref. to Ord. Cmt.
- 315/18      Surplus Declaration – 12 Acton Street, Unit 205 - [Tax Map 190, Lot 1/7] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.
- 316/18      Surplus Declaration - 15 Boxford Street, Unit 1- [Tax Map 61, Lot 2/1] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.

**XII. ADJOURNMENT:**

[Wednesday, September 5, 2018]

Upon Motion of Council Vice President Rodriguez duly seconded by Councilor DePena, the Council Members present voted unanimously to Adjourn.

**ADJOURNED**  
**(09:16p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday, September 18, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, September 18, 2018** at 7:13 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Present;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Present;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

Approximately Thirty-three [33] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted July 10, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor DePena to approve the minutes as presented duly seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [9-0] to approve the minutes.

**II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

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Francis Cialek, 245 Broadway, Lawrence, MA commended the Lawrence Fire Department for their quick response to the gas explosion crisis in South Lawrence and the area Churches who provided residents with food and shelter on September 13, 2018. He commented on a nurse he was trying to see at the shelter. He stated that Larry Hester should be in the Lawrence Basketball Hall of Fame and thanked the Council Members for placing former Mayor Lantigua's portrait in the City Council Chambers.

Richard Russell, 34 Cross Street, Lawrence, MA commended the Lawrence Police Department, public safety dispatchers, City Councilor Members, the Mayor, and City officials, city employees and mutual aid responders helping in the Columbia Gas disaster. He asked if the Columbia Gas Company is qualified to continue distribution and maintenance of natural gas.

Joseph D'Amico, 11 Lorenzo Road, Lawrence, MA thanked everyone who helped during the Lawrence gas disaster. He stated that South Lawrence should not have been evacuated and roadway access should not have been "cut off" at the highways. He stated that City Councilors were noticeably missing from the disaster area. He suggested the electronic signs should be used to provide emergency information to the public because not everyone uses social media outlets. He suggested that phone charging systems should have been provided to residents to help them maintain communication.

Councilor Mark Laplante [District F City Councilor], 9 Durso Avenue, Lawrence, MA discussed the Lawrence gas disaster occurring on September 13, 2018. He stated that many were heroic and there were many who provided food and supplies to anyone in need. He thanked other City Councilors and those who provided assistance.

Councilor David Abdoo [District E City Councilor], 54 Stevens Avenue, Lawrence, MA addressed the Council Members and came to help people affected by the Lawrence gas disaster. He commented on the tragic loss to the family whose 17 year old son was killed when a house that exploded. He expressed his frustration with Columbia Gas in general. He thanked public officials, public safety responders, public service aid, Mayor Rivera, and the City Councilors for their assistance providing aid to those in need as a result of the gas disaster in South

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Lawrence. He stated that that the disaster has resulted in making North and South Lawrence one city and that recovery from its effects may take week or months to remedy.

Councilor Pavel Payano [Councilor at Large], 596 Haverhill Street, Lawrence, MA also discussed the frightening situation caused by the gas disaster. He thanked everyone who helped those in need and continued to keep the City safe. He thanked the mutual aid provided by other communities as well as volunteers provided assistance in response to the emergency situation. He recounted instances and situations occurring during the disaster on September 13, 2018.

### **III. NEW BUSINESS:**

#### **Doc. 328/18: Lawrence Emergency Management Response – Counc. Payano – Rules Suspended/Ref. to Public Safety & Tabled**

Upon being recognized, Councilor Payano presented a motion to have the matter declared an emergency measure and to suspend the Rules of the City Council in order to permit the Council Members to immediate address the matter presented. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

Council President Vasquez invited Mayor Rivera to address the Council.

Mayor Rivera discussed the gas disaster occurring in Lawrence on September 13, 2018 and announced a contact telephone number for use by the public with concerns about gas service or problems. Mayor Rivera stated that emergency housing issues and stated that an emergency recovery center was set up to provide assistance. He informed those who are displaced of locations set up to request housing placement and file claims. He stated that Columbia Gas has donated 10 million dollars dedicated for use to provide recovery assistance to those affected by the gas disaster. Mayor Rivera stated that he anticipates attorneys will likely file law suites and class action suits on behalf of those affected by the disaster. He also discussed the actions of the Lawrence Fire Department providing quick response to the numerous calls for assistance addressing fires, explosions, and a variety of immediate threats to life and property. He thanked all public safety personnel for their quick action and leadership in crisis. He thanked the City Department Heads, the Governor and Lieutenant Governor, all City Staff and

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personnel providing assistance and expressed his appreciation for the work of the Red Cross and the Salvation Army providing aid to those directly affected by the disaster. He stated there was no looting during and after the evacuation. He thanked the City Council Members for their hard work and also for area communities who sent volunteers and mutual aid to the Merrimack Valley. Mayor Rivera concluded stating “We’re going to be ‘OK’ and come back strong as ever”.

Lawrence Police Chief Roy Vasque stated that Lawrence Police responded to calls for assistance on September 13, 2018. He discussed the establishment of a command post to coordinate the efforts of public safety personnel stating that access to the City was purposely limited to assure the safety of people intending to traveling into the City and to maintain safe conditions within the disaster area. He commented on the emergency lighting supplied and installed by Public Works personnel which helped maintain visibility in areas where power and lighting had been turned off to avoid inadvertently causing further damage. He stated that safety patrols are in place in South Lawrence with a staff rotation to provide coverage over the days and weeks to the affected neighborhoods. He stated that police would be in the affected area with gas company personnel as well as available to keep the shelters safe and orderly. He informed the public and the Council Members that buses for transportation being provided from the former Showcase Cinemas parking lot on route 114. He stated that all involved with any matter pertaining to the disaster have been cooperative in all respects. He discussed the leadership provided by Mayor Rivera and thanked all providing assistance from everywhere imaginable. He thanked the residents affected for their patience and kindness in face of seriously dire circumstances.

Lawrence Fire Department Chief Brian Moriarty summarized the response of the Lawrence Fire Department on September 13, 2018 and the actions taken in regard to fires and other emergency situations resulting from the gas disaster in Lawrence. He provided information about mutual aid firefighters, emergency apparatuses and ambulances providing assistance during the disaster. He discussed damages to homes and asked residents remaining on the property to be safe. He thanked the men and women of the Lawrence Fire Department and stated he is proud to serve as their Fire Chief.

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Public Works Director Carlos Jaquez addressed the City Council Members and discussed the City employees and equipment used on the day of the disaster. He thanked the Public Works employees for their assistance stating that the effort of the Public Works Department will be to assess those who remain without power or utilities and the impact this will have on the residents in order to provide assistance and the goal of restoring services as soon as possible. Director Jaquez commended Fire Chief Moriarty for the work of the Lawrence Fire Department addressing emergencies during the disaster.

Council on Aging Director Martha Velez stated she was proud of all those who assisted to help people during the after effects of the recent gas disaster in Lawrence. She thanked those helping the elderly and veterans by delivering food and water at the designated shelters and asked for additional help from others who may be able to contribute essential items like canned goods, blankets, or other necessities. She stated she was proud of the Lawrence Community and thanked the hundreds of volunteers for their help. She concluded by thanking the Council Members for their assistance and that she is proud and honored to be a Lawrencian.

Council President Vasquez thanked everyone who spoke.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to “table” the item. The motion was seconded by Councilor Reye and unanimously [9-0] approved by Council Members present.

Council President Vasquez also referred the item to the Public Safety Committee.

**Doc. 328/18: Rules Suspended/Ref. to Public Safety & Tabled**

#### **IV. PUBLIC HEARINGS:**

**Doc. 189/18: A&M Auto Body, Inc. – 341 South Broadway – Request to amend the Zoning Map 97, Parcels 18 and 19 from R-2 to B-1-Attorney Peter J. Caruso – Tabled [public hearing remains “open”]**

At the request of Council President Vasquez, Assistant City Clerk Carole Morin read the public hearing notice regarding the above as published. Upon the conclusion of the Assistant Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

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Upon being recognized, Attorney Sean Gleason informed the Council Members that he appears on behalf of Jeffrey. Petrillo who owns property that abuts the location of the subject petition to amend the City Zoning Ordinance. He stated that he has recently been engaged as counsel and requested that the item be tabled in order to allow a response in opposition to the petition to be sufficient prepared and presented.

Upon being recognized and in response, Attorney Peter Caruso representing A&M Auto Body, Inc. [the petitioner] appeared before the Council Members and provided a brief response regarding his client's position.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Abdoo presented a motion to "table" the item presented. The motion was seconded by Councilor Payano and Council Members present voted by roll vote to "table" the item as follows: Yes-6; No-3

Councilor Estela Reyes - No  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - No  
 Council President Kendrys Vasquez – No

**Doc. 189/18: Tabled [public hearing remains "open"]**

**Doc. 198/17: Director of the Bellevue Cemetery – Creation of an Ordinance for new position – Nick Kolofoles, Chairman – Public Hearing held – Approved**

At the request of Council President Vasquez, Assistant City Clerk Carole Morin read the public hearing notice regarding the above as published. Upon the conclusion of the Assistant Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.



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Francis Cialek, 245 Broadway, Lawrence, MA stated that he believes the City should hire enough people to support the Cemetery Director.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve the ordinance presented as seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Payano posed a general question concerning the salary and benefits provided by the amended ordinance.

In response, Council President Vasquez informed the Council Members that the proposed amendment amends and creates a new ordinance for the position.

Upon continuing, Councilor Payano discussed the salary that the position provide in the amount of 84,000.00 to 100,000.00.

Council President Vasquez further informed the Council Members that the Cemetery Board will have the authority to set the salary for the position within the applicable salary range.

Upon continuing, Councilor Payano presented a motion to amend the motion regarding the benefits portion to add “receive up to all benefits” within the proposed ordinance. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor De La Cruz stated more time to review the matter presented for consideration of approval.

Upon being granted the floor, Councilor Payano requested that the proposed amendment previously suggested by accepted by the author of the motion [Councilor Reyes]. In response, Councilor Reyes accepted the motion to amend the ordinance as presented by Councilor Payano.

Upon being granted the floor, Councilor Laplante requested Councilor Payano to expound and clarify the reasons for the amendment.

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A discussion ensued between Councilor Payano and Councilor De La Cruz concerning benefits that accrue to the position of Cemetery Director.

Upon being granted the floor, Councilor Laplante stated that he questions the impact on the Cemetery if the ordinance presented is allowed.

Council Vice President Rodriguez suggested that the position should provide for a “Director” rather than a “Superintendent”.

Upon being recognized, Councilor Laplante inquired further about the necessity of amending or changing the ordinance.

Upon invitation, Chief of Staff Eileen Bernal stated she could not answer many of the questions presented during the discussion. She stated by way of clarification that the position of “Superintendent” is a union position while the “Director” position is non-union.

Councilor Laplante stated he has questions and would like those who drafted the proposed ordinance and its regulatory components to be present in order to provide answers the questions being discussed which address serious matters that the Council Members should be informed about before adopting the measure. He then stated that the item would benefit from being “tabled” for that purpose.

Upon being granted the floor, Councilor Payano stated he needs more information to have a better idea about the proposed changes to the position and to understand the effect of the proposed amendment upon the position it supports.

Upon being granted the floor, Councilor Levy agreed that the item should be “tabled”.

Upon being granted the floor, Council Vice President Rodriguez informed the Council Members that the Chairman of the Cemetery Board is present and is in favor of the proposed measure urging approval as soon as possible to assist with the administration of the City Cemetery.

Upon being recognized, Councilor Laplante presented a motion to “table” the measure which was seconded by Councilor Levy and defeated by a roll call vote of the Council Members as follows:

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Yes-4; No-4; Absent-1

Council Vice President Jeovanny Rodriguez - No  
 Councilor Brian DePena - Absent  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - No  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - No  
 Council President Kendrys Vasquez – No

Council Vice President Rodriguez entered a Charter Objection pursuant to City Charter Sec. 3.8(c) of the Lawrence City Charter.

Council President Vasquez stated that although he favors the Charter Objection he does not accept the entry of it as parliamentarian of the City Council.

A discussion ensued among the Council Members concerning the ruling of Council President Vasquez.

Upon being recognized, Council Vice President Rodriguez presented a motion to over-rule the determination of Council President Vasquez. The motion was not seconded and failed for lack of a second.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Council Vice President Rodriguez, the Council Members present voted by roll call vote to approve the measure as follows: Yes-5; No-4

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - No  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 198/17: Approved**

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**V: Communication from Mayor, City Officials & City Attorney:**

**Doc. 321/18: Order Pursuant to G.L. c. 56, sec. 60 issued by William F. Galvin, Secretary of the Commonwealth – Council Vice Pres. Rodriguez – Tabled**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to “table” the item presented. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 321/18: Tabled**

**VI. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 320/18: Water and Sewer Department – Columbia Gas of MA – Pavement cost Recovery Agreement – Request to Expend Funds-[\$46,306.67] – Brian Peña, Commissioner – Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above item to the attention of the Council Members as appearing on the Agenda which was referred as indicated.

**Doc. 320/18: Ref. to Budget & Finance Cmt.**

**Doc. 307/18: Appropriation Transfer - Office of Planning & Development - From: Code Services Salary [Org. #012420-5110] to Professional Service Account[Org. #012420-5300] – Ana Camargo, Director of Inspectional Services - Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the Appropriation Transfer as presented. The report was presented in the form of a motion to approve the item presented which was seconded by Councilor Abdoo and unanimously [9-0] approved by the Council Members present.

**Doc. 307/18: Approved**

**VII. COMMITTEE REPORTS:**

**Doc. 265/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Ramón A. Mercedes – Detective José Flores, LPD, Hackney Unit – Ord. Cmt.**

**Doc. 266/18: Taxi Medallion Transfer – Popular Taxi - from Mrs. Juana Gómez to Mrs. Lujany A. Santana - Detective José Flores, LPD, Hackney Unit – Ord. Cmt.**

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**Doc. 267/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to American Taxi Mr. Julio Diaz – Detective José Flores, LPD, Hackney Unit – Ord. Cmt.**

**Doc. 268/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to New Family Transportation Mr. José Cespedes – Detective Jose Flores, LPD, Hackney Unit – Ord. Cmt.**

**Doc. 269/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mrs. Mr. Aneury M. Familia – Detective José Flores, LPD, Hackney Unit – Ord. Cmt.**

**Doc. 270/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. Cevero Javalera – Detective José Flores, LPD, Hackney Unit – Ord. Cmt**

**Doc. 271/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. José Pérez – Detective José Flores, LPD, Hackney Unit – Ord. Cmt.**

**Doc. 272/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. Robinson González – Detective José Flores, LPD Hackney Unit – Ord. Cmt.**

**Doc. 273/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. Jaime A. Balbi – Detective José Flores, LPD, Hackney Unit – Ord. Cmt.**

**Doc. 274/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. Francisco A. Ureña – Detective José Flores, LPD, Hackney Unit- Ord. Cmt.**

**Doc. 275/18: Taxi Medallion Transfer – Popular Taxi – from Mrs. Juana Gómez to Mr. José A. Vargas – Detective José Flores, LPD, Hackney Unit – Ord. Cmt.**

Upon being granted the floor, Councilor Reyes presented a motion that the above items be presented for consideration of approval “as a block”. The motion was seconded by Councilor DePena and Council Members present voted by roll call vote to approve the motion presented by Councilor Reyes and to allow the above referenced petitions “as a block” for consideration of approval as follows: Yes-8; Present-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Present  
 Council President Kendrys Vasquez – Yes

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Upon being invited to address the Council Member, Lawrence Police Hackney Division Office Jose Flores informed the Council Members that the documents and materials in support of the petitions to transfer the taxi medallions as referenced in each of the petitions is completed with some of the affidavits of the current medallion holder not being completed.

Upon being granted the floor, Councilor Levy presented a motion to approve the Taxi Medallion Transfers as presented as seconded by Councilor De La Cruz.

Upon being granted the floor, Councilor Laplante posed question to Officer Flores regarding the value of taxi medallions which Officer Flores responded by stating that a fee is charged and collected by the City of Lawrence for the issuance of taxi medallions in accord with the City Ordinance.

Upon being granted the floor, Council Vice President Rodriguez and Officer Flores discussed the pending affidavits and the owner of the medallions subject to the petitions presented. Council Vice President Rodriguez asked who decides who is authorized to determine who will receive the medallions if transferred. Officer Flores stated the City of Lawrence owns all taxi medallions and a petition to transfer a medallion to a named person or entity is based on the documentation presented in the petition to transfer the medallion before the City Council. Council Vice President Rodriguez suggested that the matter be continued to allow all necessary documents be received in order to assure the process is conducted fairly. He also stated that he understands that Lawrence Police Sergeant Melix Bonilla is the newly assigned Hackney Division Officer and that he should be present.

Upon being granted the floor, Councilor Reyes informed the Council Members that the affidavits referenced by Officer Flores are not documents that are required to support the process of transferring the medallions suggesting that the Council Members may take action on the petitions with the documents on file.

Upon being granted the floor, Council Vice President Rodriguez suggested the medallions were sold causing concern and making the process suspect for that reason.

Upon being granted the floor, Councilor De La Cruz stated that if all the CORI verifications checked out then there affidavits should not be required.

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Upon being granted the floor, Councilor DePena asked Officer Flore if affidavits were required in the past to which Officer Flores stated that past petitions to transfer medallions did not require an affidavit to be filed in support of the petition. Councilor DePena stated that he believes adding the affidavit requirement to the process unfairly provides an additional unnecessary requirement to the transfer process.

Upon being granted the floor, Council Vice President Rodriguez asked Officer Flore about “out of town transfers”.

A discussion ensued among some Councilors regarding the Ordinance Subcommittee’s recommendation.

Upon being granted the floor, Councilor Payano stated that if affidavits were not part of the medallion transfer application process in the past then a regulation is necessary to address the necessity of affidavits for future applications.

Officer Flores stated that the City Council certainly may amend the ordinance and provide regulations it may deem appropriate concerning the issuance and transfer of medallions owned by the City of Lawrence.

Upon being granted the floor, Councilor Levy asked Officer Flores if there were any additional applications for the transfer of taxi medallions.

Upon being granted the floor, Councilor Laplante posed questions to Officer Flores about the affidavits filed in support of the application for the transfer of taxi medallions.

Upon being granted the floor and in order to clarify the issue of concern Council Vice President Rodriguez stated that it appears that infusing an affidavit requirement into the taxi medallion transfer petition process is intended to provide evidence and assure that the company or person seeking to transfer the use of the taxi medallion is not receiving payment to support the transfer to any individual or entity.

Upon continuing, Councilor Laplante asked Officer Flores if it is illegal to sell medallions which Officer Flores stated that it is unlawful anyone other than the City of Lawrence to received a fee for a taxi medallion.

Upon being granted the floor, Councilor DeLaCruz re-interated that she does not see the need for an affidavit stating that all required documents have been filed and are in order.

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Upon being granted the floor, Council Vice President Rodriguez asked Officer Flores if he or anyone else in the Lawrence Police Department conducted an investigation into whether or not taxi medallions were being “sold”. Council Vice President Rodriguez informed the Council Members that the question concerning the sale of taxi medallions is unanswered and suggested that the transfer of medallions presented be “tabled”.

Upon taking the floor, Council President Vasquez informed the Council Members that the health of the current medallions she holds has caused her to apply for a transfer of the medallions which are the basis of employment for taxi operators in Lawrence.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Council Levy, as seconded by Councilor DeLaCruz, the Council Members present voted by roll call vote to approve the medallion transfers as follows: Yes-8; No1

Council Vice President Jeovanny Rodriguez - No  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 265/18: Approved**

**Doc. 266/18: Approved**

**Doc. 267/18: Approved**

**Doc. 268/18: Approved**

**Doc. 269/18: Approved**

**Doc. 270/18: Approved**

**Doc. 271/18: Approved**

**Doc. 272/18: Approved**

**Doc. 273/18: Approved**

**Doc. 274/18: Approved**

**Doc. 275/18: Approved**

**Doc. 308/18: Cima Auto Fair & Car Show – Request use of the Pemberton Park for their event on October 7, 2018 @ 10am to 8pm – Antonio Lopez – Ord. Cmt. – Approved**



[Tuesday, September 18, 2018]

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Levy.

Upon being granted the floor, Councilor Payano asked about the noise level expected at this event based on similar events held in the past. He asked if there was a plan in place to curb the noise level if necessary.

Upon being recognized, Councilor Reyes stated that the petition indicates that it will abide by the City noise ordinance and will work with the Police Department by abiding by its direction in all matters.

Upon continuing, Councilor Payano discussed excessive noise issues of concern with the petitioner who assured the Council Members that the organizers of the event will abide by all lawful requirements of the City as directed by the Lawrence Police Department and its officers.

Upon being granted the floor, Council Vice President Rodriguez stated that the City Council Members seek to assure that all petitioners abide by regulations and ordinances in place when the use of public property is permitted in order to assure Lawrence residents are respected.

Upon being granted the floor, Councilor DeLaCruz stated she supports the event with the oversight of the Lawrence Police and Auxiliary Police in place.

Upon being granted the floor, Councilor Payano stated that he also supports the event and informed the Council Members that the support of Lawrence Police Chief Roy Vasque has been provided as well.

Upon being granted the floor, Councilor Laplante stated that the first event held by the petitioner was very loud asking the petitioner about what had caused the high noise level at that event. The petitioner responded that the high noise level at the first event was a result of a music competition.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Council Reyes, as seconded by Councilor Levy, the Council Members present voted unanimously [9-0] to approve the petitioner's request.

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**Doc. 308/18: Approved**

**Doc. 318/18: Foundation for Environmental Health and Life-Juan D. Alcantara - Ord. Cmt. – Approved**

Councilor Reyes presented a motion to take document 318/18 out of the order appearing on the agenda. The motion was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve, seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 318/18: Approved**

**Doc. 311/18: Express Employment Professionals – Request use of the Campagnone Common for a Job Tent from Sept. 2018 to Sept. 2019 from 12pm to 4pm – John Dickey – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item as presented every Wednesday. The report was presented in the form of a motion to approve the petition presented which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 311/18: Approved**

**Doc. 317/18: Stop Violence-Request to Use O’Connell Park [South Common] for event- September 22, 2018 3 pm to 7 pm-Edward Ryenoson-Ord. Cmt. - Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the petition presented which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 317/18: Approved**

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**Doc. 315/18: Surplus Declaration – 12 Acton Street, Unit 207 - [Tax Map 190, Lot 1/7] –  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Tabled**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Housing Committee and moved to “table” the item presented. The motion was seconded by Councilor Payano and unanimously [7-0] approved by Council Members present [Councilor DePena and Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 315/18: Tabled**

**Doc. 316/18: Surplus Declaration - 15 Boxford Street, Unit 1- [Tax Map 61, Lot 2/1] –  
Laiza St. Onge, Asset Officer – Hous. Cmt. – Tabled**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Housing Committee and moved to “table” the item presented. The motion was seconded by Councilor Levy and Council Members present voted by roll call vote to “table” the item as follows: Yes-5; No-2; Absent-2

Councilor Estela Reyes - Absent  
Councilor Anna Levy - Yes  
Councilor Marc Laplante - No  
Councilor David Abdoo - No  
Councilor Pavel Payano - Yes  
Councilor Maria De La Cruz - Yes  
Councilor Brian DePena - Absent  
Council Vice President Jeovanny Rodriguez - Yes  
Council President Kendrys Vasquez – Yes

**Doc. 316/18: Tabled**

VIII. WITHDRAWALS: - None

**IX. OLD BUSINESS:**

**Doc. 244/18: City Attorney Job Application Review & Appointment Consideration – Council Pres.  
[Executive Session Anticipated]-Charter Objection-Councilor DePena-Pers. Cmt. - Tabled**

Councilor Laplante presented a motion to take document 244/18 out of the order appearing on the agenda. The motion was seconded by Councilor Abdoo and unanimously approved by the Council Members present

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[7-0][Councilor DePena and Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

A discussion ensued among the Council Members regarding the presence of the applicants before the Council Members.

Upon being granted the floor, Councilor Payano stated that the Council Members should have access to all Personnel Committee minutes including its executive session that contain the interviews of the applicants.

Upon being granted the floor, Councilor Abdoo stated that minutes are available.

Council President Vasquez asked if the Personnel Committee minutes are currently available.

Upon being granted the floor, Council Vice President Rodriguez suggested waiting for the minutes before continuing.

**[10:00 p.m.: Councilor Abdoo presented a motion to conduct Council business past 10:00 p.m. which was duly seconded by Council Vice President Rodriguez and unanimously [8-0] approved by the Council Members present[Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded]]**

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon being recognized, Council Vice President Rodriguez presented a motion to “table” the item which was seconded by Councilor Payano and approved by roll call vote of the Council Members as follows:

Yes-5; No-4

Council Vice President Jeovanny Rodriguez - Yes

Councilor Brian DePena - Yes

Councilor Maria De La Cruz - Yes

Councilor Pavel Payano - Yes

Councilor David Abdoo - No

Councilor Marc Laplante – No

Councilor Anna Levy - Yes

Councilor Estela Reyes - No

Council President Kendrys Vasquez – No

**Doc. 244/18: Tabled**

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**Doc. 133/18: An Ordinance for Regulations and Procedures for Surveillance Technology –  
Counc. Payano – Veto Reconsideration – City Charter sec. 4.9– Approval Affirmed**

Upon being granted the floor, Councilor Payano presented a motion to reconsider the veto entered by Mayor Rivera pursuant to section 4.9 of the Lawrence City Charter and to affirm the vote of the City Council to approve the measure entered on August 21, 2018. The motion was seconded by Council Vice President Rodriguez and Council Members present voted to overrule the Mayor's veto by roll call vote as follows:

Yes-6; No-2; Absent-1

Councilor Estela Reyes - Absent  
Councilor Anna Levy - Yes  
Councilor Marc Laplante - No  
Councilor David Abdoo - No  
Councilor Pavel Payano - Yes  
Councilor Maria De La Cruz - Yes  
Councilor Brian DePena - Yes  
Council Vice President Jeovanny Rodriguez - Ye  
Council President Kendrys Vasquez – Yes

**Doc. 133/18: Veto Reconsidered-Approval Affirmed**

**X. TABLED MATTERS:**

**Doc. 324/17: Disposition - 119 May Street – Tax Map 211, Lot 10-Laiza St. Onge, Asset Officer –  
Hous. Cmt. [T][09-05-18] – Withdrawn**

Councilor Levy presented a motion to remove the item from the table which was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

Upon being recognized, a resident of May Street [name unknown] addressed the Council Members sating his concern and the concern of other May Street residents about the safety of allowing a petroleum company to operate in a densely populated residential area. He informed the Council Members that there are two-20 gallon tanks of oil on the property and asked whether or not someone is responsible to remove the tanks. He stated the business located at 119 May Street does not comply with the City Code or City Ordinances.

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In response, Council President Vasquez informed the speaker that the City Council does not have the authority to address the complaints presented and suggested that alleged violations should be addressed by the agency responsible to receive and address these matters.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to withdraw the item from the Council Agenda presented by Councilor Levy, as seconded by Councilor Reyes, the Council Members present voted unanimously [7-0] to withdraw document 324/17 from the Council Agenda [Councilor Payano and Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 324/17: Withdrawn**

The following items remained “tabled” without further action:

- 39/10 Charter Review [Public Hearings as needed]
- 148/11 Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
- 224/13 Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14 Military/Veteran Recognition-Counc. Laplante
- 175/14 Security regulations at nightclubs – Counc. Laplante – Ord. Cmt. [T][09-05-18]
- 197/14 Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14 Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 66/15 Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance– Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15 Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorney [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner

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- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 324/17 Disposition - 119 May Street – Tax Map 211, Lot 10-Laiza St. Onge, Asset Officer – Hous. Cmt. [T][09-05-18]
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [T][2-6-18][09-05-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [T][2-6-18][09-05-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Counc. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Counc. Levy–Public Hearing Open [8-21-18]
- 147/18 Parking – Stearns Ave [296-296A Lawrence St] – 15 minute – Council Pres. Vasquez [T][08-21-18]
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Poll Accessibility Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 172/18 Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez
- 190/18 Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]
- 250/18 Office of the City Attorney - Deed Restrictions for 56-58 Bromfield Street – Request to lift – Brian T. Corrigan, Assistant City Attorney – Ord. Cmt.[T][09-05-18]
- 288/18 Private Livery & Taxis Services Office-Meditran, LLC - 49 Blanchard Street Ste. 207-3-Jose L. Fernandez –Sgt. Mélix Bonilla, Lawrence Police Dept. – Ord. Cmt.[T][09-05-18]
- 292/18 Resolution - Boys “Thunder” Beyond Soccer Program - Councs.Abdoo and Laplante [T][08-21-19]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Councs. Abdoo and Laplante [T][08-21-19]

## **XI. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members present and referred each to the Council Subcommittee as indicated:

- 319/18 National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures – Methuen Street – Dave Johnson, Engineering Department – Ref. to Ord. Cmt.
- 322/18 Bodwell Street Square – previously dedicated to D’Agostino Family – Adopt a Square – Council Vice Pres. Rodriguez – Ref. to Ord. Cmt.
- 323/18 City Clerk and Clerk’s Office Personnel, Mandatory Training – Mayor Dan Rivera & City Council Pres. Vasquez – Ref. to Pers. Cmt.

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- 324/18      Handicapped Parking – 111 Olive Avenue – Carmen Fuentes – Ref. to Ord. Cmt.
- 325/18      MGL c. 40 U Adoption [Municipal Fines] – Counc. Payano – Ref. to Ord. Cmt.
- 326/18      Lawrence Opioid Litigation – Counc. Payano and Council Vice Pres. Rodriguez – Ref. to Public Safety Cmt.
- 327/18      Election Staff – hiring and salary – Counc. De La Cruz – Ref. to Pers. Cmt.
- 328/18      Lawrence Emergency Management Response – Counc. Payano – Ref. to Public Safety Cmt.

### **ITEMS ADDED AT THE MEETING**

#### **Doc. 329/18: Lawrence Gas Leak Emergency-Couns. Laplante and Abdoo - Declared Emergency/Added to Agenda & Ref. to Public Safety**

Upon being recognized, Councilor Laplante presented a motion to suspend the Rules of the City Council and declare the measure an emergency for the purpose of adding the item to the Council Agenda. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

Council President Vasquez referred the matter to the Public Safety Committee for further proceedings.

Doc. 329/18: Declared Emergency/Added to Agenda & Ref. to Public Safety

### **XII. ADJOURNMENT:**

Upon Motion of Council Vice President Rodriguez duly seconded by Councilor DePena, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(10:30p.m.)**

Attest:

William J. Maloney  
City Clerk



**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday October 2, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, October 2, 2018** at 7: 09 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

Council Vice President Rodriguez presiding at the meeting in the absence of Council President Vasquez.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Present;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Absent at roll call;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Absent;

Councilor DePena arrived at 7:11 p.m.

**Other attendance matters:**

Approximately Thirteen [13] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:** - None

**II. PUBLIC PARTICIPATION:**

Council Vice President Rodriguez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation Council Vice President Rodriguez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA expressed his concern that the Massachusetts Attorney General has not yet filed a complaint against Columbia Gas Company for its actions causing the disaster of

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September 13, 2018 in the Merrimack Valley area. He demanded that Mayor Rivera support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public Schools, the Teachers and Union and its representative Frank McLaughlin. He praised the efforts of Police Chief Vasque during the Columbia Gas crisis stating that many people were provided with care and comfort in dire circumstances where life and property were harmed.

Richard Russell, 34 Cross Street, Lawrence, MA informed the Council Members and the public about the upcoming 5<sup>th</sup> annual event recognizing murder victims and their families. He stated his disdain that some politicians were using the gas disaster for political gain. He asked who was responsible to pay for the cost of the recording secretary appearing at a cancelled City Council Sub-committee meeting.

Eileen Bernal, Chief of Staff thanked the Council for the opportunity to be considered for the position of City Attorney and requested that the Council Members vote favorably on her application for appointment as the Lawrence City Attorney. She stated that her present service as Chief of Staff for the Administration, her past service as a City Council Member representing District E and her professional work as an attorney should be favorably considered in the selection process.

### **III. PUBLIC HEARINGS:**

#### **Doc. 282/18: National Grid – Request to place underground electric conduits and fixtures on Methuen/Hampshire Streets – Dave Johnson, Engineering Department – Public Hearing held – Approved**

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council Vice President Rodriguez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

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Upon being granted the floor, Councilor Laplante presented a motion to approve the item as presented, as seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Payano posed a question concerning the petitioner and the reason for the necessity of the work related to the petition filed. In response, Council Vice President Rodriguez stated that the petition is presented in order to complete necessary installation of equipment to provide electrical service to customers near and around Methuen and Hampshire Streets. He suggested that if the work is not completed customers and business in the Methuen/Hampshire Street area will not have electric utility.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve presented by Councilor Laplante, as seconded by Councilor Abdoo, the Council Members present voted unanimously [7-0] to approve the petition presented [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 282/18: Approved**

**IV: Communication from Mayor, City Officials & City Attorney:**

**Doc. 336/18: State Election Update-Poll Locations and Impact of Recent Disaster-  
Early Voting-Other matters-William J. Maloney, City Clerk - Tabled**

Upon being recognized, City Clerk Maloney addressed the City Council providing an update as the repairs being completed regarding the recent Department of Justice violations compelling compliance with the American with Disabilities Act, the issues concerning outdated and obsolete voting machines that are failing and will impact the validity of the State Election and all elections held in Lawrence if not immediately remediated, and the plan in place for Early Voting to be available to Lawrence voters from October 22, 2018 through November 2, 2018 providing a daily schedule of voting at City Hall [in Council Chambers] to the Council Members and the public. He stated that the Early Voting polling hours in City Hall will be published on the City Website and on Public Access Television Channel 22. He also informed the Council Members that he personally inspected all poll

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locations in South Lawrence in the area of the City that was directly subject to the gas explosion disaster on September 13, 2018 informing the Council Members and the public that all poll locations are presently operational with the exception of the Senior Housing complex on Salem Street which the Lawrence Housing Authority management officer assures will be operational well in advance of election day on November 6, 2018. He stated concerns that voters who may have been displaced and no longer residing in their homes in Lawrence because of the gas explosions may not be able to get to the polls on election day or may be occupied obtaining life sustaining shelter for themselves and their families to be concerned with voting in the State Election. He stated that although there may be other means of voting available via absentee voting or early voting the impact of evacuating residences in South Lawrence may cause voters not to receive notice of the availability of absentee and early voting services. City Clerk Maloney asked the City Council Members and urged Mayor Rivera and all elected Lawrence representatives to assist by providing as much local and state-wide media publicity announcing availability of absentee voting and early voting to all voters and particularly for the benefit of voters who may be directly affected by the gas disaster. He stated that the City Election Division has insufficient staffing and budget availability to implement a “media program” of this type or magnitude without assistance.

Upon being granted the floor, Councilor Payano posed questions regarding results and progress of the remedial actions taken by the City of Lawrence to address the repairs required by the Department of Justice. In response, City Clerk Maloney stated that the work being performed by the Public Works Department, School Department Facilities Management Office, the City Engineer and other members of the ADA Task Force appointed by the City Council has proven effective referencing the repairs to the Bruce School entrance way and handicapped ramp. He stated that the City Engineer has been working closely with contractors to assist with temporary ramps and improving access with repair and installation as much as possible as referenced by the Department of Justice in its initial citation report. He stated that locations such as the Bruce School, Diamond Springs Housing facility, Rollins School, Parthum School, Mary Immaculate facility, and others have been subject of repair and proposed repair installations to keep locations functional and compliant with all federal and state

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access requirements. He stated that once it is determined which locations cannot be brought into compliance the City Council will be informed and action to relocate those poll locations will be resulted. He cautioned that changing a poll location from a facility where those who require assisted living services may require those who live in the facility/poll location to take advantage of absentee voting and early voting if available if the facility is moved to another location in order to provide better access to the public in general. He stated that the City Council is lawfully responsible to assign poll locations and those assignments must be finalized no later than 20 days prior to each election. He informed the Council Members that the deadline to change poll locations for the upcoming State Election will be on October 17, 2018 which coincides with the date for the close of voter registration at 8:00 p.m. on that date.

Upon being granted the floor, Councilor De La Cruz posed questions regarding early voting in Lawrence and how that will be advertised. In response, City Clerk Maloney provide information concerning the notices and publications arranged with the local print media, the public television stations, neighborhood associations, as well as the advertisement that the Secretary of State provides.

Upon being granted the floor, Councilor Laplante thanked the City Clerk for all his hard work and also the fact that he was also displaced from the gas disaster due to his home being within the disaster area. In response, City Clerk Maloney thanked Councilor Laplante and stated that there are others affected who work in the Clerk's Office, the Election Office and surely other City Department who have suffered and continued to suffer from the impact of the disaster to a greater or lesser degree. He stated that it is the intention of the City Clerk's Office and Election Division personnel to continue to provide the best possible professional service to the public under adverse circumstances.

Upon no further inquiry, comment or discussion Councilor De La Cruz presented a motion to "table" the item. The motion was seconded by Councilor Reyes and unanimously [8-0] tabled by Council Members present.

**Doc. 336/18: Tabled**

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## **V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

### **Doc. 338/18: Gratitude from Lawrence to Cities and Towns providing Assistance during the gas crisis - Councs. Laplante & Abdoo – Ref. to Ord. Cmt**

Council Vice President Rodriguez called the above item to the attention of the Council Members as appearing on the Agenda which was referred the item to the Ordinance Committee for further proceedings.

### **Doc. 338/18: Ref. to Ord. Cmt.**

### **Doc. 320/18: Water and Sewer Department – Columbia Gas of MA – Pavement cost Recovery Agreement – Request to Expend Funds- [\$46,306.67] - Brian Peña, Commissioner – Approved**

At the request of Council Vice President Rodriguez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [7-0] approved by the Council Members present. [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

### **Doc. 320/18: Approved**

## **VI. COMMITTEE REPORTS:**

### **Doc. 309/18: Stop Sign – 4-way – Howard and Platt Streets – Counc. Levy – Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Payano and unanimously approved by the Council Members present [7-0][Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

### **Doc. 309/18: Public Hearing Ordered**

[Tuesday, October 2, 2018]

**Doc. 319/18: National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures – Methuen Street – Dave Johnson, Engineering Department – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0] [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 319/18: Public Hearing Ordered**

**Doc. 322/18: Bodwell Street Square – dedicated to Augustine Regan – Adopt a Square – Council Vice Pres. Rodriguez – Ord. Cmt. – Approved**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item, seconded by Councilor Payano.

Upon being granted the floor, Councilor Payano inquired about who was adopting the square.

Upon being recognized, the petitioner addressed the Council Members and explained the purpose and reason behind the adoption and dedication of the square on Bodwell Street.

Upon being granted the floor, Councilor Laplante spoke in support of dedicating the square on behalf of deceased Corporal Augustine Regan in remembrance to the family.

Upon being granted the floor, Councilor De La Cruz thanked the family for the dedication of Bodwell Street.

Council Vice President Rodriguez also thanked the petitioner for presenting the dedication request to the City Council and stated adopting the square will also help keep the area in good condition.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez called upon the Members present to consider the matter presented. Upon a motion to approve the item presented by Councilor Reyes, as seconded by Councilor Payano, the Council Members present voted

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unanimously [7-0] to approve the petition [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 322/18: Approved**

**Doc. 163/18: Water and Sewer Department – Contract Authorization – Operation & Maintenance of City’s Drinking Water Treatment – Brian Peña, Commissioner – Budget and Finance Cmt. – Withdrawn**

Upon being recognized, Councilor Laplante stated that he recuses himself from the above item being presented and appearing on the City Council Agenda and left the City Council Chamber at 7:51 p.m.

At the request of Council Vice President Rodriguez, Councilor Abdoo presented the report of the Budget & Finance Committee to receive the report of the Budget and Finance Committee without a recommendation. The motion was seconded by Councilor Reyes and unanimously [6-0] received by the Council Members present [Councilor DePena and Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Reyes presented a motion to approve the item presented, as seconded by Councilor Payano.

Upon being granted the floor, Councilor Payano inquired about the vote to approve the item as recorded in this matter on a prior date which City Clerk Maloney informed the Council Members vote to approve the item [the record reflected the vote to approve as recorded]. Councilor Payano then presented a motion to withdraw the item from the Council Agenda stating that the item was already approved and no further action being necessary. The motion was seconded by Councilor Reyes and unanimously [6-0] approved by Council Members present [Councilor DePena and Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 163/18: Withdrawn**

VII. WITHDRAWALS: - None

**VIII. NEW BUSINESS:**



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**Doc. 335/18: Disclosure of Municipal Employee – Lawrence Police Department, Justin Crow,  
Special Police Officer – Approved**

Council Vice President Rodriguez introduced the item and informed the Council Members that time is of the essence on this item and asked the Council Members to consider the matter presented for consideration of approval.

Upon being recognized, Councilor Reyes presented a motion to suspend the Rules of the City Council and declare the measure an emergency for the purpose of immediate consideration by the Council Members present. The motion was seconded by Councilor Payano and unanimously [6-0] approved by the Council Members present [Councilor DePena and Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Reyes presented a motion to approve the item presented which was seconded by Councilor Payano.

Upon being granted the floor, Councilor Laplante asked about the urgency of the item and Council Vice President Rodriguez explained the added staff for additional detail is currently necessary to have sufficient police personnel to assist with the gas disaster.

Upon being recognized, Councilor Reyes confirmed the necessity for additional police personnel.

Upon no further inquiry, comment or discussion Council Vice President Rodriguez called the motion to approve the item presented which the Council Members present voted unanimously [7-0] to approve [Councilor DePena and being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 335/18: Approved**

**ITEMS ADDED AT THE MEETING**

**Doc. 339/18: Disclosure by Municipal Employee – Brian Miranda,  
Lawrence Animal Control – Approved**

Upon being recognized, Councilor Reyes presented a motion to suspend the Rules of the City Council and declare the measure an emergency for the purpose of immediate consideration by the Council Members present.

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The motion was seconded by Councilor Payano and unanimously [8-0] approved by the Council Members present [Councilor DePena and being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Reyes presented a motion to approve the item presented stating that the Lawrence Police Department has requested the assistance of Animal Control Officer Brian Miranda to assist with the impact of the gas disaster. The motion was seconded by Councilor Payano.

Brian Miranda, Lawrence Animal Control 73 Abbott Street, Lawrence, MA addressed the City Council and explained his interest in appointment as a Special Police Officer and asked the Council Members to approve the disclosure as presented which will allow him to provide the assistance requested by the Lawrence Police Department.

Upon being granted the floor, Councilor De La Cruz thanked Mr. Miranda for his interest and assistance provided to Lawrence residence.

Upon taking the floor, Council Vice President Rodriguez stated that the reason a “Disclosure Form” is necessary is because Officer Miranda works full time as an Animal Control Officer with the Lawrence Police Department and that the disclosure of the potential conflict with the position as a Special Police Officer is required because both positions are under the supervision and control of the Lawrence Police Department.

Upon no further inquiry, comment or discussion Council Vice President Rodriguez called the motion to approve and the Council Members present voted unanimously [7-0] to approve the item [Councilor DePena and Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 339/18: Approved**

### **IX. OLD BUSINESS:**

**Doc. 198/17: Director of the Bellevue Cemetery-request to amend ordinance approved  
9-18-18-Nick Kolofoles, Chairman – Ref. to Ord Cmt.**

Council Vice President Rodriguez introduced the matter and invited Cemetery Director Nicholas Kolofoles to address the City Council.

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Cemetery Director Nicholas Kolofoles addressed the City Council Members regarding the proposed amendment to the existing ordinances.

Upon being granted the floor, Councilor De La Cruz posed questions about the proposed ordinance benefits and salary.

Council Vice President Rodriguez suggested sending correspondence to the Personnel Director and the City Attorney regarding the proposed ordinance.

Upon being granted the floor, Councilor Reyes presented a motion to send correspondence to the Personnel Director and the City Attorney. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

Council Vice President Rodriguez referred the matter to the Ordinance Committee.

**Doc. 198/17: Ref. to Ord. Cmt.**

**Doc. 305/18: Disposition -59-59A Newbury St. - [Tax Map 87, Lot 53]-[To be referred to Hous. Cmt.]-  
Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.**

**Doc. 306/18: Disposition -61 Newbury Street-Tax Map 87, Lot 52- [To be referred to Hous. Cmt.] - Laiza St.  
Onge, Asset Officer – Ref. to Housing Cmt.**

Council Vice President Rodriguez introduced the two measures cited above and referred the items for further proceedings before the Housing Committee as indicated:

#### **X. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
175/14	Security regulations at nightclubs – Counc. Laplante – Ord. Cmt. [T][09-05-18]
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.

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- 66/15 Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance – Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15 Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorney [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Council Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 324/17 Disposition - 119 May Street – Tax Map 211, Lot 10-Laiza St. Onge, Asset Officer – Hous. Cmt. [T][09-05-18]
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Councilor Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Councilor Abdoo [T][2-6-18]
- 406/17 Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [T][2-6-18][09-05-18]
- 407/17 Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [T][2-6-18][09-05-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Councilor De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Councilor Payano – Public Hearing
- 110/18 Haverhill St–One way between Prospect and Haverhill Streets–Councilor Levy–Public Hearing Open [8-21-18]
- 147/18 Parking – Stearns Ave [296-296A Lawrence St] – 15 minute – Council Pres. Vasquez [T][08-21-18]
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Councilor Payano– Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Poll Accessibity Citations DOJ– [Executive Session Anticipated] [T][08-21-18]
- 172/18 Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez
- 189/18 A&M Auto Body, Inc. – 341 South Broadway – Request to amend the Zoning Map 97, Parcels 18 and 19 from R-2 to B-1–Attorney Peter J. Caruso – Public Hearing Opened [T][09-18-18]
- 190/18 Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Councilor Laplante – Presentation
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]

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- 244/18 City Attorney Application Review & Appointment Consideration – Council Pres.[Executive Session Anticipated][T][09-18-18]
- 250/18 Office of the City Attorney - Deed Restrictions for 56-58 Bromfield Street – Request to lift – Brian T. Corrigan, Assistant City Attorney – Ord. Cmt.[T][09-05-18]
- 288/18 Private Livery & Taxis Services Office-Meditran, LLC - 49 Blanchard Street Ste. 207-3-Jose L. Fernandez –Sgt. Mélix Bonilla, Lawrence Police Dept. – Ord. Cmt.[T][09-05-18]
- 292/18 Resolution - Boys “Thunder” Beyond Soccer Program - Couns. Abdoo and Laplante [T][08-21-19]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Couns. Abdoo and Laplante [T][08-21-19]
- 315/18 Surplus Declaration–12 Acton Street, Unit 207 [Tax Map 190, Lot 1/7]-Laiza St. Onge, Asset Officer [T][09-18-18]
- 316/18 Surplus Declaration-15 Boxford Street, Unit 1 [Tax Map 61, Lot 2/1]–Laiza St. Onge, Asset Officer [T][09-18-18]
- 321/18 Order Pursuant to G.L. c. 56, sec. 60 issued by William F. Galvin, Secretary of the Commonwealth – Council Vice Pres. Rodriguez [T][09-18-18]
- 328/18 Lawrence Emergency Response- Councilor Payano [T][09-18-18]

#### **X. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members present and referred each to the Council Subcommittee as indicated:

- 330/18 Handicapped Parking – 7 Broadway Avenue – Olga Santos – Council Pres. Vasquez – Ref. to Ord. Cmt.
- 331/18 Parking – Drop off/Pick up Only – 293 Water Street – Council Vice Pres. Rodriguez – Ref. to Ord. Cmt.
- 332/18 Parking – 251 Broadway – 15 minutes – Council Vice Pres. Rodriguez, Couns. DePeña and Reyes – Ref. to Ord. Cmt.
- 333/18 Street Name Change – Freeman Street to Freeman Court – Council Vice Pres. Rodriguez – Ref. to Ord. Cmt.
- 334/18 Adopt of G.L. Ch. 59, s. 5 [41C] – Senior Citizen Tax Exemption Credit – Council Vice Pres. Rodriguez – Ref. to Ord. Cmt.
- 337/18 National Grid Distribution Construction Easement – 289-293 Methuen Street – Milagros Puello, City Engineer – Ref. to Ord. Cmt.

Upon being recognized, Councilor Laplante presented a motion to remove document 244/18 from the “Table”. The motion failed for lack of a second.

#### **XI. ADJOURNMENT:**

Upon Motion of Councilor Payano duly seconded by Councilor DePena, the Council Members present voted by roll call vote to Adjourn as follows: Yes-5; No-3 Absent-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - No  
 Councilor Marc Laplante - No

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Councilor David Abdoo - No

Councilor Pavel Payano - Yes

Councilor Maria De La Cruz - Yes

Councilor Brian DePena - Yes

Council Vice President Jeovanny Rodriguez - Yes

Council President Kendrys Vasquez – Absent

**ADJOURNED**  
**(08:25p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday October 16, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, October 16, 2018** at 7: 14 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Present;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Present;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

Approximately Twenty-seven [27] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted August 9, 2018, August 21, 2018, August 30, 2018 and September 5, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Reyes to approve the minutes as presented duly seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [9-0] to approve the minutes.

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## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA commented on the gas disaster of September 13, 2018 stating a complaint needs to be filed against Columbia Gas Company. He urged Mayor Rivera to support and acknowledge the Lawrence Police Department, Lawrence Fire Department and the Department of Public Works protecting the public during and after the gas disaster. He also stated that the Lawrence School Department Administration and its Teachers should be acknowledged for keeping the public schools open during the gas disaster.

Richard Russell, 34 Cross Street, Lawrence, MA informed the Council Members that the City of Lynn, MA is hiring a third City Attorney with a salary of 98,000.00. He stated he attended the recent car show held at Pemberton Park in Lawrence and observed that the noise level was so high that the Lawrence Police Department had to shut down the show at 2:00 p.m.. He suggested that the company using the public areas of Lawrence to film the movie “Little Women” should be required to obtain permits in order to block or limit access to public ways and streets in the City of Lawrence in the same way that every other person is required to obtain permits.

## **III. COMMITTEE REPORTS:**

### **Doc. 337/18: National Grid Distribution Easement–289-293 Methuen Street–Milagros Puello, City Engineer – Ord. Cmt- Public Hearing Ordered**

Upon being recognized, Councilor Reyes presented a motion to take document 337/18 out of the order appearing on the agenda. The motion was seconded by Councilor Abdoo and unanimously approved by the Council Members present [9-0].

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Ordinance Committee recommending a public hearing on the proposed easement presented for consideration. The



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report was presented in the form of a motion to order a public hearing which was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

**Doc. 337/18: Public Hearing Ordered**

**IV. PUBLIC HEARINGS:**

**Doc. 178/18: Handicapped Parking – 189 Andover Street – Yadira Santana – Council Pres. Vasquez – Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure and to waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter presented by Councilor Reyes, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [9-0] to approve the measure and to waive any applicable the 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter on the measure presented.

**Doc. 178/18: Approved/30 days waived**

**Doc. 179/18: Handicapped Parking -209 Bailey Street – Jason Almanzar – Council Pres. Vasquez – Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez

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opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure and to waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [9-0] to approve the measure and to waive any applicable the 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter on the measure presented.

**Doc. 179/18: Approved/30 days waived**

**Doc. 228/18: Handicapped Parking – 139 South Broadway – Maria Rivera – Public Hearing held-  
Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve the measure and to waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez, as

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seconded by Councilor Reyes, the Council Members present voted unanimously [9-0] to approve the measure and to waive any applicable the 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter on the measure presented.

**Doc. 228/18: Approved/30 days waived**

**Doc. 246/18: No Parking both sides – Myrtle Court – Counc. Reyes – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve the measure presented which was seconded by Council Vice President Rodriguez.

A discussion ensued among Council Members regarding the matter presented for consideration.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure presented by Councilor Reyes, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [9-0] to approve the measure as presented.

**Doc. 246/18: Approved**

**Doc. 249/18: Office of the City Attorney – Regulating Abandoned Properties – Request to Amend ordinance Section 8.28 on behalf of the Lawrence Fire Department Chief Brian Moriarty – Brian T. Corrigan, Assistant City Attorney – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez

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opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon invitation to address the Council Members, Assistant City Attorney Brian Corrigan explained the purpose and intent of the ordinance amendments presented for consideration of the Council Members stating that the amendments are necessary in order to assure matters that are not being properly addressed by the terms of the current ordinance are properly addressed.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve the measure presented, as seconded by Councilor De La Cruz.

Upon being granted the floor, Councilor Laplante posed questions to Lawrence Fire Chief Brian Moriarty who discussed the proposed amendments and new provisions to upgrade the current City Ordinance concerning distressed properties and allow the Fire Department to provide greater protection of the public. Chief Moriarty also provide information concerning safety issues the new ordinance provides.

Upon continuing, Councilor Laplante inquired about the definition of “abandoned property” and other matters as amended in the proposed ordinance presented.

Upon being granted the floor, Councilor Abdoo asked questions about property subject to foreclosure and identifying the party responsible during the foreclosure process. Councilor Abdoo asked Assistant City Attorney Corrigan about the legal responsibilities and obligations of the banks and mortgage companies when real property is in process of foreclosure. Attorney Corrigan explained that banks and other financial institutions have a financial interest in assuring the property remains a viable asset so it may recover any financial losses that result from a failed mortgage. For that reason, financial institutions have an interest to maintain the property during the foreclosure process if the property is abandoned by its owner.

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Upon being granted the floor, Council Vice President Rodriguez asked Assistant City Attorney Corrigan if the changes discussed at Ordinance Committee were incorporated in the proposed ordinance. Attorney Corrigan stated he had not received or reviewed the measure with amendments approved by the Ordinance Committee.

Upon being granted the floor, Councilor Levy asked questions about Code Enforcement by the Inspectional Services Inspectors and how repairs are completed while property may be subject to foreclosure/. Assistant City Attorney Corrigan stated repairs cited by City Inspectors for property subject to foreclosure often requires the court to order a receiver be appointed to allow the property to be managed by an individual who reports to the court concerning care, upkeep, maintenance and other financial matters relating to the property subject to foreclosure. The authority of the court appointed receiver to collect rents, intercept mortgages payments, make lawful mortgage payments [if possible], and to generally provide for the care and maintenance of the property under the oversight of the court.

Upon continuing, Councilor Levy suggested there are circumstances the City of Lawrence may incur financial responsibility to repair the property despite the pending foreclosure. Assistant Attorney Corrigan agreed and stated that there are some repairs the City of Lawrence may be required to provide particularly repairs that affect the health and safety of occupants who remain in a tenanted property. He stated that in some instances the property is in a state of disrepair that it must be condemned and demolished if it poses a threat to safety to the public. Other issues concerning safety often concern vacant properties that are required to be maintained in a clean and good condition in order not to present a threat to public safety while in receivership initiated by the City of Lawrence.

Upon being granted the floor, Councilor Payano posed questions concerning the proposed amended definition of the term “Abandoned” presented as follows:

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\*\*\*\*\*

## 8.28.020-Definitions

When used in this chapter, unless a contrary intention clearly appears, the following terms shall have the following meanings:

*Abandoned* means any property, building, accessory structure, or space over 400 square feet that is vacant, neglected, or not maintained to be in a safe condition.

\*\*\*\*\*

Councilor Payano suggested the term “space” appearing in the proposed definition may need to be removed. In response and in consultation with Lawrence Fire Chief Moriarty, Assistant City Attorney Corrigan stated that the term “space” is necessary to the definition and in his opinion should remain in the proposed amended definition of the term “Abandoned”. Councilor Payano suggested the portion of the proposed amended definition of the term “Abandoned” referencing the area of “400 square fee” may be too narrow and suggested it should be expanded.

Councilor Payano stated that some areas within a residence may be 400 square feet such as a basement or storage area explaining that if such a narrow definition were to be applied to areas such as a storage area or basement then the entire property may be subject to the terms of the amended ordinance

In response, Lawrence Fire Chief Moriarty stated that firefighters have no interest in declaring basement or storage areas as “abandoned” but a 400 square foot area might involve very small portions of vacant property or other parts of land area may be abandoned and poorly maintained and escape being included in efforts to assure these areas are not allowed to be neglected without appropriate attention by public safety or the courts. Chief Moriarty provided examples of space areas that are “abandoned” that would fit within the proposed definition. Upon continuing Councilor Payano asked about the effective date of the proposed ordinance and asked about providing information about the updated ordinance.

Upon being granted the floor, Councilor De La Cruz stated many new residents moving into properties need to be informed of the amendments. She discussed homeless people in Lawrence who often occupy abandoned and vacant property.

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Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve presented by Councilor Reyes, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [7-0] to approve the measure [Councilor DePena and Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 249/18: Approved**

**Doc. 262/18: Handicapped Parking – 12 Boston Street – Removal –  
Council Pres. Vasquez – Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve the measure and to waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter presented by Councilor Reyes, as seconded by Councilor Payano, the Council Members present voted unanimously [8-0] to approve and waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter on the measure presented [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 262/18: Approved/30 days waived**

[Tuesday, October 16, 2018]

**Doc. 276/18: Handicapped Parking – 17 Nelson Street – Removal –  
Counc. Reyes – Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure and to waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve and waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter on the measure presented [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded

**Doc. 276/18: Approved/30 days waived**

**V. TABLED MATTERS:**

**Doc. 244/18: City Attorney Application Review & Appointment Consideration –  
Council Pres.[Executive Session Anticipated][T][09-18-18]-Tabled**

Upon being recognized, Councilor Laplante presented a motion to remove the above item from the "table" which was seconded by Councilor Abdoo and Council Members present voted by roll call vote to remove the item from the "table" as follows: Yes-6; No-2; Absent-1

Councilor Estela Reyes - Yes  
Councilor Anna Levy - No  
Councilor Marc Laplante - Yes  
Councilor David Abdoo - Yes



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Councilor Pavel Payano - No  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena – Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

Council President Vasquez introduced the item and called upon the Council Members to consider the motion to approve Attorney Eileen Bernal to be appointed to the position of City Attorney for the City of Lawrence, MA as presented on August 21, 2018 by Councilor Reyes and duly seconded by Council Vice President Rodriguez.

Upon no discussion, comment or inquiry the Council Members present voted to defeat the motion to approve by roll call vote as follows: Yes-4; No-4; Absent-1

Council Vice President Jeovanny Rodriguez - No  
 Councilor Brian DePena - Absent  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - No  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - No  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

Upon being granted the floor, Council Vice President Rodriguez presented a motion to “table” the item. The motion was seconded by Councilor Reyes and Council Members present voted to “table” the item by roll call vote as follows: Yes-5; No-3; Absent-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – No

**Doc. 244/18: Tabled**

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## **VI. PUBLIC HEARINGS:**

### **Doc. 319/18: National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures – Methuen Street – Dave Johnson, Engineering Department - Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon invitation, David Bouche representing National Grid [the petitioner] provided the City Council Members with information concerning the proposed work to be completed as presented in the petition.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure and to waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve and waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter on the measure presented [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 319/18: Approved/30 days waived**

**VII: Communication from Mayor, City Officials & City Attorney:** - None

## **VIII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

Council President Vasquez called the following two items to the attention of the Council Members as appearing on the Agenda which were referred as indicated:

[Tuesday, October 16, 2018]

**Doc. 340/18: Office of the Mayor - FY19 Supplemental Appropriations – Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

**Doc. 341/18: Office of the Finance Director – Authorization to Borrow-[2,000,000.00] for Feasibility Study for MSBA Leahy School Project-Mark Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

**IX. COMMITTEE REPORTS:**

**Doc. 198/17: Director of the Bellevue Cemetery – Creation of an Ordinance for new position – Nick Kolofoles, Chairman – Ord. Cmt. - Tabled**

Upon being granted the floor, Councilor Reyes presented a motion to “table” the item presented. The motion was seconded by Council Vice President Rodriguez and Council Members present voted by roll call vote to “table” the item. Yes-5; No-3; Absent-1

Council Vice President Jeovanny Rodriguez - No  
Councilor Brian DePena - Yes  
Councilor Maria De La Cruz - No  
Councilor Pavel Payano - No  
Councilor David Abdoo - Yes  
Councilor Marc Laplante – Yes  
Councilor Anna Levy - Absent  
Councilor Estela Reyes - Yes  
Council President Kendrys Vasquez – Yes

**Doc. 198/17: Tabled**

**Doc. 333/18: Street Name Change–Freeman Street to Freeman Court–Council Vice President Rodriguez–Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0]. [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 333/18: Public Hearing Ordered**

**Doc. 334/18: Adopt of G.L. 59, s. 5 [para 41C]–Senior Citizen Tax Exemption Credit – Council Vice Pres. Rodriguez – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure. The report was presented in the form of a motion to

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order a public hearing which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0][Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 334/18: Public Hearing Ordered**

**Doc. 337/18: National Grid Distribution Easement–289-293 Methuen Street–Milagros Puello, City Engineer – Ord. Cmt-Public Hearing Ordered**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Personnel Committee recommending a public hearing on the measure. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0][Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 337/18: Public Hearing Ordered**

**X. TABLED MATTERS:**

**Doc. 189/18: A&M Auto Body, Inc. – 341 South Broadway – Request to amend the Zoning Map 97, Parcels 18 and 19 from R-2 to B-1-Attorney Peter J. Caruso – Defeated**

Upon being recognized, Councilor Reyes presented a motion to remove the item from the table which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0] [Councilor Levy and Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

Council President Vasquez presented the item recounting the proceedings concerning this measure that had taken place during previous City Council Sessions and announced that the public hearing remains “open”.

Upon being recognized, Attorney Peter Caruso stated that he represents A&M Auto Body, Inc. and discussed the petition to amend the Zoning Ordinance. Attorney Caruso provided information regarding the petition presented and urged the Council Members to approve the measure by amending the Zoning Ordinance as requested by the petition [his client].

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Upon being recognized, Attorney Sean Gleason, 163 Merrimack Street, Haverhill, MA stated that he represents Jeffery Petrillo in this matter in opposition to the petition to amend the Zoning Ordinance. Attorney Gleason cited sec. 29.11 of the Zoning Ordinance which prohibits the use of the lot subject to the petition from commercial use in an area that is residential. Attorney Gleason also cited the decision of the Planning Board denying the petition for a variance presented to the Lawrence Planning Board by A&M Auto Body, Inc. [the petitioner before the City Council in this matter]. Attorney Gleason also provided the Council Members with a financial analysis of the property owned by the Petrillos concluding that if the petition were allowed as presented it will result in a loss of value to his client's residential property. He concluded by urging the Council Members to deny the petition.

Upon being recognized, Jeffrey Petrillo addressed the City Council citing several violations of the petitioner for unlawful commercial use of the property subject to the petition. Mr. Petrillo reviewed the history of the property use from approximately 1940 through the present day.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon being granted the floor, Councilor Reyes presented a motion to approve the item presented which was seconded by Councilor DePena.

Upon being granted the floor, Councilor Laplante expressed his concern that the petition may have a "spot zoning" aspect to it. In response Attorney Caruso stated that the property subject to the petition doesn't presented a case of "spot zoning" but is an extension of permissible use in a mixed use area. Attorney Caruso suggested that the use is permissible.

Upon being granted the floor, Councilor Payano posed questions to Attorney Caruso regarding past use claiming that the subject property was used as an adjacent parking lot. Attorney Caruso stated that his client [the

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petitioner] is anticipating the approval of the proposed amendment to the zoning ordinance which would allow for the use of the property in the manner of concern.

Upon being granted the floor, Councilor De La Cruz suggested that personnel from the Planning Department and Building Department should be present to assist the Council Members with the issues being raised in this matter. She stated that there are not enough parks throughout the City and matters that harm the City need to be reviewed

Upon being granted the floor, Councilor DePena stated that the business occupying the lot is clean and organized and the areas near the business is mixed residential and business use.

Upon being granted the floor, Councilor Abdoo invited Ivan Acosta of Inman Street, Lawrence, MA who stated that he supports the petition to re-zone the property to allow A&M Auto use the land adjacent to its business for business use. He stated that Mr. Petrillo has been causing problems in the neighborhood who has threatened neighbors with matters that concern parking.

Upon continuing, Councilor Abdoo stated that he has carefully considered the matter presented noting that because an action has been filed in court regarding the denial of the petition by the Planning Board he isn't sure the issue should be addressed by the City Council.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Councilor Reyes, as seconded by Councilor DePena, the Council Members present defeated the motion to approve the petition by roll call vote as follows:

Yes-5; No-2; Present-2

Councilor Estela Reyes - Yes

Councilor Anna Levy - Yes

Councilor Marc Laplante - No

Councilor David Abdoo - Present

Councilor Pavel Payano - No

Councilor Maria De La Cruz - Present

Councilor Brian DePena - Yes

Council Vice President Jeovanny Rodriguez - Yes

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Council President Kendrys Vasquez – Yes

[Clerk's Note: Six Affirmative Votes being required to approve Zoning Amendment]

**Doc. 189/18: Defeated**

## **XI. COMMITTEE REPORTS:**

**Doc. 305/18: Disposition – 59-59A Newbury Street – [Tax Map 87, Lot 53] –  
Laiza St. One – Hous. Cmt. – Approved**

**Doc. 306/18: Disposition – 61 Newbury Street – [Tax Map 87, Lot 52] –  
Laiza St. Onge – Hous. Cmt. - Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Housing Committee recommending the approval of the disposition of the above properties as presented. The report was presented in the form of a motion to approve the petition for the approval of the application for the sale of real property. The motion was seconded by Councilor Reyes.

At the request of Councilor De La Cruz, Laiza Lizardo St. Onge, Asset Officer addressed the Council Members regarding the proposed sale of the real property subject to the petitions presented for consideration informing the Council Members of the proposed use of the property by the successful bidder if approved.

A discussion ensued among the Council Members about the proposed restricted use of parcels presented in Documents 305/18 and 306/18 limiting the use for parking and green space only.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the disposition and sale of real property presented in Documents 305/18 and 306/18 as a “block”. The motion was seconded by Councilor Reyes and unanimously approved [9-0] by the Council Members present.

**Doc. 305/18: Approved**

**Doc. 306/18: Approved**

**Doc. 327/18: Election Staff – hiring and salary – Counc. De La Cruz – Pers. Cmt. – Ref. to Ord. Cmt.**

Council President Vasquez called the above matter to the attention of the Council Members as appearing on the Agenda and referred as indicated:

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**Doc. 327/18: Ref. to Ord. Cmt.**

**XII. WITHDRAWALS:**

- 85/15          Parking – High Street from Ferry to East Haverhill Streets – Review – James Orlando – 18 Summit Avenue –Council Vice Pres. Alvarez-Rodriguez – Ord. Cmt. - Withdrawn**
- 88/15          Handicapped Parking – 725 Haverhill Street – Elizabeth Gomez – Ord. Cmt.-Withdrawn**
- 121/15        Speeding Violations-Everett St.–Traffic Enforcement–Marcelleno Bjiar–Council Vice Pres. Alvarez-Rodriguez – Ord. Cmt. - Withdrawn**
- 125/15        No Parking Zone – 104 Thornton Street – Counc. Twomey –Ord. Cmt.-Withdrawn**
- 190/15        Homelessness in the City of Lawrence – Council Pres. Maldonado – Ord. Cmt.-Withdrawn**
- 217/15        Handicapped Parking – 45 Abbott Street – Esperanza Caimares – Ord. Cmt.-Withdrawn**
- 219/15        Trash Removal Contractor Vehicle Registration – Council Pres. Maldonado – Ord. Cmt.-Withdrawn**
- 225/15        Stop Sign – 4-way – Davis and Chester Streets [IN PLACE OF “yield sign”] – Yosaira Ruiz – Counc. Bernal –Ord. Cmt.-Withdrawn**
- 240/15        Reserved Dwelling Parking Ordinance – James X. Fitzpatrick, Acting Police Chief - Ord. Cmt.-Withdrawn**
- 253/15        Parking – Center Street – one side only – Counc. Vasquez – Ord. Cmt.-Withdrawn**
- 262/15        No Parking – East side of Josephine Avenue from Marston Street to Williams Street – Counc. Twomey – Ord. Cmt.-Withdrawn**
- 263/15        Handicapped Parking – 9 Bicknell Terrace [Donna Wildes] [placard on file] – Counc. Vasquez – Ord. Cmt.-Withdrawn**
- 278/15        Permit or Resident Sticker parking in front of house due to challenges for seniors living in home exiting home during winter-Deborah Reyes - Mayor Dan Rivera – Ord. Cmt.-Withdrawn**
- 323/18        City Clerk and Clerk’s Office Personnel, Mandatory Training – Mayor Dan Rivera & City Council Pres. Vasquez – Ord. Cmt.-Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to present the above items in “block” form for the purpose of withdrawing all items from the City Council Agenda. The motion was seconded by Councilor De La Cruz and Council Members present voted unanimously [8-0] to withdraw all items from the City Council Agenda [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

- Doc. 85/18: Withdrawn**
- Doc. 88/15: Withdrawn**
- Doc. 121/18: Withdrawn**
- Doc. 125/15: Withdrawn**
- Doc. 190/18: Withdrawn**
- Doc. 217/15: Withdrawn**
- Doc. 219/18: Withdrawn**
- Doc. 225/15: Withdrawn**



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**Doc. 240/18: Withdrawn**  
**Doc. 253/15: Withdrawn**  
**Doc. 262/18: Withdrawn**  
**Doc. 263/15: Withdrawn**  
**Doc. 278/18: Withdrawn**  
**Doc. 323/15: Withdrawn**

**XIII. OLD BUSINESS:** - None

**XIV. TABLED MATTERS:**

**Doc. 407/17: Hazel Place – To be Approval as a Public Way – Counc. Jeovanny Rodriguez and Mayor Dan Rivera [T][2-6-18][09-05-18] – Public Hearing Ordered**

Upon being recognized, Council Vice President Rodriguez presented a motion to remove the item from the table which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0][Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Council Vice President Rodriguez moved to order a public hearing on the item presented. The motion was seconded by Councilor Payano and unanimously [8-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 407/17: Public Hearing Ordered**

**Doc. 406/17: Arlington Terrace–To be Approval as a Public Way – Council Pres. Vasquez [T][2-6-18][09-05-18] – Public Hearing Ordered**

Upon being recognized, Council Vice President Rodriguez presented a motion to remove the item from the table which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0]. [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Council Vice President Rodriguez moved to order a public hearing on the item presented. The motion was seconded by Councilor Payano and unanimously [8-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

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**Doc. 406/17: Public Hearing Ordered**

**Doc. 316/18: Surplus Declaration-15 Boxford Street, Unit 1 [Tax Map 61, Lot 2/1]–  
Laiza St. Onge, Asset Officer [T][09-18-18] – Declared Surplus**

Upon being recognized, Councilor Laplante presented a motion to remove the item from the “table” in order to be addressed by the Council Members. The motion was seconded by Councilor Abdoo and unanimously approved by the Council Members present [8-0][Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Laplante presented a motion to declare property located at 15 Boxford Street, Unit 1 [Tax Map 61, Lot 2/1] as surplus City owned real property. The motion was seconded by Councilor Abdoo.

Upon being invited Laiza Lizardo St. Onge, Asset Officer, addressed the Council Members providing information concerning the required departmental survey necessary to declare the city owned real property as surplus and additional information of the intent to offer the property for sale.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted unanimously [7-0] to declare the real property subject to the petition as surplus City owned real property[Councilor DePena and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 316/18: Declared Surplus**

**Doc. 315/18: Surplus Declaration–12 Acton Street, Unit 207 [Tax Map 190, Lot 1/7]–  
Laiza St. Onge, Asset Officer [T][09-18-18] – Declared Surplus**

Upon being recognized, Council Vice President Rodriguez presented a motion to remove the item from the table which was seconded by Councilor Reyes and unanimously approved by the Council Members present [7-0][Councilor DePena and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

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Upon being granted the floor, Council Vice President Rodriguez presented a motion to declare property located at 12 Acton Street, Unit 207 [Tax Map 190, Lot 1/7] as surplus City owned real property. The motion was seconded by Councilor De La Cruz and unanimously [8-0] approved by Council Members present. [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

### **Doc. 315/18: Declared Surplus**

The following items remained “tabled” without further action:

- 39/10 Charter Review [Public Hearings as needed]
- 148/11 Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
- 224/13 Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14 Military/Veteran Recognition-Counc. Laplante
- 175/14 Security regulations at nightclubs – Counc. Laplante – Ord. Cmt. [T][09-05-18]
- 197/14 Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14 Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 66/15 Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance– Council Pres. Maldonado - Public Hrg [closed 6-16-15]
- 212/15 Staffing and Budget considerations [executive session]–Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares];
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 151/17 Outside Counsel to be hired to represent City Attorney [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled]
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commition to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 324/17 Disposition - 119 May Street – Tax Map 211, Lot 10-Laiza St. Onge, Asset Officer – Hous. Cmt.[T][09-05-18]
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]

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- 11/18 Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Counc. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Counc. Levy–Public Hearing Open [8-21-18]
- 147/18 Parking – Stearns Ave [296-296A Lawrence St] – 15 minute – Council Pres. Vasquez [T][08-21-18]
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Pol Accessibility Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 172/18 Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez
- 190/18 Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]
- 244/18 City Attorney Application Review & Appointment Consideration – Council Pres.[Executive Session Anticipated][T][09-18-18]
- 250/18 Office of the City Attorney - Deed Restrictions for 56-58 Bromfield Street – Request to lift – Brian T. Corrigan, Assistant City Attorney – Ord. Cmt.[T][09-05-18]
- 288/18 Private Livery & Taxis Services Office-Meditran, LLC - 49 Blanchard Street Ste. 207-3-Jose L. Fernandez –Sgt. Mélix Bonilla, Lawrence Police Dept. – Ord. Cmt.[T][09-05-18]
- 292/18 Resolution - Boys “Thunder” Beyond Soccer Program - Councs.Abdoo and Laplante [T][08-21-19]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Councs. Abdoo and Laplante [T][08-21-19]
- 321/18 Order Pursuant to G.L. c. 56, sec. 60 issued by William F. Galvin, Secretary of the Commonwealth – Council Vice Pres. Rodriguez [T][09-18-18]
- 328/18 Lawrence Emergency Response- Counc. Payano[T][09-18-18]
- 336/18 State Election Update-Poll Locations and Impact of Recent Disaster-Early Voting-Other matters- William J. Maloney, City Clerk [10-02-18][T]

## **XV. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 342/18 Pavement Cost Recovery Agreements – Review – Council Vice Pres. Rodriguez
- 343/18 Handicapped Parking – 15 Rollins Street – Marta Madera- Ref. to Ord. Cmt.
- 344/18 Parking – 324 Prospect Street – 15 minute – JJ Meat Market Bodega – Jose Santos, Owner – Counc. De La Cruz – Ref. to Ord. Cmt.
- 345/18 Handicapped Parking – 3 Congress Street – Council Pres. Vasquez-Ref. to Ord. Cmt.
- 346/18 One Way Street – Fitz Street to Saunders Street – Counc. Reyes – Ref. to Ord. Cmt.
- 347/18 Loading Zone – Front of 121 Essex Street – Counc. Reyes – Ref. to Ord. Cmt.
- 348/18 Stop Sign – Hampshire and Alder Streets – Counc. Reyes – Ref. to Ord. Cmt.
- 349/18 Department of Public Works-Authorization to Expend Recycling Dividends Program Grant-[28,000.00] – in accordance with MGL Chapter 44, Section 53A – Carlos Jaquez, Director – Ref. to Budget & Finance Cmt.
- 350/18 Department of Public Works-Authorization to accept playground equipment in accordance with MGL Chapter 44, Section 53A-Carlos Jaquez, Director – Ref. to Budget & Finance Cmt.

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351/18            Handicapped Parking – 59 Weare Street – Councilor Abdoo & Councilor Laplante– Ref. to Ord.  
Cmt.

**XVI. ADJOURNMENT:**

Upon Motion of Councilor Reyes duly seconded by Council Vice President Rodriguez, the Council  
Members present voted unanimously to Adjourn.

**ADJOURNED**  
**(09:27p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Wednesday November 7, 2018**

**A REGULAR MEETING** of the City Council was held on **Wednesday, November 7, 2018** at 7: 14 p.m.  
in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Absent;  
Councilor David Abdoo [District E Councilor] – Present;  
Councilor Pavel Payano [Councilor At Large] — Present;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Absent;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

Approximately Nineteen [19] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:** - None

**II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Homayoun Maali, 53 Chester Street, Lawrence, MA commented on the gas disaster of September 13, 2018 and commended the Lawrence Police and Firefighters of Lawrence, Superintendent Paris, Teachers and their Unions. He criticized A. G. Maura Healy for not initiating a complaint against Columbia Gas for its responsibility in the events of Sept. 13, 2018.

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Councilor David Abdoo, District E City Councilor, presented a tape recording of District F City Councilor Marc Laplante discussed the participation of Lawrencians in WWII battles in commemoration of Veterans Day.

Richard Russell, 34 Cross Street, Lawrence, MA stated that a recent Towerhill Neighborhood Association Meeting discussed the ridiculousness of the Council's intention to establish a snow emergency notification system using "blue lights" to notify Lawrence residents that emergency parking restrictions are in effect. He stated that he opposes the proposed system of notification as an unnecessary and poorly considered method of implementing emergency parking during a snow storm. He suggested the City Council adopt a more reasonable and workable winter parking ban and a better way to notify residents when it is in effect.

### **III. PUBLIC HEARINGS:**

#### **Doc. 333/18: Street Name Change – Freeman Street to Freeman Court – Council Vice Pres. Rodriguez – Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve and waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [7-0] to approve the measure.

**Doc. 333/18: Approved/30 days waived**

[Wednesday, November 7, 2018]

**Doc. 337/18: National Grid Distribution Construction Easement – 277-283 Methuen Street – Milagros Puello, City Engineer – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [7-0] to approve the measure.

**Doc. 337/18: Approved**

**IV: Communication from Mayor, City Officials & City Attorney:**

**Doc. 352/18: Send correspondence to Mr. Stephen Bryant, President of Columbia Gas to be present at the next City Council Meeting – Counc. DePeña – Tabled**

Upon being granted the floor, Councilor Payano presented a motion to send correspondence to Mr. Stephen Bryant, President of Columbia Gas to be present at the next City Council Meeting. The motion was seconded by Councilor Reyes and unanimously [7-0] approved by Council Members present.

Upon being granted the floor, Councilor Payano moved to "table" the item. The motion was seconded by Councilor Reyes and unanimously [7-0] approved by Council Members present.

**Doc. 352/18: Tabled**

**V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**



[Wednesday, November 7, 2018]

**Doc. 367/18: Appropriation Transfers - Department of Public Works – From: Free Cash to Police Trailer Replacement [Project No. 30213] – [125,000.00] & From: Unspent Bond Proceeds to Special Projects Account [Emergency Parking Beacon System] [200,000.00] – Carlos Jaquez, Director – Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above item to the attention of the Council Members as appearing on the Agenda which was referred as indicated.

**Doc. 367/18: Ref. to Budget & Finance Cmt.**

**Doc. 340/18: Office of the Mayor - FY19 Supplemental Appropriations – Mayor Dan Rivera – Budget and Finance Cmt. – Document split**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the appropriations presented in Document 340/18. The report was presented in the form of a motion to approve the item which was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Payano stated he has questions concerning the proposed school building maintenance appropriation in the amount of 1,661,256.00 and presented a motion to split document into two separate appropriations – Document 340A/18 Department of Public Works – Professional Services [Trash Hauling][014052-5300]- 1,003.000.00 and Document 340B/18 Lawrence Public Schools-School Building Maintenance [01422987-5421]-1,661,256.00. The motion was seconded by Council Vice President Rodriguez and unanimously [7-0] approved by Council Members present.

**Doc. 340A/18: Office of the Mayor - FY19 Supplemental Appropriation–Department of Public Works – Professional Services [Trash Hauling]014052-5300]- 1,003.000.00  
Mayor Dan Rivera – Budget and Finance Cmt. - Approved**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve document 340A/18 regarding the supplemental appropriation to the Department of Public Works to be allocated to Professional Services [Trash Hauling]014052-5300] in the amount of 1,003.000.00. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present.

**Doc. 340A/18: Approved**

[Wednesday, November 7, 2018]

**340B/18 FY 2019 Supplemental Appropriation-Lawrence Public Schools-School Building Maintenance-[01422987-5421]-1,661,256.00- Mayor Dan Rivera-Budget and Finance Cmt-Charter Objection-Council Vice Pres. Rodriguez**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the proposed 2019 supplemental appropriation to the Lawrence Public Schools to be allocated to the School Building Maintenance budget [01422987-5421] in the amount of 1,661,256.00. The motion was seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Payano discussed the use and application of funds to be appropriated and the manner they were to be used. In response and upon invitation, Christine Bufagna, Chief Financial Officer of the Lawrence School Department provided information concerning the proposed use of funds subject to the appropriation. Councilor Payano posed additional questions to CFO Bufagna regarding School Committee involvement to present and consider the proposed fund appropriations which CFO Bufagna stated that the Lawrence School Committee has not met in a while and has not provided input into the matter presented. Councilor Payano stated his concern that the individuals elected to the School Committee had not had an opportunity to review and comment on the proposed appropriation.

Upon being granted the floor, Councilor De La Cruz disagreed with Councilor Payano and stated there is work necessary at the Parthum School which if not completed may adversely impact the safety of the children at the school.

Upon being granted the floor, Council Vice President Rodriguez inquired further about the proposed appropriation presented.

Council President Vasquez stated the appropriation is presented as a request for suggested projects.

Upon being recognized, Lawrence Finance Director Ianello explained that the appropriation is presented as a proposal based on Chapter 70 requirements for funding to which the City Council has no authority to determine how the funds are to be allocated or used. He suggested that the appropriation is a funding request that affects the 2019 School Department Budget and not the City based budget.

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Upon continuing, Council Vice President Rodriguez suggested the proposed appropriation may have to be authorized through the usual budgetary approval process.

Upon being granted the floor, Councilor Payano commented that the City of Lawrence is required by statute to maintain public school buildings. He stated further that the Lawrence School Committee is the elective body responsible to oversee the Lawrence Public School and must be afforded the opportunity to exercise its authority as responsible elected officials.

A discussion ensued among Council Members concerning the applicable parliamentary process upon a motion to table the item.

Upon being granted the floor, Councilor De La Cruz posed questions to Public Works Director Carlos Jaques regarding responsibility of the Public Works Department to repair public schools and facilities which Director Jaques explained that the School Department has its own facilities management personnel which often requests and obtains the assistance of the Public Works Department.

Upon being granted the floor, Councilor Abdoo inquired whether the item presented is to be considered a budgetary measure.

Upon being granted the floor, Councilor Payano presented a motion to “table” document 340B/18 as was seconded by Councilor Levy and defeated by roll call vote of the Council Members as follows:

Yes-2; No-3; Present-1; Absent-3

Councilor Estela Reyes - Absent

Councilor Anna Levy - Yes

Councilor Marc Laplante - Absent

Councilor David Abdoo - No

Councilor Pavel Payano - Yes

Councilor Maria De La Cruz - Present

Councilor Brian DePena - Absent

Council Vice President Jeovanny Rodriguez - No

Council President Kendrys Vasquez – No

[Councilor Reyes being absent from the Council Chambers when the vote was called and recorded].

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Upon motion of Council Vice President Rodriguez to approve the appropriation, as seconded by Councilor Abdoo and defeated by roll call vote of the Council Members as follows:

Yes-4; No-2; Absent-3

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Absent  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - No  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Absent  
 Councilor Anna Levy - No  
 Councilor Estela Reyes - Absent  
 Council President Kendrys Vasquez – Yes

[Councilor Reyes being absent from the Council Chambers when the vote was called and recorded].

Upon being granted the floor, Council Vice President Rodriguez entered a Charter Objection pursuant to City Charter Sec. 3.8(c) of the Lawrence City Charter. Council President Vasquez stated that pursuant to the City Charter all further proceedings regarding the item are suspended.

**340B/18: Motion to Table-defeated;**

**340B/18: Motion to Approve-defeated;**

**340B/18: Charter Objection – Council Vice Pres. Rodriguez**

**Doc. 341/18: Office of the Finance Director – Authorization to Borrow-[2,000,000.00]  
 for Feasibility Study for MSBA Leahy School Project-Mark Ianello,  
 Finance Director – Budget and Finance Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Abdoo presented a motion to receive the report of the Budget & Finance Committee without a recommendation. The motion was seconded by Councilor De La Cruz and unanimously [7-0] received by the Council Members present.

Upon being granted the floor, Councilor Abdoo presented the report of the Budget & Finance Committee presenting a motion for a public hearing which was seconded by Councilor Payano and approved by roll call vote of the Council Members present as follows: Yes-6; Abstain-1; Absent-2

Councilor Estela Reyes - Abstain  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Absent  
 Councilor David Abdoo - Yes

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Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 341/18: Public Hearing Ordered**

**VI. COMMITTEE REPORTS:**

**Doc. 350/18: Department of Public Works –Authorization to accept playground equipment in accordance with MGL Chapter 53A – Carlos Jaquez, Director – Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Budget & Finance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item and to waive any applicable 30 day waiting period pursuant to section 3.8(a) of The Lawrence City Charter which was seconded by Council Vice President Rodriguez and unanimously [7-0] approved by the Council Members present.

**Doc. 350/18: Approved/30 days waived**

**Doc. 229/18: City Nurse Job Posting – Review – Counc. Payano – Pers. Cmt. – Ref. to Ord. Cmt.**

Council President Vasquez called the above item to the attention of the Council Members as appearing on the Agenda which was referred as indicated:

**Doc. 229/18: Ref. to Ord.Cmt.**

**Doc. 326/18: Lawrence Opioid Litigation – Counc. Payano and Council Vice Pres. Rodriguez – Public Safety Cmt. – Ref. to Ord. Cmt.**

At the request of Council President Vasquez, Councilor Payano presented the report of the Public Safety Committee recommending the item presented needs further action to be properly presented.

Assistant City Attorney Ruano addressed the City Council Members regarding the item presented for consideration.

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Upon being granted the floor, Councilor De La Cruz asked about funding and if the money would be available to provide public education for prevention. A discussion ensued between Councilor Payano and Councilor De La Cruz regarding the manner funds would be allocated and approved by City Council.

Upon no further inquiry, comment or discussion, Council President Vasquez referred the item to the Ordinance Committee.

**Doc. 326/18: Ref. to Ord. Cmt.**

## **VII. WITHDRAWALS:**

### **Doc. 38/18: Crime Topics for Review – Counc. Laplante –Public Safety Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez presented a motion to withdraw the above matter from the City Council Agenda as pending before the Public Safety Committee. The motion was seconded by Councilor Payano and Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda.

**Doc. 38/18: Withdrawn**

## **VIII. OLD BUSINESS:**

### **Doc. 189/18: A&M Auto Body, Inc. – 341 South Broadway – Request to amend the Zoning Map 97, Parcels 18 and 19 from R-2 to B-1-Attorney Peter J. Caruso – Petition to Amend Zoning Defeated on 10-16-18 – Motion to Reconsider Vote of 10-16-18 Approved – Petition to Amend Zoning Approved**

Upon being granted the floor, Councilor Payano presented a motion to reconsider the vote taken on October 16, 2018. The motion was seconded by Council Vice President Rodriguez and Council Members present voted by roll call vote to reconsider the vote taken on October 16, 2018 as follows: Yes-6; Present-1; Absent-2

Council Vice President Jeovanny Rodriguez - Yes

Councilor Brian DePena - Absent

Councilor Maria De La Cruz - Yes

Councilor Pavel Payano - Yes

Councilor David Abdoo - Present

Councilor Marc Laplante – Absent

Councilor Anna Levy - Yes

Councilor Estela Reyes - Yes

Council President Kendrys Vasquez – Yes

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Upon being granted the floor, Councilor Payano presented a motion to approve the matter as presented, which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Abdoo stated he will not vote to support the approval due to the fact that all necessary parties are not before the City Council and only the immediate abutter, Jeffery Petrillo, is present.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted by roll call vote to approve the matter as follows: Yes-6;

No-1; Absent-2

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Absent  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 189/18: Motion To Reconsider/Petition Approved**

#### **IX. TABLED MATTERS:**

**Doc. 168/18: Americans with Disabilities Act: Poll Accessibility Citations DOJ–  
 [Executive Session Anticipated] [T] [08-21-18] – Tabled**

Councilor Levy presented a motion to remove the item from the table which was seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

Upon being invited City Engineer Milagros Puello addressed the City Council providing information about all repairs made to date and the continuing effort to address repairs necessary as cited in the violations cited by the Department of Justice in September of 2-16. She stated that additional work is necessary to complete some of the violations and explained that poll locations where violations cannot be remediated or repaired may have to be changed as determined by the City Council.

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Upon being invited to address the Council, City Clerk William Maloney informed the City Council that a failure to remediate and repair all violations could result in action necessary by the City Council to determine whether or not those locations that are not in compliance with the American with Disabilities Act as cited by the Department of Justice will have to be moved. He stated further that the decision to move poll locations is a determination reserved to the City Council Members as publicly elected representatives of the City of Lawrence. Locating polling places may rest upon the greater public good tempered by the lawful requirements of the Department of Justice and other public regulatory authorities.

Upon being granted the floor, Councilor Levy thanked the City Engineer for her assistance and expertise.

Upon being granted the floor, Council Vice President Rodriguez commented that the item in retrospect has been addressed properly and successfully by the ADA Task Force with the guidance and expertise of the City Engineer.

Upon no further inquiry comment or discussion, Council Vice President Rodriguez presented a motion to “table” the item. The motion was seconded by Councilor Payano and unanimously [7-0] approved by Council Members present.

**Doc. 168/18: Tabled**

**Doc. 66/15: Taxi/Livery Tenants of Building with Delinquent Property Taxes/Betterments – Proposed Ordinance–Council Pres. Maldonado - Public Hrg [closed 6-16-15] – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to take Doc. 66/15 off the table and to withdraw the item from the City Council Agenda as pending before the Ordinance Committee. The motion was seconded by Council Vice President Rodriguez and Council Members present voted unanimously [6-0] to withdraw the item from the City Council Agenda [Councilor Abdoo being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 66/15 Withdrawn**



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**Doc. 212/15: Staffing and Budget considerations [executive session]—Council Pres. Maldonado (Executive Session anticipated pursuant to G.L. 30A, § 21 (3) To discuss strategy with respect to collective bargaining or litigation when an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares); - Withdrawn**

Upon being recognized, Councilor Reyes moved to take Doc. 212/15 off the table and withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Council Vice President Rodriguez and Council Members present voted unanimously [6-0] to withdraw the item from the City Council Agenda [Councilor Abdoo being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 212/15: Withdrawn**

**Doc. 151/17: Outside Counsel to be hired to represent City Attorney [Executive Session Anticipated][City Atty Boddy][4-18-17: Aprvd & Tabled] – Withdrawn**

Upon being recognized, Councilor Reyes moved to take Doc. 151/17 off the table and withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Payano and Council Members present voted unanimously [6-0] to withdraw the item from the City Council Agenda [Councilor Abdoo being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 151/17: Withdrawn**

**Doc. 172/18: Presentation by Abbott Lawrence Academy Speech Competition Winner – Council Pres. Vasquez – Withdrawn**

Upon being recognized, Councilor Reyes moved to take Doc. 172/18 off the table and withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [6-0] to withdraw the item from the City Council Agenda [Councilor Abdoo being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 172/18: Withdrawn**

[Wednesday, November 7, 2018]

**Doc. 244/18: City Attorney Application Review & Appointment Consideration –  
Council Pres. Vasquez [Executive Session Anticipated][T][11-07-18]- Tabled**

Councilor Reyes presented a motion to remove the item from the table which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [6-0][Councilor Abdoo being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Payano presented a motion to re-post the position.

A discussion ensued between Councilor Reyes and Councilor Payano regarding the motion presented by Councilor Payano and the impact it may have on the selection process.

Council President Vasquez indicated that he does not support the motion presented by Councilor Payano because it will adversely affect the process and actions taken to further progress of the selection of a City Attorney to date.

Upon being granted the floor, Councilor De La Cruz stated the City Council has taken certain action regarding this matter and it would be a waste of time to start the process again. She stated it would be unfair to re-open the process.

Upon being granted the floor, Councilor Reyes presented a motion to approve Eileen Bernal as the City Attorney. The motion was seconded by Councilor De La Cruz and Council Members present voted by roll call vote and defeated the motion as follows: Yes-4; No-3; Absent-2

Councilor Estela Reyes - Yes  
Councilor Anna Levy - No  
Councilor Marc Laplante - Absent  
Councilor David Abdoo - Yes  
Councilor Pavel Payano - No  
Councilor Maria De La Cruz - Yes  
Councilor Brian DePena - Absent  
Council Vice President Jeovanny Rodriguez - No  
Council President Kendrys Vasquez – Yes

Upon conclusion of the vote recorded, the City Clerk informed the Council Members that the vote failed due to the lack of a fifth vote. In response, Council President Vasquez suggested that a majority vote of the Council Members present is the voting standard required for approval stating that City Clerk Maloney had

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informed him that such is the case. In response, City Clerk Maloney disagreed with the analysis and stated that a majority of all Council Members is required for approval citing City Council Rule 8 and State Law as defining how a majority vote is determined.

Upon being granted the floor, Councilor Payano presented a motion to open the search process to all new individuals who wish to apply for the position within one month, publicize the call for applicants with the Massachusetts Bar Association and other local publications and refer the matter to the Committee of the Whole of the Lawrence City Council for further proceedings to consider all applications filed for the City Attorney position. The motion was seconded by Council Vice President Rodriguez.

Upon being recognized, Assistant City Attorney Corrigan [and current applicant for the available position as City Attorney] addressed the Council requesting that Councilor Payano articulate the qualifications of a City Attorney that he believes are not presented in the current applicants that he seeks to obtain from a call for new applicant. Councilor Payano provided information concerning the qualifications that he expects the City Attorney selected would possess. In response, Assistant City Attorney Corrigan stated he believes that the current applicants under consideration for the available position possess all the attributes and qualities necessary to be selected as the Lawrence City Attorney concluding that the process does not need to be re-opened as it will not yield additional candidates that are better qualified or better suited to be City Attorney.

Upon being granted the floor, Councilor De La Cruz stated she has confidence in the process and the status of the current matter.

Upon being granted the floor, Councilor Abdoo agreed with Councilor De La Cruz stating if the Council wishes to take up the matter again it is an insult the current candidates who participated in the process in good faith and on reliance in the process. He stated that starting the process again will only denigrate the process making it meaningless.

Upon being granted the floor, Councilor Reyes commented about the process that has taken to date and should be followed through.

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Upon being granted the floor, Councilor Payano stated reasons that he proposed to start the process from the beginning. A discussion ensued between Councilor Payano and Councilor Reyes regarding the reasons for following the process.

Upon being granted the floor, Councilor De La Cruz stated any decision of the Council may be subject to veto. She stated that the City Council has been considering the selection of a City Attorney for three months and a decision of the Council has to be made.

Upon being granted the floor, Councilor Payano stated he is presenting a different avenue for the Council Members to consider and that it is a valid course of action.

Council President Vasquez stated that he believes the selection process followed was administered fairly and that he does not support the motion to presented.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to the attention of the Council Members present and the motion was defeated by roll call vote as follows:

Yes-3; No-4; Absent-2

Council Vice President Jeovanny Rodriguez - No  
 Councilor Brian DePena - Absent  
 Councilor Maria De La Cruz - No  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - No  
 Councilor Marc Laplante – Absent  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - No  
 Council President Kendrys Vasquez – No

Upon being granted the floor, Councilor Reyes presented a motion to suspend the rule of the City Council in order to present the matter for further consideration. A second to the motion was never received.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to table the item. The motion was seconded by Councilor Levy and Council Members present voted unanimously [7-0] to approve the motion to table the item.

**Doc. 244/18: Motion to Approve Eileen Bernal/Defeated**

**Doc. 244/18: Motion to Re-Open Application Process /Defeated**

[Wednesday, November 7, 2018]

**Doc. 244/18: Tabled**

The following items remained “tabled” without further action:

- 39/10 Charter Review [Public Hearings as needed]
- 148/11 Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
- 224/13 Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14 Military/Veteran Recognition-Counc. Laplante
- 175/14 Security regulations at nightclubs – Counc. Laplante – Ord. Cmt. [T][09-05-18]
- 197/14 Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14 Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 198/17 Director of the Bellevue Cemetery–Creation of an Ordinance for new position–Nick Kolofoles, Chairman [T][10-16-18]
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 324/17 Disposition - 119 May Street – Tax Map 211, Lot 10-Laiza St. Onge, Asset Officer – Hous. Cmt.[T][09-05-18]
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Counc. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Counc. Levy–Public Hearing Open [8-21-18]
- 147/18 Parking – Stearns Ave [296-296A Lawrence St] – 15 minute – Council Pres. Vasquez [T][08-21-18]
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Pol Accessibity Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 190/18 Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]

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- 244/18 City Attorney Application Review & Appointment Consideration – Council Pres.[Executive Session Anticipated][T][09-18-18]
- 250/18 Office of the City Attorney - Deed Restrictions for 56-58 Bromfield Street – Request to lift – Brian T. Corrigan, Assistant City Attorney – Ord. Cmt.[T][09-05-18]
- 288/18 Private Livery & Taxis Services Office-Meditran, LLC - 49 Blanchard Street Ste. 207-3-Jose L. Fernandez –Sgt. Mélix Bonilla, Lawrence Police Dept. – Ord. Cmt.[T][09-05-18]
- 292/18 Resolution - Boys “Thunder” Beyond Soccer Program - Couns.Abdoo and Laplante [T][08-21-19]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Couns. Abdoo and Laplante [T][08-21-19]
- 321/18 Order Pursuant to G.L. c. 56, sec. 60 issued by William F. Galvin, Secretary of the Commonwealth – Council Vice Pres. Rodriguez [T][09-18-18]
- 328/18 Lawrence Emergency Response- Council. Payano[T][09-18-18]
- 336/18 State Election Update-Poll Locations and Impact of Recent Disaster-Early Voting-Other matters-William J. Maloney, City Clerk [10-02-18][T]

## **X. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members

present and referred each to the Council Subcommittee as indicated:

- 353/18 Handicapped Parking – 15 West Street – to be removed – Ramon Hiraldo – Ref. to Ord. Cmt.
- 354/18 Chickering Road– Name to be changed to Leonel Rondon – Council. DePeña- Ref. to Ord. Cmt.
- 355/18 Arlington Street – One Way [30 minutes from 3pm to 3:30pm] in front of the Arlington School – Council. DePeña – Ref. to Ord. Cmt.
- 356/18 Prospect and Ferry Streets – 4-way stop – Council. DePeña and Council. Levy-Ref. to Ord. Cmt.
- 357/18 Railroad Street [Corner of Haverhill Street] – to install set of lights – Council. DePeña-Ref. to Ord. Cmt.
- 358/18 Parking – Sunset Avenue – One Side Only [from Lawrence Street on] – Council. DePeña –Ref. to Ord. Cmt.
- 359/18 No Parking in front of 93 Greenwood Street – Council. DePeña-Ref. to Ord. Cmt.
- 360/18 Willow Street – One Side Parking [from Center Street to Methuen Line] – Council. DePeña-Ref. to Ord. Cmt.
- 361/18 Water and Sewer Department-Grant from the Department of Energy Resources [DOER]-[12,500.00]-Brian Peña, Commissioner – Ref. to Budget & Finance Cmt.
- 362/18 Disclosure by Municipal Employee – Frank Martin, Captain Lawrence Fire Department-Ref. to Ord. Cmt.
- 363/18 Property Tax Classification for Fiscal Year 2019 – Hearing – Lawrence Board of Assessors-Ref. to Budget & Finance Cmt.
- 364/18 Cellco Partnership/Verizon Wireless-Install small cell communication equipment on Glenn Street – Daniel D. Klasnick, Esq. – Ref. to Ord. Cmt.
- 365/18 Cellco Partnership/Verizon Wireless-Install small cell communication equipment on Hampshire Street -Daniel D. Klasnick, Esq. – Ref. to Ord. Cmt.
- 366/18 Taxi Medallion Transfer-From Antonio Difo to Marcos Regalado-Sgt. Mélix Bonilla, Lawrence Police Dept.,Hackney Division-Ref. to Ord. Cmt.

## **XI. ADJOURNMENT:**

[Wednesday, November 7, 2018]

Upon Motion of Council Vice President Rodriguez duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn.

**ADJOURNED**  
**(09:36p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday November 20, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, November 20, 2018** at 7: 16 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Present;  
Councilor David Abdoo [District E Councilor] – Present;  
Councilor Pavel Payano [Councilor At Large] — Present;  
Councilor Maria De La Cruz [Councilor District A] Present;  
Councilor Brian DePena [Councilor At Large] Present;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

Approximately Twenty-three [23] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted September 18, 2018, October 2, 2018 and Oct. 16, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor DePena to approve the minutes as presented duly seconded by Councilor Reyes, the Council Members present voted unanimously [9-0] to approve the minutes.



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## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Frankie Caraballo, 139 Saratoga Street, Lawrence, MA stated he has a plan to raise money for the Recreation Department in order to add funds to the current budget and provide more programs through the department.

Homayoun Maali, 53 Chester Street, Lawrence, MA spoke about the gas disaster caused by Columbia Gas Company on September 13, 2018. He urged the City Council and Mayor to support the Lawrence Police Department and their unions. He stated that the Massachusetts Attorney General should file criminal action and empanel a grand jury to consider action against the Columbia Gas Company. He praised newly appointed Lawrence School Superintendent Cynthia Paris and the School Department Public Safety Officers. He stated that Lawrencians continue to suffer during this Thanksgiving Holiday because of the loss of gas service to provide heat to home and cooking fuel forcing residents affected by the gas explosions to be housed in hotels and housing encampments established at the South Lawrence Common and near Lawrence High School.

Richard Russell, 34 Cross Street, Lawrence, MA stated that he does not believe Chestnut Street should be re-named for Leonel Rondon, the teen killed when a house exploded from over pressurized gas on September 13, 2018. He suggested that a commemorative plaque or other memorial would be fitting and appropriate. He stated that the re-naming of a street is more than just a minor inconvenience for those who live on it because of the changes that will be required to everything from personal address identification to the public as well as all the individual changes that have to take place for individual mail, finance, taxation, driver's licenses, car registrations and a myriad of other items that will be required to reflect the new street name. He stated that he agrees with the intention but the manner of expressing it is not reasonable. He also criticized the manner which the Council

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Members conduct business at City Council and Subcommittee Meetings suggesting that taking recesses to privately discuss items presented in public is not permissible.

**III. PUBLIC HEARINGS:** - None

**IV: Communication from Mayor, City Officials & City Attorney:** - None

**V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 368/18: Resolution – In Recognition of the Lawrence High School Girls Volleyball Team – 2018 Conference Champions – Council Vice Pres. Rodriguez – Presented**

Council President Vasquez brought the item to the attention of the Council Members present and called upon Council Vice President Rodriguez to present the Resolutions.

Council Vice President Rodriguez introduced the 2018 Lawrence High School Girls Volleyball Team and Coaches recognizing them for their accomplishment as the 2018 State Champions.

The following team members and coaches were recognized:

**2018 Lawrence High School Girls Volleyball Team**

**Coaches:**

Coach Marino valdez -coach of the year  
 Coach Leti Valdez - Assistant coach  
 Coach Fela Lebron  
 Coach Joaquin Batista

**Team Members:**

Alondra Dávila -MVP (Captain)  
 Chantal Melgen (Captain)  
 Vielka Sánchez- (Captain )  
 Yemayma Molina  
 Amaiya Lu  
 Maria Reyes  
 Alexa Inoa  
 Angie Concepcion  
 Emely Collado  
 Lynsey Lawrence  
 Kimberly Aquino  
 Yoneli Bautista  
 Carol Ferreras  
 Dajalee Torres  
 Adimir Heredia

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Coach Marino Valdez thanked the City Council for the recognition and provided highlights and achievements of the Lawrence High School Girls Volleyball Team stating that the Coaches emphasize education through athletics.

**Doc. 368/18: Presented**

Council President Vasquez called the following three items to the attention of the Council Members as appearing on the Agenda which were referred as indicated:

**Doc. 369/18: Appropriation Transfer – From: Lawrence Disability Commission Budget to Spending Account [15,000.00] – Joan Finocchiaro, Chairperson – Ref. to Budget & Finance Cmt.**

**Doc. 374/18: Appropriation Transfer – Office of the Mayor – From: Free Cash Account #01-3590 to Litigation Account #010413-5305 – [500,000.00][EXECUTIVE SESSION ANTICIPATED]– Mayor Dan Rivera –Ref. to Budget & Finance Cmt.**

**Doc. 375/18: FY 2019 Office of the Mayor Supplemental Budget Request for the Lawrence Public Schools [1,661,256.00]-Mayor Dan Rivera-Ref. to Budget & Finance Cmt.**

**Doc. 369/18: Ref. to Budget & Finance Cmt.**

**Doc. 374/18: Ref. to Budget & Finance Cmt.**

**Doc. 375/18: Ref. to Budget & Finance Cmt.**

**Doc. 363/18: Property Tax Classification for Fiscal Year 2019–Hearing – Lawrence Board of Assessors – Budget and Finance Cmt. – Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Laplante presented a motion to receive the report of the Budget & Finance Committee with no recommendation. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] received by the Council Members present.

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 363/18: Public Hearing Ordered**

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**Doc. 367A/18: Appropriation Transfer–Department of Public Works–From: Free Cash to Police Trailer Replacement [Project No. 30213][125,000.00]–Carlos Jaquez, Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the appropriation Transfer as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [9-0] approved by the Council Members present.

**Doc. 367A/18: Approved**

**Doc. 367B/18: Appropriation Transfer – Department of Public Works – From: Unspent Bond Proceeds to Special Projects Account - [Emergency Parking Beacon System][200,000.00]– Carlos Jaquez, Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the appropriation Transfer as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Public Works Director Carlos Jaquez concerning plans to implement a system of blue light warnings and parking ordinance enforcement during snow emergencies. Director Jaquez informed the Council Members that the system would be used in conjunction with other methods in order to notify residents of a declared snow emergency and that winter parking regulations are in effect. He provided the City Council Members with information about how other cities and towns utilize similar systems to implement emergency procedures during snow storms. He stated the proposed “blue light beacon warning system” would utilize existing traffic signal locations and existing electricity sources to provide power to the system. He stated that remote areas of the City will be supplied with new electric service to establish a site location for the warning beacon lights. Director Jaquez stated that the blue light system could be installed and operational in approximately four to six weeks.

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Upon being granted the floor, Councilor Abdoo stated he supports the appropriation as it will help provide another manner which winter parking will be more effective and it will help solve parking enforcement problems associated with the winter parking ordinance.

Upon being granted the floor, Councilor Reyes asked about enforcement during non-emergency periods stating that residents are often cited for parking violations and vehicles are towed even if there isn't a snow emergency. In response, Director Jaquez stated that several media outlets will be used to communicate the declaration of a snow emergency and the necessity of complying with the winter parking ordinance. He stated that social media, radio stations and possibly a reverse email or text notification sent to individual cell phones may be used to communicate notice of snow emergencies to the public in conjunction with the "blue light beacon system". He explained that amendments to the winter parking ordinance are being considered for approval in order to better enforce the winter parking provisions during declared snow emergencies. He clarified that the current winter parking ordinance will remain in place through the 2018-2019 winter season with the amended ordinance put into place for the 2019-2020 winter season if approved.

Upon being granted the floor, Councilor Levy asked Director Jaquez about the effectiveness of the emergency notification system suggesting that residents may not be aware of a snow emergency that may be declared during early morning hours which may cause many to miss the notification subjecting them to immediate enforcement measures during that time. In response, Director Jaquez stated that a common sense approach to the manner of enforcement will take into consideration the time of day or night that a snow emergency is declared.

Upon being granted the floor, Councilor De La Cruz stated that the short period of time available to implement the emergency notification plan and all its components may not be sufficient to reach a significant number of residents to assure they are aware of the new program. She suggested the information be disseminated to the public first and enforcement of penalties be suspended until it can reasonably be assured that everyone is aware of the system of notification and its consequences. Director Jaquez stated the current winter parking ordinance is presently in place and effective with enforcement provisions that have been effective for many years.

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The blue light notification system and additional methods of communication will complement the current winter parking ordinance until the required amendments are approved and in place for the following winter. He suggested that this manner of implementing the new notification system and communication will have the least adverse effect on residents.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Director Jaquez concerning the implementation of the notification program. He also asked Finance Director Ianello about the ability to transfer the requested funds in time to finance the project. Director Ianello informed the Council that upon approval the funds will be allocated and made available for payment in a timely manner.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the appropriation transfer presented by Councilor Laplante, as seconded by Councilor Abdoo, the Council Members present voted unanimously [9-0] to approve the appropriation transfer.

**Doc. 367B/18: Approved**

## **VI. COMMITTEE REPORTS:**

**DOC. 361/18: Water and Sewer Department-Grant from the Department of Energy Resources [DOER]- [12,500.00]-Brian Peña, Commissioner- Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by Council Members present.

**DOC. 361/18: Approved**

**VII. WITHDRAWALS:** - None

## **VIII. OLD BUSINESS:**

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**Doc. 189/18: A&M Auto Body, Inc. – 341 South Broadway – Request to amend the Zoning Map 97, Parcels 18 and 19 from R-2 to B-1-Attorney Peter J. Caruso-Approved by Reconsideration on 11-7-18 - Letter to request to the Lawrence City Council to Rescind its Vote to Approve of 11-7-18 presented by Attorney Sean P. Gleason- No Action by the Council Members**

Council President Vasquez introduced the request of Attorney Gleason and informed the Council Members of the action of the City Council concluding with approval of the petition to rezone the area subject to the petition by a vote of the Council Members on 11-7-18 upon the approval of a motion to reconsider the vote of the City Council defeating the petition request to amend the zoning ordinance on 10-16-18 as recorded.

Upon being recognized, Attorney Scott Gleason appeared on behalf of Jeffery Petrillo a property owner abutting the land subject to the petition to amend the zoning map as presented for consideration in this matter. Attorney Gleason addressed the City Council and asked that the Council Members rescind its vote of November 7, 2018 resulting in approval of an amendment to the zoning map concerning the land subject to the petition filed. Attorney Gleason stated that the vote of the City Council defeating the measure on October 16, 2018 was improperly reconsidered by the Council Members based on a motion to reconsider presented the City Council Meeting on November 7, 2018 which should not have been allowed based on the Rules of the City Council, current Massachusetts laws and applicable cases addressing the procedure engaged to obtain the approval of the zoning amendment by vote of the City Council on November 7, 2018. Attorney Gleason presented a written memo providing a legal analysis of Massachusetts law and cases regarding his client's position for consideration of the Council Members.

Upon no further discussion, comment or inquiry, Council President Vasquez called upon the Council Members present to consider the matter presented. The matter was concluded with no action by the Council Members present,

**Doc. 189/18: Request to Rescind/No Action**

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**Doc. 340B/18: FY 2019 Supplemental Appropriation-Lawrence Public Schools-School Building Maintenance-01422987-5421 [1,661,256.00]-Mayor Dan Rivera-Budget and Finance Cmt-Charter Objection on 11-07-18 by Council Vice Pres. Rodriguez- Tabled**

Council President Vasquez introduced the item presented informing the Council Members that a Charter Objection was entered by Council Vice President Rodriguez on November 7, 2018 and appears before the Council Members at this meeting of the City Council pursuant to the City Charter.

Upon being granted the floor, Councilor Payano presented a motion to approve the appropriation presented in the amended amount of 1,661,255.00. The motion was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Payano addressed the City Council Members stated the City Council should consider the item presented and approve the appropriation suggesting that the use of the funds reflected in the document provided must be applied for the purpose it is presented.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Finance Director Ianello about the effect of an approval and if conditions can be placed upon the use of funds that are appropriated for use by the Lawrence School Department. In response, Director Ianello informed the Council Members that the City Council is only able to consider the appropriation requested for approval but cannot lawfully impose conditions that require the funds be used in any particular manner.

Upon being granted the floor, Councilor Laplante stated that he notices there is a similar item [Doc.375/18] appearing on the City Council Agenda which was referred to the Budget and Finance Committee for further proceedings. A discussion ensued regarding the parliamentary manner by which both items may exist simultaneously on the City Council Agenda until one or both of them are resolved and concluded.

Upon no further discussion, comment or inquiry, Councilor Payano moved to “table” document 340B/18. The motion was seconded by Councilor Levy and unanimously [9-0] approved by Council Members present.

**Doc. 340B/18: Tabled**



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**Doc. 362/18: Disclosure by Municipal Employee –  
Frank Martin, Captain Lawrence Fire Department-Ord. Cmt – Approved**

Upon being recognized, Councilor Laplante presented a motion to approve the item presented. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [9-0] to approve the item presented.

**Doc. 362/18: Approved**

**ITEMS ADDED AT THE MEETING**

**Doc. 290/18: James J. O'Neill Memorial Park – Amendments of the City Zoning Ordinance Map –  
Dan McCarthy, Land Use Planner – Public Hearing Ordered**

Upon being recognized, Councilor Reyes presented a motion to discharge the Ordinance Committee and suspend the Rules of the City Council in order to add the item to the City Council Agenda to allow the Council Members to consider ordering a public hearing on the measure. Councilor Reyes stated that the measure concerns City property that is subject to current application and consideration of federal grant funding to improve public property and time is of the essence to assure the real property subject to the petition is accurately zoned to be eligible for the available grant funds to benefit the public. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by Council Members present.

Upon being granted the floor, Councilor Reyes moved to order a public hearing on the measure presented. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by Council Members present.

**Doc. 290/18: Public Hearing Ordered**

**IX. TABLED MATTERS:**

**Doc. 198/17: Director of the Bellevue Cemetery–Creation of an Ordinance for new position–Nick Kolofoles,  
Chairman [T][10-16-18] – Tabled**

Councilor Reyes presented a motion to remove the item from the table which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

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Upon being granted the floor, Council Vice President Rodriguez presented a motion to amend the grade level from level one to grade level 7 which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Payano discussed prior compensation classifications previously put into place which requires a supportive evaluation of the position in order to assign an appropriate salary grade.

Upon being recognized, Council Vice President Rodriguez discussed the reasons the City Council is permitted to assign a grade level to the ordinance.

Councilor Payano continued by asking if the position entails a grade level 1 assignment. He stated that it is his understanding that the Personnel Department prepares a salary analysis of positions to be filled by ordinance or other means. He stated that he has not seen an analysis of the salary structure for the position from the Personnel Department and suggested that Personnel Director Bonet should submit a salary range evaluation to allow the Council Members the ability to reasonably determine the salary range of the position subject to the ordinance presented for consideration.

Upon being granted the floor, Councilor De La Cruz suggested that the person who is placed in the position bring effective changes to the Bellevue Cemetery. A discussion ensued among the Council Members discussing the procedure followed to approve the measure.

Upon being granted the floor, Councilor Levy stated that the Cemetery Board will be authorized to set the salary.

Council President Vasquez explained that the Council is responsible for setting the salary grade of the position which will establish the salary range available.

Upon invitation, Cemetery Board Director Nick Kolofoles provided the City Council with information about the duties and responsibilities of the current Cemetery Director.

Upon being granted the floor, Councilor Laplante thanked former City Council Member Kolofoles for his service during his years as City Councilor for District D. He stated that there are often unintended consequences that flow from adjusting salaries which may result in causing other employees to question their pay scale and pay

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rates which could result in increased compensation to other employees due to action taken on an entirely different matter. He suggested that the salary structure remain the same and that issues of over-time compensation be addressed.

Upon being granted the floor, Council Vice President Rodriguez stated that the new position does not allow over-time compensation.

A discussion ensued among Councilor Laplante and Director Kolofos regarding over-time compensation.

Upon being granted the floor, Councilor Payano stated the current issue is to establish the grade level of the position and matters concerning compensable over-time also need to be addressed. Councilor Payano stated that it is necessary to first obtain a salary analysis from the Personnel Department.

Upon being recognized, Councilor Payano presented a motion to send correspondence to Personnel Director Bonet to request information regarding salary evaluation be provided and for his presence at the next City Council Meeting. The motion was seconded by Councilor Laplante and unanimously [9-0] approved by Council Members present.

Council President Vasquez stated the item presented is before the Council Members for consideration of approval

Upon being recognized, Councilor Laplante moved to “table” the item. The motion was seconded by Councilor Payano and unanimously [9-0] approved by Council Members present.

#### **Doc. 198/17: Tabled**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
175/14	Security regulations at nightclubs – Counc. Laplante – Ord. Cmt. [T][09-05-18]
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
337/15	E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.

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- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
- 198/17 Director of the Bellevue Cemetery–Creation of an Ordinance for new position–Nick Kolofoles, Chairman [T][10-16-18]
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 324/17 Disposition - 119 May Street – Tax Map 211, Lot 10-Laiza St. Onge, Asset Officer – Hous. Cmt.[T][09-05-18]
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Counc. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Counc. Levy–Public Hearing Open [8-21-18]
- 147/18 Parking – Stearns Ave [296-296A Lawrence St] – 15 minute – Council Pres. Vasquez [T][08-21-18]
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Poll Accessibility Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 190/18 Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]
- 244/18 City Attorney Application Review & Appointment Consideration – Council Pres.[Executive Session Anticipated][T][09-18-18]
- 250/18 Office of the City Attorney -Deed Restrictions for 56-58 Bromfield Street – Request to lift – Brian T. Corrigan, Assistant City Attorney – Ord. Cmt.[T][09-05-18]
- 288/18 Private Livery & Taxis Services Office-Meditran, LLC - 49 Blanchard Street Ste. 207-3-Jose L. Fernandez –Sgt. Mélix Bonilla, Lawrence Police Dept. – Ord. Cmt.[T][09-05-18]
- 292/18 Resolution - Boys “Thunder” Beyond Soccer Program - Councs.Abdoo and Laplante [T][08-21-18]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Councs. Abdoo and Laplante [T][08-21-18]
- 321/18 Order Pursuant to G.L. c. 56, sec. 60 issued by William F. Galvin, Secretary of the Commonwealth – Council Vice Pres. Rodriguez [T][09-18-18]
- 328/18 Lawrence Emergency Response- Counc. Payano[T][09-18-18]
- 336/18 State Election Update-Poll Locations and Impact of Recent Disaster-Early Voting-Other matters-William J. Maloney, City Clerk [10-02-18][T]

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352/18 Invitation to Mr. Stephen Bryant, Pres. of Columbia Gas to be present @ City Council -Counc.  
DePeña [11-07-18][T]

## **X. NEW BUSINESS:**

Council President Vasquez brought the matters listed below to the attention of the Council Members present and referred each to the Council Subcommittee as indicated:

- 370/18 Office of Planning and Development – Parkland Acquisitions and Renovation for Communities [PARC] Program Resolution for Improvements to James J. O’Neill Memorial Park – Susan E. Fink, Manager of Financial and Administrative Services – Ref. to Budget & Finance Cmt.
- 371/18 Office of Planning and Development – Tufts Health Plan Foundation Grant to Mayor Task Force - [10,375.00] – Susan Fink, Manager of Financial and Administrative Services – Ref. to Budget & Finance Cmt.
- 372/18 Department of Public Works - Authorization to Expend Funds from the Commonwealth Transportation Infrastructure Enhancement Trust Fund in accordance with MGL Chapter 44, Section 53A – Carlos Jaquez, Director – Ref. to Budget & Finance Cmt.
- 373/18 Office of the City Attorney – Prior Fiscal Year’s Unpaid Bills: Middlesex County Sheriff’s Office [53.06] & O’Brien and Levine Court Reporting [235.74]-Raquel D. Ruano, Acting City Attorney – Ref. to Budget & Finance Cmt.
- 376/18 Lawrence Police Department – FY 2019 Support and Incentive Grant [293,088.00]–Roy P. Vasque, Chief of Police – Ref. to Budget & Finance Cmt.
- 377/18 Lawrence Police Department – FY 2019 State 911 Department Training and EMD Grant/Regulatory Compliance Grant [162,246.02]–Roy P. Vasque, Chief of Police – Ref. to Budget & Finance Cmt.
- 378/18 Handicapped Parking – 102 Bailey Street – Xiomara Blanco –Ref. to Ord. Cmt.

## **XI. ADJOURNMENT:**

Upon Motion of Councilor Reyes duly seconded by Councilor Levy, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(09:21p.m.)**

Attest:

William J. Maloney  
City Clerk

**MINUTES OF THE MEETING**  
**OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday December 4, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, December 4, 2018** at 7: 05 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Council Vice President Rodriguez presiding over the meeting.**

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Absent at roll call;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Absent at roll call;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] - Absent at roll call;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Absent;

Councilor DePena arrived at 7:06 p.m.  
 Councilor Laplante arrived at 7:07 p.m.  
 Councilor Payano arrived at 7:10 p.m.

**Other attendance matters:**

Approximately Seventy-two [72] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

**I. APPROVAL OF MINUTES:**

Due to the absence of Council President Vasquez, Council Vice President Rodriguez presided over the City Council Meeting and called the session to order.

Council Vice President Rodriguez informed the Council Members present that the minutes of City Council Meetings conducted November 7, 2018 and November 20, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

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Upon the motion of Councilor Abdoo to approve the minutes as presented duly seconded by Councilor Reyes, the Council Members present voted unanimously [6-0] to approve the minutes. [Councilor Payano and Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

## **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:

Tom Duggan, editor of the Valley Patriot print media publication, 75 Main Street, No. Andover, MA discussed Mayor Rivera's adverse position on homelessness and recent action taken to stop humanitarian efforts intended to feed the homeless. He suggested Council Members exercise its authority to withhold funding for budget appropriations sponsored by Mayor Rivera in order to obtain administrative approval of budgetary measures the City Council wishes to advance.

Andrea [last name unknown], 208 Caulkins Street, Lawrence, MA asked the Council to allow "The Movement Family" [hereinafter referenced as "TMF"] to help feed the homeless [referencing recent provisions by TMF to provide free meals to the homeless at the Buckley Garage and Bus Station].

Stephen Comley, Sr. of Rowley, MA spoke in support of the Nuclear Regulatory Commission and Nuclear Power.

Homayoun Maali, 53 Chester Street, Lawrence, MA stated that Columbia Gas is driven by corporate greed and commented that the good work of the first responders to the gas explosions of September 13, 2018 save lives and property. He commented on the valued service of Lawrence Police Chief Roy Vasque, Members of the Lawrence Police Department and their Unions, and Lawrence School Superintendent Cynthia Paris. He stated Massachusetts Attorney General Maura Healy should file criminal proceedings against The Columbia Gas Company for the loss of life and property resulting from its gross negligence allowing high pressured gas to be

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released in South Lawrence this past September. He also spoke in support of efforts to feed and house the homeless in Lawrence.

Richard Russell, 34 Cross Street, Lawrence, MA stated he has provided food to the homeless and stated that there are many Veterans in need of housing and assistance. He discussed the Mayor's ban of homeless at the Buckley garage and bus stop stating that the reason that the Mayor took action to remove them TMF group from the bus station is due to the fact that they are homeless and do not vote.

Samuel Salib, 117 Millville Circle Salem, N.H. spoke in support of the homeless in Lawrence citing various charitable groups and shelters available to provide assistance. He stated the TMF group should be allowed to provide food for the homeless.

Michael Gorman, 826 Riverside Drive, Methuen, MA stated he is the founder of the TMF group and conducted meetings at the Buckley Bus Station to feed the homeless and offer detox treatment.

Janira Wheatley, 30 Moose Hill Rd., Hudson, N.H. spoke in support of the homeless in Lawrence and the TMF support providing food to the homeless.

Rosanne Valerio, 321 Washington St. Haverhill, MA spoke in support of the homeless and TMF group.

Jennifer Melendez, 356 Jackson Street, Lawrence, MA suggested abandoned buildings in Lawrence be used for homeless shelters. She spoke in support of the TMF group.

Bryan Tapia, 150 Walnut Street, Lawrence, MA asked the City Council to assist the homeless in Lawrence.

Christopher Caissie, 14 Greenwood Street, Salem, N.H. spoke in support of the TMF feeding program.

Upon being recognized Councilor Abdoo presented a motion to extend Public Participation beyond the allotted thirty minutes and to provide an additional thirty minutes to allow for public comment of those wishing to address the Council. The motion was seconded by Councilor Reyes and the Council Members present approved the extension by roll call vote as follows: Yes-7; No-1; Absent-1

Councilor Estela Reyes - Yes

Councilor Anna Levy - Yes

Councilor Marc Laplante - No

Councilor David Abdoo - Yes



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Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Absent

The following individuals addressed the City Council Members and spoke in support of providing assistance to the homeless in Lawrence and in support of the TMF group requesting the group be allowed to continue its activities to feed the homeless and provide counseling to end addiction:

Edith Sambay, 176 Howard Street, Lawrence, MA.

Abimelec Gonzalez, 36 Pine Street, Methuen, MA.

Vanessa Jimenez, 67 Maple Street, Lawrence, MA.

Kyana Rivera, 65 Midland Street, Lawrence, MA.

Janer Murphy, 152 Bridge Street, Salem, MA.

Luis Diaz Montanez, 252 Farnham Street, Lawrence, MA.

Carlos Mora, 23 Magnolia Street, Lawrence, MA.

Jason Gadomski, 461 Andover Street, Lawrence, MA.

Mark Fraleigh, 134 Crossbow Lane, No. Andover, MA.

Christina Ortiz, 52 Adams Street, Lowell, MA.

Jocelyn Merced, 76 Inman Street, Lawrence, MA.

Mirca Mejias, 41 Freeman Street, Haverhill, MA.

Rich Payne, 21 Linwood Ave., Salem, N.H.

Zak Vieweg, 6 Cochrane Street, Methuen, MA.

Jershawn Brown, 49 Dracut Street, Lawrence, MA.

Marleni Paulino, 92 Market Street, Lawrence, MA.

An unidentified individual, read a statement from Alexis O’Neil in support of the TMF program.

Amanda Nohelty, 19 Arch Street, Haverhill, MA.

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Diana Gil, 25 Boxford Street, Lawrence, MA.

Mariella Rivera, Lawrence School Committee Member [District A], 2A Washington Street, Lawrence, MA spoke in support of the TMF program and spoke in support of the for the appropriation of G.L. Chapter 70 funds presented by the Christine Bufagna, Lawrence Public Schools Chief Financial Officer and Lawrence Finance Director Mark Ianello as presented in Document 340B/2018 and Document 375/2018.

Ariel Jerez 945 Riverside Drive, Methuen, MA spoke in support of the TMF program.

### **III. COMMITTEE REPORTS:**

#### **Doc. 366/18: Taxi Medallion Transfer - From Antonio Difo to Marcos Regalado - Sgt. Mélix Bonilla, Lawrence Police Department, Hackney Division – Ord. Cmt. – Approved**

Councilor Reyes presented a motion to take document 366/18 out of the order appearing on the agenda. The motion was seconded by Councilor DePena and unanimously approved by the Council Members present [8-0].

Upon being granted the floor, Councilor Reyes presented a motion to approve the petition to transfer the taxi license as presented. The motion was seconded by Councilor DePena.

Upon invitation Sargent Bonilla stated that the petition is presented by the Lawrence Police Hackney Division in accordance with the current City Ordinance requiring City Council approval of all taxi license transfers. He stated that the documents submitted are presented by the petitioner to the City Council through the Lawrence Police Department.

Upon no further inquiry, comment or discussion Council Vice President Rodriguez called the motion to approve and the Council Members present voted unanimously [8-0] to approve the Taxi Medallion transfer as presented in the petition presented.

**Doc. 366/18: Approved**

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#### **IV. PUBLIC HEARINGS:**

##### **Doc. 309/18: Stop Sign – 4-way – Howard and Platt Streets – Counc. Levy – Public Hearing held – Approved/30 days waived**

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council Vice President Rodriguez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve the measure and to waive any applicable 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter. The motion was seconded by Councilor DePena.

8:32 p.m. - Councilor Payano presented a motion to recess the Council proceedings, which was duly seconded by Councilor Reyes and unanimously approved by the Council Members present 8-0].

8:35 p.m. - Councilor Abdoo presented a motion to resume the Lawrence City Council Meeting and come out of recess, which was seconded by Councilor Levy and unanimously approved by the Council Members present [6-0][Councilor Payano and Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

##### **[Doc. 309/18: Continued]**

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve presented by Councilor Reyes, as seconded by Councilor DePena, the Council Members present voted unanimously [8-0] to approve the measure as presented.

**Doc. 309/18: Approved/30 days waived**

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**Doc. 334/18: Adopt of G.L. Ch. 59, s. 5 [41C] – Senior Citizen Tax Exemption Credit –  
Council Vice Pres. Rodriguez – Public Hearing held – Approved**

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Alexcy Vega, Chairman of the Board of Assessors addressed the City Council Members regarding the proposed measure presented for consideration. Assessor Vega explained that if the measure is adopted it will provide further and additional tax exemptions to elderly residents and property owners in the City of Lawrence. He stated that the approval of the measure will not adversely impact the current City Budget.

Upon being granted the floor, Councilor De La Cruz posed questions to Assessor Vega about the implementation of the program.

Upon being granted the floor, Councilor Laplante posed questions to Assessor Vega who provided examples of how the propped tax exemption will be administered.

Upon taking the floor, Council Vice President Rodriguez provided the Council Members and the public with additional examples of the manner which the proposed tax exemption will operate.

Upon being granted the floor, Councilor Payano asked Assessor Vega questions about dissemination of information to tax payers to provide them with notice that the tax exempt program is available. A discussion ensued between Councilor Payano and Assessor Vega regarding various methods of providing notice and information to tax payers.

Upon continuing, Councilor Payano suggested marketing the availability of the exemption which Assessor Vega suggested the City should make such marketing available to provide notice of availability and stated that the Assessor's Office has had success with notices provided as inserts with tax bills.

Upon being granted the floor, Councilor De La Cruz agreed that informational inserts with city tax bill and water bills would help disseminate the availability of the exemption program.

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Upon being granted the floor, Councilor Levy suggested any notices be provided in English and Spanish. In response Assessor Vega assured informed the City Council Members that information disseminated by the Assessor's Office is provided in English and Spanish.

Council Vice President Rodriguez highlighted key aspects of the statue if it is adopted.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve presented by Councilor Payano, as seconded by Councilor Levy, the Council Members present voted unanimously [8-0] to adopt the statutory provision presented for approval.

**Doc. 334/18: Approved**

#### **V. TABLED MATTERS:**

**Doc. 352/18: Mr. Stephen Bryant, President of Columbia Gas Company – appearance before the Lawrence City Council -Counc. DePeña-Presented-Withdrawn**

Councilor Payano presented a motion to remove the item from the table which was seconded by Councilor Levy and unanimously approved by the Council Members present [8-0].

Mr. Stephen Bryant, President of Columbia Gas Company thanked the City Council Members for the opportunity to appear before them in public and offered condolences and apologies to all Lawrence residents affected by the gas over-pressuring disaster of September 13, 2018. Mr. Bryant provided a summary of remedial actions taken by Columbia Gas to provide claims assistance, temporary housing and support and financial assistance to all affected. He stated that over 95% of residents and businesses have gas service restored.

Upon being granted the floor, Councilor DePena inquired about the number of Lawrence residents continued to be displaced due to the disaster which Mr. Bryant stated approximately 300 residents are presently displaced. In response to the request of Councilor DePena, Mr. Bryant provided his assurance that all people will be back in their homes by December 16, 2018 and all the replaced appliances that need to be “matched” to the appliances that existed prior to the explosions will be replaced and installed by December 1, 2019. Mr. Bryant

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stated that re-pavement of excavated streets is governed by specific state regulations and that it is better that the excavation effort occurred in the fall season which will allow for replacement in the following spring.

Councilor DePena asked for assurance that the same problem will not occur in North Lawrence. Mr. Bryant responded by stating that the Columbia Gas Company is taking short term and long term measures to assure that over pressurization will not recur. In response to Councilor DePena, Mr. Bryant stated that he expects that any gas distribution equipment that is used must be a higher quality than the equipment it replaces.

Upon being granted the floor, Councilor Reyes asked questions about the 5% of households who are having difficulty getting their service restored.

Upon being granted the floor, Councilor Laplante stated that miscommunication has occurred and continues to occur with residents who need appliances and gas service. He stated that the entire process has resulted in the disruption of individual schedules and the lives of residents in all of Lawrence. Mr. Bryant agreed that communication could be better and efforts will continue to make all remaining repairs as quickly as possible. Councilor Laplante also asked about restoring the parks and public property areas used as locations for temporary housing and trailers. He stated that the locations have sustained extensive damage due resulting from the use and that the excavation of streets will be damaged by the winter weather. He asked if Columbia Gas will committee to providing restoration and repairs as needed. Mr. Bryant stated that paving restoration will take place in the spring to assure excavations are completely repaired. Councilor Laplante stated that many believe that Columbia Gas should “suffer” as a result of the disaster it has caused affecting the lives, property, and livelihood of Lawrence residents. He suggested that a competitive energy source should be offered to provide gas service to Lawrence residence which Columbia Gas should not be considered a provider and further stated that Columbia Gas should not be allowed to operate in the Commonwealth of Massachusetts. Mr. Bryant disagreed with the suggestion that Columbia Gas Company be dissolved from service in the Commonwealth and stated that Lawrence residents will benefit from Columbia Gas remaining available as a gas service provider in the City of Lawrence.

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Upon being granted the floor, Councilor Abdoo commented on the depth of the impact that the loss of life and property caused to Lawrencians as a result of the events of September 13, 2018. He asked Mr. Bryant how the City Council Members could help Columbia Gas in this matter. Mr. Bryant responded by stating that the information and guidance that can be provided by the representatives of the Lawrence residents will help restore confidence by providing a conduit for communications to Columbia Gas for the needs of the residents of Lawrence. Mr. Bryant asked the Council Members to remain in direct contact with him and stated that he will continued to be available to the City Council Members at their convenience. Mr. Bryant stated that Columbia Gas remains available to anyone experiencing continued difficulty restoring service or experiencing failed restoration efforts.

Upon being granted the floor, Councilor De La Cruz thanked Mr. Bryant for being responsible. She stated that the streets need to be repaved to restore the beauty to the city.

Upon being granted the floor, Councilor Payano commented on the resilience and patience of the resident of Lawrence residents “whole” in all respects. Councilor Payano discussed various aspects which the gas disaster impacted live of individuals, children and families with potential long term effects. Councilor Payano asked about those families that remain without housing or restoration of service after December 16, 2018. Mr. Bryant stated that if there is an avenue of communication that remains available to those who continue to need assistance with restoration of service it will help assure all those who continue to be affected are provided with immediate assistance. Councilor Payano suggested that Columbia Gas needs to be pro-active in its communication with residents to assure their needs are being addressed. He stated that the streets that were excavated and patched need to be re-paved. Councilor Payano asked if replacement equipment and appliances that are not as energy efficient as the damaged appliances existing prior to the disaster will be replaced as well as to provide equipment that matches the equipment that was damaged. Mr. Bryant agreed that all equipment that is not energy efficient will be replaced by December 1, 2019 and equipment that needs to be “matched” with prior existing equipment has to be replaced as it becomes known which makes communication concerning these matter of great importance.

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Upon being granted the floor, Councilor Levy asked if Columbia Gas can guarantee the same problem will not occur in North Lawrence. Mr. Bryant stated that new protocol and equipment put in place are designed to assure that a similar disaster does not occur. Councilor Levy posed additional questions about repair services in South Lawrence.

**10:00 p.m.: Councilor Reyes presented a motion to conduct Council business past 10:00 p.m. which was duly seconded by Councilor Abdoo and unanimously [8-0] approved by the Council Members present.**

Upon continuing, Councilor Levy asked if the gas lines currently in place in North Lawrence are safe and reliable to provide gas service. Mr. Bryant stated gas lines being used in North Lawrence are reliable and will be coupled with additional safety features to make them safer.

Council Vice President Rodriguez commented on the various reasons resulting in miscommunication. Mr. Bryant restated the commitment by Columbia Gas to be responsive to the City Council and the Lawrence residents in all matters concerning the damage and recovery efforts. Council Vice President Rodriguez asked if the streets will be repaired by Columbia Gas. Mr. Bryant stated that Columbia Gas is committed to paving restoration which will be addressed in the spring. Council Vice President Rodriguez discussed the proposed 25 million dollar increase Columbia Gas recently presented in the Commonwealth of Massachusetts asking if a future increase in rates will be presented and if Lawrence residents will be provided some financial consideration if rates are increased. Mr. Bryant stated that Columbia Gas has no plans or thoughts to consider a rate increase at this time adding that the utility rates are governed by the Office of the Attorney General of the Commonwealth.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez called upon the Members for their determination as to the document at this time.

Upon being recognized, Councilor Payano presented a motion to withdraw the item from the Council Agenda which was seconded by Councilor Abdoo and unanimously [8-0] approved to withdraw the item from the Council Agenda.

**Doc. 352/18: Address Presented and Withdrawn**



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## **VI. PUBLIC HEARINGS:**

### **Doc. 341/18: Office of the Finance Director – Authorization to Borrow [2,000,000.00] for Feasibility Study for MSBA Leahy School Project Mark Ianello, Finance Director – Public Hearing - Approved**

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council Vice President Rodriguez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Laplante presented a motion to approve the measure as presented, as seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Laplante read the proposed loan order resolution presented with the item into the record.

Upon no discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the loan order presented by Councilor Laplante, as seconded by Councilor Abdoo, the Council Members present voted unanimously [8-0] to approve the loan order

### **Doc. 341/18: Loan Order - Approved**

### **Doc. 363/18: Property Tax Classification for Fiscal Year 2019 – Hearing – Lawrence Board of Assessors – Public Hearing– Approved**

At the request of Council Vice President Rodriguez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council Vice President

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Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon being recognized, Will Carpenter appearing on behalf of the Lawrence Chamber of Commerce stated that Lawrence businesses of the Chamber of Commerce ask that the City Council Members consider adopting a rate that will reduce the tax obligation of businesses in the City of Lawrence which will in turn allow businesses to continue to remain in business in the City of Lawrence.

Upon being granted the floor, Councilor Payano thanked Mr. Carpenter for appearing and suggested other business owners should be present to offer the opinion and point of view as individual businesses and to allow them to comment on the issues presented on the present item and to also be available at other times throughout the year.

Upon being granted the floor, Councilor De La Cruz asked for a list of businesses who are helping the community.

Upon invitation, Assessor Vega, Assistant Assessor Doau and Assistant Assessor Maria Halloran provided a power point information presentation concerning the various tax factors the Council Members may consider.

Upon no further discussion or comment offered by anyone present, Council Vice President Rodriguez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Laplante presented a motion to approve the tax rate factor at 1.75%. The motion was seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Payano posed questions regarding the valuation assessment method used by the Assessor's Office to determine the value of property in Lawrence. Assistant Assessor Doau stated that the amount selected is based on average sales of 2017. Councilor Payano inquired about the effect of a rate of 1.75% upon commercial tax rates. Assistant Assessor Doau discussed the various tax factors in comparison and their effect upon commercial property.

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Upon taking the floor, Council Vice President Rodriguez reviewed the comparative tax rate factor analysis provided with the informational documents submitted by the City Assessor.

Upon continuing, Councilor Payano stated that it appears that the method of establishing tax rates excludes business owners. He stated the rates presented at 1.75% result in tax rates that are much higher than the rates adopted by Methuen and Haverhill as presented in the information provided by the Assessor.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez closed the discussion portion of the proceedings and called upon the Council Members present to consider the matter presented.

Upon a motion to approve the tax factor rate at 1.75% presented by Councilor Laplante, as seconded by Councilor Abdoo, the Council Members present voted by roll call vote to approve the tax factor rate at 1.75% as follows: Yes-6; No-1; Present-1; Absent-1

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - No  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Present  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Absent

**Doc. 363/18: Approved**

**VII: Communication from Mayor, City Officials & City Attorney:** - None

### **VIII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

Council Vice President Rodriguez called the following two items to the attention of the Council Members as appearing on the Agenda which were referred as indicated:

**Doc. 388/18: Resolution - In honor of Patricia Karl – Counc. Payano – Ref. to Ord. Cmt.**

**Doc. 379/18: Inspectional Services Department - Order Authorizing the Expenditure of a Gift from Columbia Gas and/or NiSource Corporate Services Co. – [21,444.00] – Mike Armano, Acting Director – Ref. to Budget & Finance Cmt.**

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**IX. OLD BUSINESS:**

**Doc. 377/18: Lawrence Police Department – FY 2019 State 911 Department Training and EMD Grant/Regulatory Compliance Grant [162,246.02]–Roy P. Vasque, Chief of Police – Approved/30 days waived**

Upon being recognized, Councilor Laplante presented a motion to discharge the Budget & Finance Committee to allow the Council Members to presently address the matter. The motion was seconded by Councilor Abdoo and unanimously [8-0] approved by Council Members present.

Upon being recognized, Lt. Sean Burke appeared before the Council Members and provided information concerning the grant presented.

Upon being granted the floor, Councilor Laplante presented a motion to approve document 377/18 and to waive any thirty (30) day waiting period that may be applicable pursuant to section 3.8(a) of the City Charter, The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 377/18: Approved/30 days waived**

**Doc. 376/18: Lawrence Police Department – FY 2019 Support and Incentive Grant [293,088.00]–Roy P. Vasque, Chief of Police – Approved/30 days waived**

Upon being recognized, Councilor Laplante presented a motion to discharge the Budget & Finance Committee to allow the Council Members to presently address the matter. The motion was seconded by Councilor Abdoo and unanimously [7-0] approved by Council Members present [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

Upon being recognized, Lt. Sean Burke appeared before the Council Members and provided information concerning the grant.

Upon being granted the floor, Councilor Laplante presented a motion to approve document 376/18 and to waive any thirty (30) day waiting period that may be applicable pursuant to section 3.8(a) of the City Charter, The

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motion was seconded by Councilor Reyes and unanimously [7-0] approved by Council Members present [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 376/18: Approved/30 days waived**

**Doc. 370/18: Office of Planning and Development – Parkland Acquisitions and Renovation for Communities [PARC] Program Resolution for Improvements to James J. O’Neill Memorial Park – Susan E. Fink, Manager of Financial and Administrative Services – Approved**

Upon being recognized, Councilor Laplante presented a motion to discharge the Budget & Finance Committee to allow the Council Members to presently address the matter. The motion was seconded by Councilor Abdoo and unanimously [7-0] approved by Council Members present [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Laplante presented a motion to approve the item as presented, which was seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Laplante presented a motion to approve the item presented and the motion was seconded by Councilor De La Cruz.

Upon being recognized, Sue Fink, Planning Office Manager of Financial & Administrative Services, provided information about the grant presented for consideration requesting the Council Members to approve the use of the grant funds awarded.

**11:00: Councilor Abdoo presented a motion to conduct Council business past 11:00 p.m. which was duly seconded by Councilor Payano and unanimously [7-0] approved by the Council Members present.**

Upon being granted the floor, Councilor Laplante posed questions about the impact and recent use of the South Lawrence Common and other parks utilized for trailer homes because of the September 13, 2018 gas disaster. Manager Fink stated she is attempting to procure grants to repair damages caused by using various public parks and locations for temporary housing locations because of the gas disaster.

Upon no further inquiry, comment or discussion Council Vice President Rodriguez called the motion to approve and the Council Members present voted unanimously [7-0] to approve the grant [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

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**Doc. 370/18: Approved**

**X. TABLED MATTERS:**

**Doc. 198/17: Director of the Bellevue Cemetery—Creation of an Ordinance for new position—Nick Kolofoles, Chairman [T][10-16-18] – Approved**

Councilor Abdoo presented a motion to remove the item from the table which was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0].

Upon being granted the floor, Councilor Payano questioned the decision of the Chair not allowing discussion among the Council Members to allow discussion of a motion to remove an item from the table and posed the question to City Clerk Maloney.

Upon request, City Clerk Maloney informed the Council Members present that the decision of the Chair concerning an issue of parliamentary process may be over-ruled by vote of the Council upon a motion presented by a Council Member. The City Clerk stated that absent a motion to over-rule the Chair, the decision of the Chair of the City Council remains until a vote to over-rule is approved by vote of the City Council Members.

At the request of Council Vice President Rodriguez, City Clerk Maloney reviewed the record of proceedings of the City Council session on November 20, 2018 stating that there remains a motion to approve the measure with a “salary grade level 7” presented by Council Vice President Rodriguez and seconded by Councilor Reyes which was not called for a vote of the Council Members due to the interjection of a motion to table the measure called and approved by the Council Members on November 20, 2018.

Upon being recognized, Councilor Reyes withdrew her second on the motion to approve presented and pending as of November 20, 2018 causing the motion to approve to fail for lack of a second.

Upon being granted the floor, Councilor De La Cruz presented a motion to approve the new position at a grade level 6 which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante stated that he believed Personnel Director Bonet was to appear and provide the Council with information concerning this item. He stated that Director Bonet was not

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present but did send documents concerning the information concerning this matter for use by the Council Members. He stated further that although the information has been provided he has not had sufficient time to review the material since it was received today.

Upon continuing, Councilor Laplante moved to “table” the matter. The motion was seconded by Councilor DePena. The vote to table the item failed by vote of the Council Members by roll call vote as follows: Yes-4; No-4; Absent-1

Council Vice President Jeovanny Rodriguez - No  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - No  
 Councilor Pavel Payano - Yes  
 Councilor David Abdoo - No  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - No  
 Council President Kendrys Vasquez – Absent

Upon invitation, Cemetery Director Nick Kolofoles stated that the salary information provided contains erroneous information emphatically stating that the salary level should be at grade 7 or 8.

Upon being granted the floor, Councilor DePena stated that grade level 7 is where the pay scale should be considered. A discussion ensued between Councilor De La Cruz and Councilor DePena regarding the amendment presented by Councilor De La Cruz in her motion to approve the item. Additional inquiry was made of Director Kolofoles by Councilor De Pena concerning duties and responsibilities the position demands.

Upon being granted the floor, Councilor De La Cruz amended her motion to approve the measure at a pay grade level 6 to approve the measure to reflect a pay grade level 7 and to include the following language in the duties and responsibilities of the position:

**Proposed Sec. 12.20.030. Cemetery Director**

**A. Position Established; Duties**

There is hereby established in the Cemetery Department, the position of Cemetery Director, who shall serve at the pleasure of the Cemetery Board of Directors

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Under the direction of the Cemetery Board of Directors, the Cemetery Director has overall responsibility for the administration, operation, and maintenance functions of the Cemetery Department. Responsibilities include developing and executing a cemetery master plan which includes short and long term goals and objectives as well as proposed budgets to achieve the plan; creating and implementing historic preservation plans, building and facility upgrades and maintenance, and general grounds keeping; assisting and advising the Board of Directors in the hiring of new employees and other personnel matters; overseeing the training of personnel in all aspects of the job; ensuring burials are conducted in accordance with applicable local, state & federal laws; ensuring burial permits are received from Funeral Directors; ensuring accurate records are maintained and backed up electronically; establishing and implementing operating plans, policies and procedures with the approval of the Board of Directors, recommending and administering policies and procedures; providing monthly written reports to the Bellevue Board of Directors; recommending modifications and improvements for more efficient and effective operations; developing, planning, directing, and administering all aspects of the Cemetery Department including facility and equipment maintenance, water distribution system, buildings, cemetery grounds, trees, headstones, monuments and roads; formulating, developing, and recommending departmental plans, policies, projects, and procedures; overseeing the preparation and administration of the department's operating, capital and revolving funds; overseeing the management of department personnel including labor relations, training, staffing, and evaluation of employees; administering all division budgets; assisting the public with the purchase of grave sites; collecting and depositing payments, maintaining detailed and accurate record of sales for department files; overseeing construction and maintenance projects for the department including special permits and site plans; responding to inquiries, requests or concerns from the public and other town departments regarding department operations or regulations; ensuring coordination with families and funeral directors regarding funeral arrangements; laying out of lots and sections and location of gravesites, liners and vaults for each funeral; providing for the cleanliness, maintenance, and repair of cemetery grounds; preparing and updating cemetery maps; overseeing the preparation of applications and documentation for state and federal grants and loans for cemetery projects and purchases of capital equipment, **go for grants to bring in more money and resources for the department. [Emphasis referenced the amended language presented by motion of Councilor De La Cruz].**

Councilor Reyes affirmed her second to the motion presented by Councilor De La Cruz.

Upon being granted the floor, Councilor Laplante asked Director Kolofoles as to whether the Board would consider the pay grade at a level 7 or 8. In response, Director Kolofoles stated it is his position as Director that the grade lever be at a grade level 9. Councilor Laplante added that grant writing skills is a task that is made available through the City Planning Office and suggested those services be made available to the Cemetery Director.

Upon being granted the floor, Councilor Levy state that she would like to pose questions to Personnel Director Bonet before moving on this item.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez called upon the Members present to consider the matter presented.



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Upon a motion to approve the measure as presented by Councilor De La Cruz in her amended motion to approve the measure which Councilor Reyes affirmed her second to the motion, the Council Members present voted by roll call vote to approve the measure as follows: Yes-5; No-1; Presentf-2; Absent-1

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Pavel Payano - Present  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - Present  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Absent

**Doc. 198/17: Approved**

#### **XI. COMMITTEE REPORTS:**

**Doc. 78/18: Winter Parking Ordinance – Amend – [Sec. 10.36.031] – Counc. Payano –  
 Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor DePena and unanimously approved by the Council Members present [8-0].

**Doc. 78/18: Public Hearing Ordered**

**Doc. 208/18: Handicapped Parking – 69 Greenwood Street – Counc. DePeña –  
 Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 208/18: Public Hearing Ordered**

**Doc. 229/18: City Nurse Job Position – Review – Counc. Payano – Ord. Cmt. & Public Hearing Ordered**

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At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Levy and unanimously approved by the Council Members present [8-0].

**Doc. 229/18: Public Hearing Ordered**

**Doc. 280/18: Stop Sign – 4-way – Alder and Hampshire Streets – Counc. Payano –  
Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 280/18: Public Hearing Ordered**

**Doc.285/18: Handicapped Parking – 101 Exchange Street –  
Counc. Reyes – Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing, as seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 285/18: Public Hearing Ordered**

**Doc. 286/18: One Way Street – Huse Street from Park Street to Alder Street and Alder Street from Huse Street to Spruce in a northerly direction [Sec. 10.28.040] – Council Pres. Vasquez & Counc. Reyes – Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing, as seconded by Councilor Payano and unanimously approved by the Council

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Members present [8-0].

**Doc. 286/18: Public Hearing Ordered**

**Doc. 312/18: Handicapped Parking – 17 Willoughby Street – Council Pres. Vasquez – Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing, as seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 312/18: Public Hearing Ordered**

**Doc. 324/18: Handicapped Parking – 111 Olive Avenue – Carmen Fuentes – Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing, as seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 324/18: Public Hearing Ordered**

**Doc. 326/18: Lawrence Opioid Litigation – Council Payano & Council Vice Pres. Rodriguez – Ord. Cmt. – Tabled**

Upon being granted the floor, Councilor Reyes presented a motion to “Table” the item presented. The motion was seconded by Councilor Levy and unanimously [8-0] approved by Council Members present.

**Doc. 326/18: Tabled**

**Doc. 330/18: Handicapped Parking – 7 Broadway Avenue – Olga Santos – Council Pres. Vasquez – Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a

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motion to order a public hearing, as seconded by Councilor De La Cruz and unanimously approved by the Council Members present [8-0].

**Doc. 330/18: Public Hearing Ordered**

**Doc. 331/18: Parking – Drop off/Pick up Only – 293 Water Street –  
Council Vice Pres. Rodriguez-Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing, as seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 331/18: Public Hearing Ordered**

**Doc. 364/18: Cellco Partnership/Verizon Wireless-Install small cell communication equipment on Glenn Street – Daniel D. Klasnick, Esq.- Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing, as seconded by Councilor Payano and unanimously approved by the Council Members present [8-0].

**Doc. 364/18: Public Hearing Ordered**

**Doc. 365/18: Cellco Partnership/Verizon Wireless-Install small cell communication equipment on  
Hampshire Street-Daniel D. Klasnick, Esq.- Ord. Cmt. & Public Hearing Ordered**

At the request of Council Vice President Rodriguez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing, as seconded by Councilor Levy and unanimously approved by the Council Members present [8-0].

**Doc. 365/18: Public Hearing Ordered**

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**Doc. 366/18: Taxi Medallion Transfer - From Antonio Difo to Marcos Regalado - Sgt. Mélix Bonilla, Lawrence Police Department, Hackney Division – Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the approval of the item presented. The report was presented in the form of a motion to approve the item presented as seconded by Councilor DePena and unanimously approved by the Council Members present [8-0].

**Doc. 366/18: Approved**

**XII. WITHDRAWALS:** - None

**XIII. TABLED MATTERS:**

The following items remained “tabled” without further action:

39/10	Charter Review [Public Hearings as needed]
148/11	Parking – Merrimack Street–alternate side parking–Coun. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
133/14	Military/Veteran Recognition-Counc. Laplante
175/14	Security regulations at nightclubs – Counc. Laplante – Ord. Cmt. [T][09-05-18]
197/14	Double Poles–Locations–Review–Council Pres. Maldonado
311/14	Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
337/15	E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
72/16	Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
341A/16	Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
125/17	Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
162/17	Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Lahiff, Acting Commissioner
221/17	Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
308/17	Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
324/17	Disposition - 119 May Street – Tax Map 211, Lot 10-Laiza St. Onge, Asset Officer – Hous. Cmt.[T][09-05-18]
342/17	Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
392/17	Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]

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- 11/18            Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 85B/18        Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Counc. Payano – Public Hearing
- 110/18        Haverhill St–One way btwn Prospect and Haverhill Sts–Counc. Levy–Public Hearing Open [8-21-18]
- 147/18        Parking – Stearns Ave [296-296A Lawrence St] – 15 minute – Council Pres. Vasquez [T][08-21-18]
- 148/18        Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
  
- 168/18        Americans with Disabilities Act: Poll Accessibility Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 190/18        Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation
- 214/18        Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]
- 244/18        City Attorney Application Review & Appointment Consideration – Council Pres.[Executive Session Anticipated][T][09-18-18]
- 250/18        Office of the City Attorney - Deed Restrictions for 56-58 Bromfield Street – Request to lift – Brian T. Corrigan, Assistant City Attorney – Ord. Cmt.[T][09-05-18]
- 288/18        Private Livery & Taxis Services Office-Meditran, LLC - 49 Blanchard Street Ste. 207-3-Jose L. Fernandez –Sgt. Mélix Bonilla, Lawrence Police Dept. – Ord. Cmt.[T][09-05-18]
- 292/18        Resolution - Boys “Thunder” Beyond Soccer Program - Councs.Abdoo and Laplante [T][08-21-18]
- 293/18        Resolution – Police Officer Dean Thomas Murphy - Councs. Abdoo and Laplante [T][08-21-18]
- 321/18        Order Pursuant to G.L. c. 56, sec. 60 issued by William F. Galvin, Secretary of the Commonwealth – Council Vice Pres. Rodriguez [T][09-18-18]
- 328/18        Lawrence Emergency Response- Counc. Payano[T][09-18-18]
- 336/18        State Election Update-Poll Locations and Impact of Recent Disaster-Early Voting-Other matters- William J. Maloney, City Clerk [10-02-18][T]
- 340B/18       FY 2019 Supplemental Appropriation-Lawrence Public Schools-School Building Maintenance- 01422987-5421 [1,661,256.00]-Mayor Dan Rivera-Budget and Finance Cmt-Charter Objection on 11-07-18 by Council Vice Pres. Rodriguez [11-20-18][T]

### **XIII. NEW BUSINESS:**

Council Vice President Rodriguez brought the matters listed below to the attention of the Council Members present and referred each to the Council Subcommittee as indicated:

- 380/18        Appointment – Licensing Commission – Kathleen A. Darwin – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 381/18        Appointment – Cultural Council – Elsa Sanchez – Mayor Dan Rivera-Ref. to Pers. Cmt.
- 382/18        Appointment – Licensing Commission – Lesly Meléndez – Mayor Dan Rivera-Ref. to Pers. Cmt.
- 383/18        Handicapped Parking – 310 Prospect Street – Emma Castillo-Ref. to Ord. Cmt.
- 384/18        Resident Parking Sticker – 46-48 Kent Street – Ben Roberge – Ref. to Ord. Cmt.
- 385/18        Office of the City Attorney – Contract Extension – Brian T. Corrigan, Assistant City Attorney-Ref. to Pers. Cmt.
- 386/18        Lawrence Public Schools - State Receivership – Counc. Payano – Ref. to Ord. Cmt.
- 387/18        Buckley Garage – Homeless Use – Counc. Payano – Ref. to Public Safety Cmt.

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**XIV. ADJOURNMENT:**

Upon Motion of Councilor Reyes duly seconded by Councilor Payano, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(11:50p.m.)**

Attest:

William J. Maloney  
City Clerk

## **MINUTES OF THE MEETING** **OF THE LAWRENCE CITY COUNCIL**

**DATE: Tuesday December 18, 2018**

A **REGULAR MEETING** of the City Council was held on **Tuesday, December 18, 2018** at 7: 18 p.m. in the City Council Chamber, 200 Common Street, Lawrence, MA.

**Attendance recorded by roll call of the Council Members as follows:**

Councilor Estela Reyes [District B Councilor] – Present;  
 Councilor Anna Levy [Councilor at Large] - Present;  
 Councilor Marc Laplante [District F Councilor] – Present;  
 Councilor David Abdoo [District E Councilor] – Present;  
 Councilor Pavel Payano [Councilor At Large] — Present;  
 Councilor Maria De La Cruz [Councilor District A] Present;  
 Councilor Brian DePena [Councilor At Large] Present;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

**Other attendance matters:**

Approximately Eighty-three [83] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

### **I. APPROVAL OF MINUTES:**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted December 4, 2018 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Vice President Rodriguez to approve the minutes as presented duly seconded by Councilor Reyes, the Council Members present voted unanimously [9-0] to approve the minutes.

### **II. PUBLIC PARTICIPATION:**

Council President Vasquez requested those who wished to provide public input and participation to present themselves and address the City Council. Upon the invitation of Council President Vasquez, the following individuals addressed the City Council:



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Homayoun Maali, 53 Chester Street, Lawrence, MA spoke about Columbia Gas disaster of September 13, 2018. He commended the Lawrence Police Department and Lawrence Police Chief Roy Vasque stating that the City of Lawrence should support the Lawrence Police Department Superior Officers and its Union. He stated support for newly hired Superintendent Cynthia Paris and commended her for her good work with the Lawrence School Department. He stated that the Columbia Gas Company should be considered for indictment by Massachusetts Attorney General Maura Healy who should initiate action against the Columbia Gas Company.

Tom Myers, 550 Haverhill Street, Lawrence, MA stated that the Lawrence School Committee is unable to take positive action as long as the Lawrence School Department remain under state receivership. He offered a “transition plan” for consideration by the City Council and invited the Council Members to read and critique the plan which he stated would be provided.

Sebastian Brown, 18 Yale Street, Lawrence, MA spoke in support of the “transition plan” suggested by Mr. Myers.

Joseph D’Amico, 11 Lorenzo Road, Lawrence, MA commented on the operations at the Lawrence Senior Center stated that there are pros and cons that take place in its daily operation. He stated the Senior Center recently failed to provide hot meals to senior citizens while Senior Center staff were required to work on matters pertaining to assistance of residents as a result of the Columbia Gas explosion.

Patricia Mariano, 28 Ridgewood Circle, Lawrence, MA spoke in support of the proposed 1.6 million dollar appropriation presented for consideration of approval stating that the funds will be used to repair school facilities. She thanked the Public Works Department for its past and continued efforts to repair school buildings helping improve school facilities in the City.

Richard Russell, 34 Cross Street, Lawrence, MA stated the City Council should start its meetings on time and objected to the Council Members taking items out of the order they appear on the City Council Agenda. He suggested that calling items out of order reflects a bias toward petitioners that Council Members appear to favor by assuring sponsors of those items are addressed earlier in the City Council session while others who are not favored

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have to wait and remain until called. He stated that the use of cell phones by City Council Members while in session should not be permitted. He suggested that the phones and information that is on their phones may be subject to disclosure which may be required. He commented that the City Council Members should prioritize the needs of the people of Lawrence .

### **III. COMMITTEE REPORTS:**

#### **Doc. 386/18: Lawrence Public Schools-State Receivership–Counc. Payano – Ord. Cmt. – Presented/Withdrawn**

Upon being recognized, Councilor Payano presented a motion to take document 386/18 out of the order appearing on the agenda. The motion was seconded by Councilor DePena and unanimously approved by the Council Members present [9-0].

Upon being invited, John Connolly, Chair of the Lawrence Alliance for Education Board addressed the City Council concerning issues presented to the Board for determination discussing the functions of the Board. Upon conclusion, he stated that he is available for questions the Council Members may have.

Upon being granted the floor, Councilor Payano posed questions to Mr. Connolly concerning issues concerning the continued receivership of the Lawrence Public Schools. Mr. Connolly stated that greater communication with all governmental bodies of the City of Lawrence is necessary in order to effectively consider and deliver educational services to the Lawrence Public Schools. He discussed the function and operations of the Lawrence Alliance for Education Board. Councilor Payano commented that the residents of Lawrence should be informed of what may be expected during the receivership and what will be “next”. Mr. Connolly stated the Lawrence Alliance for Education Board is without authority to determine when the order of state receivership will be terminated but also agrees that the educational process is supported through the work of the Board which continues to provide to the Lawrence School Department.

Upon being granted the floor, Councilor De La Cruz stated that the important part of education missing from the work of the Schools is the input of parents of students who should have a voice in school operations. She stated that most teachers are not part of the Lawrence Community and do not have a vested interest in the

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Lawrence Community. In response, Mr. Connolly stated that school staff have responded by reaching out to the homes of students meeting with parents and students in order to understand the needs of the parents and their children.

Upon being granted the floor, Council Vice President Rodriguez asked about quarterly reports of School Committee Meetings. In response, Mr. Connolly stated the School Committee conducts regular meetings where school operations are considered. A discussion ensued between Council Vice President Rodriguez and Mr. Connolly concerning School Committee Meetings held and then they take place. Council Vice President Rodriguez concluded that state receivership of the Lawrence School Department should be ended and the authority to oversee the public schools should be returned to the officials elected by the voters in order to establish educational policy that is consistent with the needs of Lawrence residents.

Upon no further comments, discussion or inquiry by the Council Members present, Councilor Payano presented a motion to withdraw the item from the Council Agenda. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 386/18: Presented/Withdrawn**

#### **IV. PUBLIC HEARINGS:**

##### **Doc. 78/18: Winter Parking Ordinance–Amend [Sec. 10.36.031]– Counc. Payano – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon being recognized, an individual [whose identified himself but could not be heard], asked about the expected operation of the current winter parking requirements.

Richard Russell, 34 Cross Street, Lawrence, MA stated that the measure has been on the agenda since April of 2018. He suggested the proposed ordinance fails to sufficiently provide workable provisions for winter parking

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in the City of Lawrence. He stated that a reverse 911 system of providing public information would be better than the notice by activating a “blue light” system throughout the City. Mr. Russell stated that snow removal is poorly implemented. He asked the City Council to relax the enforcement measures of the winter parking ordinance during the 2018-2019 season stating that if there is no snow in the air or on the ground the ticket and towing enforcement of the ordinance should not be allowed because there is no reason for cars to be parked on alternate sides as required.

Homayoun Maali, 53 Chester Street, Lawrence, MA suggested the winter parking ordinance enforcement measures be suspended for the winter of 2018-2019 due to the confusion that still persists because of the gas disaster of September 13, 2018.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Payano presented a motion to approve the measure with amendments presented and approved by the Ordinance Committee.

Upon being granted the floor, Council Vice President Rodriguez asked Public Works Director Carlos Jacques about the last time the list of streets subject to the alternate winter parking ordinance were reviewed. Council Vice President Rodriguez stated the streets listed in the alternate winter parking ordinance should be reviewed regularly by the Public Works Director and the City Engineer in order to be sure the streets currently meet dimensional requirements to allow public safety vehicles to access the streets appearing on the list.

A discussion ensued between Council Vice President Rodriguez and Public Works Director Jacques regarding the review of the streets appearing on the streets allowed for alternate parking in the ordinance

Council Vice President Rodriguez presented an amendment to the ordinance to provide a process of reviewing the list of streets appearing on the alternate winter parking ordinance to be subject to recommendations

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by the Public Works Director or his/her designee. Councilor Payano accepted the amendment and the motion is seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante stated that the ordinance should be amended only by the City Council like any other ordinance. He also stated the Winter Parking Ordinance should include some reference to the “blue Light” system the most important assist is to take some action that allows enforcement to be suspended on day when there is no snow. Director Jacques stated that he believes the proposed ordinance addressed issues presented by Councilor Laplante particularly where the ordinance provisions provide a Mayoral declaration when its provisions are to be “in effect”.

Upon being granted the floor, Councilor Abdoo asked why the proposed ordinance is to be effective on July 1, 2019 and not immediately. In response Councilor Payano informed Councilor Abdoo that the delay of the effective date is to provide sufficient public information to residents of the change that will be effective for the 2019-2020 winter season. Councilor Abdoo stated that communication with the residents is key to the new system when the parking ordinance is in effect under the proposed new system.

Upon being granted the floor, Councilor Reyes suggested that it is important to continue working with the Public Works Director and to recommend changes to the ordinance as they become necessary.

Upon being granted the floor, Council Vice President Rodriguez posed additional questions concerning the implementation of the proposed ordinance inquiring about specific provisions that do not appear in the public notice presented. Director Jacques stated that the amendments presented and approved by the Ordinance Committee are not presented in the public hearing notice referencing the provision contained in the amended version [a copy of which was submitted to the City Clerk for use in the final draft of the measure].

Upon no further comments, discussion or inquiry by the Council Members present, Council President Vasquez called the motion to the attention of the Council Members who voted unanimously [9-0] to approve the measure with the amendments presented and approved by the Ordinance Committee and the amendment accepted

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by Councilor Payano requiring the periodic review of the streets listed in the winter parking ordinance by the Public Works Director.

**Doc. 78/18: Approved**

**V. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 393/18: Proclamation – GLTHS Cheerleader Team – 2018 Fall Coed Vocational State Championship – Council Pres. Vasquez - Presented**

**Doc. 394/18: Proclamation – GLTHS – State Vocational Football Championship – Council Pres. Vasquez – Presented**

Councilor Abdoo presented a motion to take documents 393/18 and 394/18 out of the order appearing on the agenda. The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].

**Doc. 393/18: Proclamation – GLTHS Cheerleader Team – 2018 Fall Coed Vocational State Championship – Council Pres. Vasquez – Presented**

Council President Vasquez along with Superintendent John Lavoie, Lawrence Technical High School Committee Members Stephany Infante, Patricia Mariano, Leo Lamontagne and their coaches introduced and presented the Proclamation of the Lawrence City Council honoring the Greater Lawrence Technical High School Cheerleading Team.

**Doc. 393/18: Presented**

**Doc. 394/18: Proclamation – GLTHS – State Vocational Football Championship – Council Pres. Vasquez – Presented**

Council President Vasquez along with Superintendent John Lavoie, Lawrence Technical High School Committee Members Stephany Infante, Patricia Mariano, Leo Lamontagne and their coaches introduced and presented the Proclamation of the City Council honoring the accomplishment of the Greater Lawrence Technical High School Football team winning the Massachusetts Vocational Football Championship.

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Greater Lawrence Technical High School Superintendent John Lavoie stated that the football team deserves the recognition and commented on the hard work of the football team members commenting on their leadership qualities and athletic skill and ability.

Greater Lawrence Technical High School Committee Chair Leo Lamontagne also commented on the achievement of the football team members and congratulated them on their success as State Champions.

**Doc. 394/18: Presented**

**8:50 p.m.: Council Vice President Rodriguez presented a motion to recess Council proceedings, duly seconded by Councilor Abdoo and unanimously approved by the Council Members present [9-0].**

**8:54 p.m.: Council Vice President Rodriguez presented a motion to resume Council proceedings, duly seconded by Councilor Payano and unanimously approved by the Council Members present [7-0][Councilor De La Cruz and Councilor Abdoo being absent from the Council Chamber when the motion was called].**

## **VI. PUBLIC HEARINGS:**

**Doc. 280/18: Stop Sign – 4-way – Alder and Hampshire Streets – Counc. Payano – Public Hearing [Public Hearing Opened and Closed] – Tabled**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being recognized Councilor Payano presented a motion to "table" the measure which was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 280/18: Tabled**

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**Doc. 285/18: Handicapped Parking – 101 Exchange Street – Counc. Reyes –  
Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon being granted the floor, Councilor Reyes presented a motion to approve the measure presented and to waive any 30 day waiting period that may be applicable pursuant to section 3.8(a) of The Lawrence City Charter. The motion was seconded by Councilor Payano and unanimously [9-0] approved by Council Members present.

**Doc. 285/18: Approved/30 days waived**

**Doc. 290/18: James J. O'Neill Memorial Park – Amendments of the City Zoning Ordinance Map – Dan McCarthy, Land Use Planner – Public Hearing held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon being recognized, Land Use Planner, Dan McCarthy addressed the City Council regarding the petition to rezone the area known as the James J. O'Neil Memorial Park to conform with the current zoning designation of the area. He stated that the Planning Board conducted public hearings and recommends the petition be approved by the City Council Members.



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Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the petition presented as seconded by Councilor DePena.

Upon being granted the floor, Council Vice President Rodriguez asked if the proposed change would be considered “spot zoning”. Land Use Planner, Dan McCarthy responded by stating that the amendment is not “spot zoning” and is permitted by law.

Upon being granted the floor, Councilor Laplante affirmed that the Council is ordering a change of the zoning map regarding this parcel.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted by roll call vote as follows to approve the petition as presented as follows [Yes-8; Abstain-1]:

Councilor Estela Reyes - Abstain  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 290/18: Approved**

**Doc. 312/18: Handicapped Parking – 17 Willoughby Street – Council Pres. Vasquez –  
 Public Hearing held – Approved/30 days waived**

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**Doc. 324/18: Handicapped Parking – 111 Olive Avenue – Carmen Fuentes –  
Public Hearing held-Approved/30 days waived**

**Doc. 330/18: Handicapped Parking – 7 Broadway Avenue – Olga Santos – Council Pres. Vasquez –  
Public Hearing held – Approved/30 days waived**

At the direction of City Council President Vasquez, Councilor Payano presented a motion to present the above three measures “as a block” for consideration of approval. The motion was seconded by Councilor Abdoo and unanimously approved by the Council Members present [9-0].

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above three measures as published. Upon the conclusion of the Clerk’s reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings on all three measures and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings on all three measures and called upon the Members present to consider the matters presented.

Upon a motion to approve all three measures and to waive any 30 day waiting period that may be applicable pursuant to section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez which was seconded by Councilor Payano, the Council Members present voted unanimously [9-0] to approve all three measures as presented.

**Doc. 312/18: Approved/30 days waived**

**Doc. 324/18: Approved/30 days waived**

**Doc. 330/18: Approved/30 days waived**

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**Doc. 331/18: Parking – Drop off/Pick up Only – 293 Water Street –Council Vice Pres. Rodriguez – Public Hearing held – Approved/30 days waived**

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon no discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon no discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented.

Upon a motion to approve the measure and to waive any 30 day waiting period that may be applicable pursuant to section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez which was seconded by Councilor Payano, the Council Members present voted unanimously [9-0] to approve the measure as presented.

**Doc. 331/18: Approved/30 days waived**

**Doc. 364/18: Cellco Partnership/Verizon Wireless-Install small cell communication equipment on Glenn Street – Daniel D. Klasnick, Esq. - Public Hearing held - Approved**

**Doc. 365/18: Cellco Partnership/Verizon Wireless-Install small cell communication equipment on Hampshire Street-Daniel D. Klasnick, Esq. - Public Hearing held – Approved**

Upon the motion of Council Vice President Rodriguez to present the above two petitions "as a block" as seconded by Councilor Levy, the above two items were unanimously approved to be considered "as a block" by the Council Members present [9-0].

At the request of Council President Vasquez, the City Clerk read the public hearing notice regarding the above as published. Upon the conclusion of the Clerk's reading of the public notice, Council President Vasquez

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opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Upon being recognized, Daniel Klasnick, Esq., appearing on behalf of the petitions, presented information to the Council Members stating that the installation of small cell communication equipment will improve cellular communications in the areas where they are installed and urged the Council Members to approve both petitions presented.

Upon no further discussion or comment offered by anyone present, Council President Vasquez closed the public comment portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Reyes presented a motion to approve the items presented which was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor De La Cruz asked if the petitioner could be required to sponsor program to benefit educational or youth programs in the City of Lawrence.

Upon being granted the floor, Councilor Payano agreed with Councilor De La Cruz stating that the petitioner should provide financial support to demonstrate the petitioner is committed to involvement with educational or youth programs in the Lawrence Community. In response Attorney Klasnick stated he would communicate the suggestion of the Council Members to Verizon Wireless, the petitioner and his employer.

Upon being granted the floor, Councilor DePena inquired about the manner which it is determined where to place wireless communication equipment. In response, Attorney Klasnick explained the process of selecting locations Verizon uses in order to recommend the placement of small cell communications equipment describing how the placement will improve cellular phone services.

Upon being granted the floor, Councilor Laplante stated that the City Council Members have consistently approved petitions for cellular communication equipment installation.

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Upon being granted the floor, Councilor Levy agreed with the suggestions of Councilor De La Cruz and Councilor Payano to request financial support for Community based programs by the petitioner.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez closed the discussion portion of the proceedings and called upon the Members present to consider the matter presented. Upon a motion to approve presented by Councilor Reyes, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [9-0] to approve the petitions presented.

**Doc. 364/18: Approved**

**Doc. 365/18: Approved**

**VII: Communication from Mayor, City Officials & City Attorney:** - None

**VIII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 388/18: Resolution - In honor of Patricia Karl – Counc. Payano – Ord. Cmt. – Tabled**

Upon being granted the floor, Councilor Payano moved to “table” doc. 388/18. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 388/18: Tabled**

**Doc. 369/18: Appropriation Transfer – From: Lawrence Disability Commission Budget to Spending Account [15,000.00] – Joan Finocchiaro, Chairperson – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the appropriation transfer as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes.

Upon being granted the floor, Council Vice President Rodriguez posed question to Finance Director Ianello who explained the purpose and reason for the transfer.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve and the Council Members present voted unanimously [9-0] to approve the appropriation transfer.

**Doc. 369/18: Approved**

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**Doc. 374/18: Appropriation Transfer – Office of the Mayor – From: Free Cash Account #01-3590 to Litigation Account #010413-5305 – [500,000.00][EXECUTIVE SESSION ANTICIPATED]– Mayor Dan Rivera – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the appropriation transfer as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Abdoo and unanimously [9-0] approved by Council Members present.

**Doc. 374/18: Approved**

**Doc. 375/18: FY 2019 Office of the Mayor Supplemental Budget Request for the Lawrence Public Schools [1,661,256.00]-Mayor Dan Rivera Budget and Finance Cmt. – Approved/30 days waived**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 375/18: Approved/30 days waived**

**Doc. 374/18: Appropriation Transfer – Office of the Mayor – From: Free Cash Account #01-3590 to Litigation Account #010413-5305 – [500,000.00][EXECUTIVE SESSION ANTICIPATED]–Mayor Dan Rivera – Budget and Finance Cmt. – Reconsidered/Approved/30 days waived**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to reconsider Doc. 374/18 for discussion, as seconded by Councilor Payano and unanimously [9-0] approved by Council Members present.

Upon being recognized, Council Vice President Rodriguez presented a motion to go into Executive Session. A discussion ensued and Council Vice President Rodriguez withdrew his motion to go into Executive Session.

Upon being invited to address the Council Members Acting City Attorney Ruano appeared and stated the material subject to the consideration and discussion of the Council Members does not require the Council to convene into executive session qualifying her opinion that as long as the discussion and inquiry is not about

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specific cases or require providing the details of litigation. Acting City Attorney Ruano continued and explained the purpose of presenting the appropriation transfer request.

Upon being granted the floor, Council Vice President asked about the proposed litigation matters that may require financial support estimated through June 30, 2019.

Director Ianello provided further information about the collective bargaining agreements that are subject to the appropriation presented for consideration. Council Vice President Rodriguez requested a further detail of the requested collective bargaining cost which Acting City Attorney Ruano stated she could not provide any greater detail than has been already provided.

Upon being granted the floor, Councilor Reyes asked about the reason for hiring outside Counsel which Acting City Attorney stated that the Office of the City Attorney has dispensed with hiring full time Counsel to serve as legal counsel in matters concerning employment, labor relations and collective bargaining contracts which are specialties necessitating the City engage outside counsel who specialize in providing professional legal services consistent with current lawful requirements to obtain advice and counsel concerning matters that may result in litigation.

Upon being granted the floor, Councilor Payano posed questions to Acting City Attorney Ruano concerning current bills and expenditures. Councilor Payano suggested that the rate of expenditure for outside Counsel may justify the City hiring “in house” Counsel.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the measure and to waive any applicable thirty (30) day waiting period that may be required pursuant to section 3.8(a) of the City Charter presented by Council Vice President Rodriguez and seconded by Councilor Payano, the Council Members present voted unanimously [9-0] to approve the appropriation petition as presented.

**Doc. 374/18: Reconsidered/Approved/30 days waived**

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**Doc. 379/18: Inspectional Services Department - Order Authorizing the Expenditure of a Gift from Columbia Gas and/or NiSource Corporate Services Co. [21,444.00]–Mike Armano, Acting Director – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**Doc. 379/18: Approved**

**IX. COMMITTEE REPORTS:**

**Doc. 343/18: Handicapped Parking – 15 Rollins Street – Marta Madera – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

**Doc. 343/18: Public Hearing Ordered**

**Doc. 353/18: Handicapped Parking – 15 West Street – to be removed – Ramon Hiraldo – Ord. Cmt.- Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

**Doc. 353/18: Public Hearing Ordered**



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**Doc. 344/18: Parking – 324 Prospect Street – 15 minute – JJ Meat Market Bodega – Jose Santos, Owner – Counc. De La Cruz – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 344/18: Public Hearing Ordered**

**Doc. 351/18: Handicapped Parking – 59 Weare Street – Counc. Abdoo – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending a public hearing on the measure presented. The report was presented in the form of a motion to order a public hearing which was seconded by Councilor Laplante and unanimously approved by the Council Members present [9-0].

**Doc. 351/18: Public Hearing Ordered**

**Doc. 372/18: Department of Public Works - Authorization to Expend Funds from the Commonwealth Transportation Infrastructure Enhancement Trust Fund in accordance with MGL Chapter 44, Section 53A – Carlos Jaquez, Director-Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item presented for consideration which was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present.

**Doc. 372/18: Approved**

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**Doc. 373/18: Office of the City Attorney – Prior Fiscal Year’s Unpaid Bills: Middlesex County Sheriff’s Office [53.06] & O’Brien and Levine Court Reporting [235.74]-Raquel D. Ruano, Acting City Attorney – Budget and Finance Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the item as presented. The report was presented in the form of a motion to approve the item which was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by the Council Members present.

**Doc. 373/18: Approved**

**Doc. 380/18: Appointment–Licensing Commission–Kathleen A. Darwin– Mayor Dan Rivera – Personnel Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel Committee recommending the appointment of Kathleen A. Darwin to the Licensing Commission. The report was presented in the form of a motion to approve the appointment of Kathleen Darwin which was seconded by Councilor Payano.

Upon being granted the floor, Councilor Abdoo stated he supports Ms. Darwin for the position.

Upon being granted the floor and upon inquiry of Councilor Payano Ms. Darwin informed the Council Members about her reasons for submitting an application for a position with the Lawrence Licensing Commission. She stated that she would resign her position as a Member of the Bellevue Cemetery Board because service on more than one board is not permitted. Councilor Payano posed additional questions about the extent of authority that Licensing Board Members have over establishments that are granted licenses in Lawrence. He suggested that the Licensing Board Members provide greater community outreach to remain in contact with license holders to improve communications and Community relations.

Upon being granted the floor, Council Vice President Rodriguez asked Ms. Darwin about the reasons for applying for the position.

Upon being granted the floor, Councilor De La Cruz asked if the Board could address issues concerning people drinking alcohol in private homes and unlicensed locations in the City of Lawrence.

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Upon being granted the floor, Councilor Payano asked about the term of the appointment and was informed by Councilor Abdoo that it appears that the term is for 6 years.

Upon being recognized, Chief of Staff Eileen Bernal stated the term is for 6 year staggered term alternating with two other board members. This term presently being considered is to run through its expiration in 2022 and is the position that will fill the unexpired term of Board Member Ronald Martin which originally ran from 2016 to 2022.

Upon being granted the floor, Councilor DePena stated that the decisions of the Licensing Board are often contingent on political affiliation and clouded by adverse press critical of Lawrence establishments and their owners.

Upon being granted the floor, Councilor Laplante stated that enforcement of existing regulation and determinations of the Licensing Board is often challenging and difficult suggesting that greater enforcement is necessary. He stated that he supports the application of Ms. Darwin to fill the position and commented on the many years of service that Ron Martin has given to the City of Lawrence as a long time employee with the City Treasurer's Office and the years serving on the Lawrence Licensing Board and Board of Registrars citing his knowledge of politics and association with many political leaders relied upon by many City Councilors and employees over the years. He publicly thanked Ron Martin for his dedicated service to the City of Lawrence.

**10:00 p.m.: Councilor Abdoo presented a motion to conduct Council business past 10:00 p.m. which was duly seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0]**

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the appointment of Ms. Kathleen A. Darwin to the Licensing Board for a term of 6 years presented by Councilor Abdoo, as seconded by Councilor Payano, the Council Members present voted unanimously [9-0] to approve the appointment.

**Doc. 380/18: Approved**

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**Doc. 381/18: Appointment–Cultural Council–Elsa Sanchez–Mayor Dan Rivera – Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel Committee recommending the appointment of Elsa Sanchez to the Cultural Council. The report was presented in the form of a motion to approve the appointment as presented which was seconded by Councilor Levy.

Upon being granted the floor, Councilor Payano posed questions to Ms. Sanchez who responded by discussing her reasons for applying to serve as a member of the Cultural Council.

Upon being granted the floor, Councilor Laplante thanked Ms. Sanchez for volunteering her time in service to the Cultural Council.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

Upon a motion to approve the appointment of Ms. Elsa Sanchez to the Cultural Council presented by Councilor Abdoo, as seconded by Councilor Levy, the Council Members present voted unanimously [9-0] to approve the appointment.

**Doc. 381/18: Approved**

**Doc. 382/18: Appointment–Licensing Commission–Lesly Meléndez–Mayor Dan Rivera - Approved**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel Committee recommending the appointment of Lesly Melendez to the Licensing Commission. The report was presented in the form of a motion to approve the appointment of Ms. Melendez to the Lawrence Licensing Board which as seconded by Councilor De La Cruz.

Upon being granted the floor, Councilor Abdoo informed the Council Members that Ms. Melendez has served as Chairwoman of the Planning Board and has worked in a variety of Community based organizations in service to the City of Lawrence. He stated he supports the appointment of Ms. Melendez on the Lawrence Licensing Board for these reasons.

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Upon being granted the floor, Councilor Payano asked Ms. Melendez questions about her reasons for applying for appointment to the Lawrence Licensing Board which Ms. Melendez discussed and expounded upon to the Council Members. Ms. Melendez stated she would resign from the Oliver School Advisory Board if it prohibited her from serving on the Licensing Board. Councilor Payano stated the Oliver School Advisory Board is adjunct to the City of Lawrence and may be in conflict with an appointment to the Licensing Board suggesting that resignation from it may be required for Ms. Melendez to serve on the Licensing Board. Councilor Payano also posed questions about Ms. Melendez ability to render decisions and determinations that are supportive of businesses in the City of Lawrence. He commented that the decisions of the Licensing Commission Members may sometimes be contrary to recommendations of the Lawrence Police Department investigators. In response, Ms. Melendez stated her decisions will be reasonable, fair and equitable under the circumstances that are presented or exist at the time of the hearing.

Upon being granted the floor, Council Vice President commended Ms. Melendez as serving in a variety of capacities in the City of Lawrence since 2004. He also commented that the Licensing Commission should remain available to provide support to businesses by entering decisions that are fair and reasonable.

Upon being granted the floor, Councilor Laplante stated he supports Ms. Melendez application for the position and that he will be voting favorably for the appointment to the Lawrence Licensing Board.

Upon being recognized, Chief of Staff Eileen Bernal explained that the statutory requirements of the Licensing Board require equal representation of the major political parties stating that if appointed Ms. Melendez would help strike the party balance of members required by state law noting that she would be the second Democrat serving in an appointed position on the Lawrence Licensing Board.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council President Vasquez called upon the Members present to consider the matter presented.

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Upon a motion to approve the appointment of Ms. Melendez to the Licensing Board presented by Councilor Abdoo, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [9-0] to approve the appointment as presented.

**Doc. 382/18: Approved**

**Doc. 385/18: Office of the City Attorney–Contract Extension–Brian T. Corrigan,  
Assistant City Attorney – Pers. Cmt. – Tabled**

At the request of Council President Vasquez, Councilor Abdoo presented a motion to receive the report of the Personnel Committee with no recommendation. The motion was seconded by Councilor Reyes and unanimously [9-0] received by the Council Members present.

Upon being granted the floor, Councilor Reyes presented a motion to “table” document 385/18. The motion was seconded by Councilor Abdoo and Council Members present defeated the motion to “table” by roll call vote as follows: Yes-5; No-3; Absent-1

Council Vice President Jeovanny Rodriguez - No  
Councilor Brian DePena - Absent  
Councilor Maria De La Cruz - Yes  
Councilor Pavel Payano - No  
Councilor David Abdoo - Yes  
Councilor Marc Laplante – Yes  
Councilor Anna Levy - No  
Councilor Estela Reyes - Yes  
Council President Kendrys Vasquez – Yes

[Councilor DePena being absent from the Council Chamber when the vote was called and recorded].

Upon being granted the floor, Councilor Abdoo presented a motion to seek outside Counsel, as seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante stated there is some question as to which branch of City government has the authority to seek and hire outside Counsel for any reason. He suggested that hiring outside Counsel may require approval by the Mayor.

Upon being granted the floor, Councilor Payano inquired about the issues to be presented for determination by engaging outside Counsel.

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In response, Council President Vasquez stated that the item presented to the City Council in this document is presented by the “Second City Attorney” who is requesting to be appointed to the position of “First City Attorney” presently held by Acting City Attorney Raquel Ruano both of whom are applicants for the open City Attorney position under consideration of the City Council. He stated further that the City Council has taken considerable steps to fill the City Attorney position including calling for applications and conducting interviews and that decision is still pending before the City Council. It is also of some concern that the petitioner has independently filed the document on his own behalf for consideration of the City Council where the usual course of presentment is from the Mayor which is likely governed by City Charter or City Ordinance requirements before the City Council can consider the matter presented. All these issues would be subject for the advice of outside counsel based on the fact that a professional conflict may arise if the matter is presented for an opinion by the Acting City Attorney who is the only remaining attorney in the City Attorney’s Office.

A discussion ensued between Councilor Payano and Council President Vasquez regarding the petition filed and the request for outside Counsel.

Attorney Corrigan interjected and stating that he has withdrawn his request to be considered for appointment as “First City Attorney” indicating that his contract as “Second City Attorney” is coming to an end and he wanted to be sure that notice of its termination was pending in order to assure that he was not a “hold over” serving beyond the term of the contract to the position.

A discussion ensued between Council President Vasquez and Assistant City Attorney Corrigan concerning the appointment process for available positions with the Office of the City Attorney that are provided in the City Ordinances.

Upon being recognized, Council Vice President Rodriguez presented a motion to take document 385/18 off the “table”. The motion was seconded by Councilor De La Cruz and Council Members present defeated the motion by roll call vote as follows: Yes-4; No-4; Abstain-1

Councilor Estela Reyes - No  
Councilor Anna Levy - No

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Councilor Marc Laplante - No  
 Councilor David Abdoo - Yes  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz - Abstain  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – No

Council President Vasquez called the motion to seek and hire outside Counsel as presented by Councilor Abdoo earlier in the session. The motion was defeated by roll call vote of the Council Members present as follows: Yes-4; No-4; Abstain-1

Council Vice President Jeovanny Rodriguez - No  
 Councilor Brian DePena - No  
 Councilor Maria De La Cruz - Abstain  
 Councilor Pavel Payano - No  
 Councilor David Abdoo - Yes  
 Councilor Marc Laplante – Yes  
 Councilor Anna Levy - No  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

Upon being granted the floor, Councilor Levy presented a motion to reconsider motion to remove the item from the “table”. The motion was seconded by Council Vice President Rodriguez and Council Members present voted by roll call vote to remove document 385/18 from the “table” as follows: Yes-5; No-4

Councilor Estela Reyes - No  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdoo - No  
 Councilor Pavel Payano - Yes  
 Councilor Maria De La Cruz -Yes  
 Councilor Brian DePena - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – No

Upon being recognized, Councilor Reyes entered a Charter Objection pursuant to section 3.8 (c) of the Lawrence City Charter. Upon review of section 3.8(c) of the City Charter, Council President Vasquez determined that a Charter Objection is unavailable since the item is not being presented on its first occasion for adoption as required as a prerequisite to enter a Charter Objection pursuant to section 3.8(c).



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Upon being recognized, Council Vice President Rodriguez presented a motion to remove the item from the “table”. The motion failed for “lack of a second”.

**Doc. 385/18: Tabled**

**X. WITHDRAWALS:**

**Doc. 403/14: Taxpayer Liability caused by Municipal Employees – Ordinance – Council Pres. Maldonado – Ord. Cmt. – Withdrawn without Prejudice**

Upon being recognized, Council Vice President Rodriguez presented a motion to withdraw the above matter from the City Council Agenda pending before the Ordinance Committee. The motion was seconded by Councilor Payano.

A discussion ensued among the Council Members concerning the reason for withdrawing the item from the City Council Agenda.

Council Vice President Rodriguez amended his motion adding that the motion to withdraw the item is without prejudice in order to allow the item to be re-introduced if any Council Member determines they would like to reintroduce an item similar to the item withdrawn. The motion was seconded by Councilor Payano and Council Members present voted unanimously [9-0] to withdraw the item from the City Council Agenda without prejudice.

**Doc. 403/14: Withdrawn without Prejudice**

**Doc. 201/15: Use of City Council Chambers and Offices After Work Hours – Council Pres. Maldonado – Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [9-0] to withdraw the item from the City Council Agenda.

**Doc. 201/15: Withdrawn**

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**Doc. 242/15: Lawrence Police Department – Review Board – Council Pres. Maldonado –  
Ord. Cmt. – Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Abdoo and Council Members present voted unanimously [9-0] to withdraw the item from the City Council Agenda.

**Doc. 242/15: Withdrawn**

**Doc. 16/16: Non-Ordinance City Positions [filled and unfilled] – Counc. Almonte –  
Ord. Cmt. – Withdrawn**

Upon being recognized, Councilor Reyes moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Abdoo and Council Members present voted unanimously [9-0] to withdraw the item from the City Council Agenda.

**Doc. 16/16: Withdrawn**

**Doc. 17/16: Cornish and Bruce Streets – Lighting Issues – Counc. Almonte – Ord. Cmt. - Withdrawn**

Upon being recognized, Council Vice President Rodriguez moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [9-0] to withdraw the item from the City Council Agenda.

**Doc. 17/16: Withdrawn**

**Doc. 84/16: “Do Not Block Driveway” – signage at 59 Bunkerhill Street –  
Counc. Reyes – Ord. Cmt. - Withdrawn**

Upon being recognized, Councilor Reyes moved to withdraw the above matter from the City Council Agenda which had been pending before the Ordinance Committee. The motion was seconded by Councilor Levy and Council Members present voted unanimously [9-0] to withdraw the item from the City Council Agenda.

**Doc. 84/16: Withdrawn**

**XI. OLD BUSINESS:**

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**Doc. 208/18: Handicapped Parking – 69 Greenwood Street – Counc. DePeña –  
Ord. Cmt. & Public Hearing to be Ordered – Tabled**

Upon being recognized, the City Clerk read the report of Lawrence Police Office Eugene Scanlon that stated the petitioner stated to him that the request for a handicapped parking space is to prevent people from parking in front of his driveway stating further that a handicapped parking space could not be used for that purpose.

A discussion ensued between the Council Members regarding petition presented and other possible solutions that may be available and considered.

Upon being granted the floor, Councilor Reyes stated that the Lawrence Police Department are having difficulty removing vehicles and suggesting tabling the item.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to table the item. The motion was seconded by Councilor Payano and unanimously [9-0] approved by Council Members present.

**Doc. 208/18: Tabled**

**Doc. 286/18: One Way Street – Huse Street from Park Street to Alder Street and Alder Street from Huse Street to Spruce in a northerly direction [Sec. 10.28.040] – Council Pres. Vasquez & Counc. Reyes – Ord. Cmt. & Public Hearing to be Ordered – Withdrawn**

Upon being recognized, the City Clerk read the report of Lawrence Police Office Eugene Scanlon that stated the petition to create a one way street on Huse Street that runs from Park to Alder Street is already provided by City Ordinance with signs already in place.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to withdraw the item. The motion was seconded by Councilor Levy and unanimously [9-0] approved by Council Members present.

**Doc. 286/18: Withdrawn**

**XII. TABLED MATTERS:**

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**Doc. 336/18: State Election Update-Poll Locations and Impact of Recent Disaster-Early Voting-Other matters- William J. Maloney, City Clerk [10-02-18][T] – Tabled**

Councilor Levy presented a motion to remove the item from the table which was seconded by Councilor DePena and unanimously approved by the Council Members present [9-0].

Upon being granted the floor, Councilor Levy addressed the City Council and suggested she would like to have funds allocated to purchase new voting machines.

At the request of Councilor Levy and upon being recognized, City Clerk Maloney addressed the City Council reading from a memo to Council President dated November 30, 2018 providing the details of replacing 3 voting machines that broke down and were replaced during the State Primary on September 4, 2018 and 9 voting machines that broke down and were replaced during the State Election on November 6, 2018. He stated that the ACCUVOTE voting machines being used are not fit for use in any election and that machine malfunctions will expend and continue of these voting machines are used in any further election. He stated that the City Council and City of Lawrence should consider replacing all voting machines currently in use with new voting machines or to lease 24 replacement voting machines to assure voters have the ability to reasonably cast ballots and to provide a method of tabulating election results which will require votes appearing on ballots cast to be “hand counted” at every poll location where a voting machine fails without having an functioning replacement.

Upon being granted the floor, Councilor De La Cruz recommended Secretary of State Galvin be invited to address the City Council regarding the issue of new voting machines. Councilor De La Cruz moved to send correspondence to Secretary of State Galvin and invite him to attend the City Council Meeting to address the Council Members concerning obtaining new voting machines. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by Council Members present.

Upon being granted the floor, Councilor Payano stated that the City Council take responsibility to obtain new machines as soon as possible. He stated he believes the Administration was taking steps to introduce a Capital plan to purchase new machines. Councilor Payano suggested the City Council should hear from the Mayor or the Finance Office concerning steps taken to initiate a plan to purchase new voting machines.

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Council President Vasquez stated he would gladly speak to the Mayor regarding this matter.

Upon being granted the floor, Councilor Levy stated she would like to hear from Mayor Rivera or the Finance Office regarding this matter.

Upon being granted the floor, Councilor Payano suggested the Council President may want to meet with Mayor Rivera soon due to the urgency of the matter.

Upon being granted the floor, Councilor Levy moved to “table” the item. The motion was seconded by Councilor Payano and unanimously [9-0] approved by Council Members present.

**Doc. 336/18: Tabled**

**Doc. 244/18: City Attorney Application Review & Appointment Consideration – Council Pres. [Executive Session Anticipated][T][09-18-18] – Tabled**

Upon being recognized, Councilor Laplante presented a motion to remove the item from the table which was seconded by Councilor Abdoo and unanimously approved by the Council Members present [9-0].

Upon being granted the floor, Councilor Laplante posed questions regarding the item which was briefly discussed by the Council Members present.

Upon being continuing, Councilor Laplante moved to “table” the matter. The motion was seconded by Councilor Abdoo and unanimously [9-0] approved by Council Members present.

**Doc. 244/18: Tabled**

**Doc. 340B/18: FY 2019 Supplemental Appropriation-Lawrence Public Schools-School Building Maintenance-01422987-5421 [1,661,256.00]- Mayor Dan Rivera-Budget and Finance Cmt-Charter Objection on 11-07-18 by Council Vice Pres. Rodriguez [11-20-18][T] – Withdrawn**

Upon being recognized, Councilor Laplante presented a motion to remove the item from the table which was seconded by Councilor Abdoo and unanimously approved by the Council Members present [9-0].

Upon being recognized, Councilor Laplante moved to withdraw the item from the Council Agenda. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by Council Members present.

**Doc. 340B/18: Withdrawn**

[Tuesday, December 18, 2018]

**11:00 p.m.: Council Vice President Rodriguez presented a motion to conduct Council business past 11:00 p.m. which was duly seconded by Councilor DePena and unanimously approved by the Council Members present [9-0]**

The following items remained “tabled” without further action:

- 39/10 Charter Review [Public Hearings as needed]
- 148/11 Parking – Merrimack Street–alternate side parking–Counc. Laplante–Ord. Cmt.
- 224/13 Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]
- 133/14 Military/Veteran Recognition-Counc. Laplante
- 175/14 Security regulations at nightclubs – Counc. Laplante – Ord. Cmt. [T][09-05-18]
- 197/14 Double Poles–Locations–Review–Council Pres. Maldonado
- 311/14 Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass’t. City Atty.
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 341A/16 Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt.
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Counc. Rodriguez – Public Hearing
- 162/17 Water and Sewer Department –Woodard & Curran update to City Council re: Lead and Copper tests per Mass DEP Regulation Daniel J. Latiff, Acting Commissioner
- 198/17 Director of the Bellevue Cemetery–Creation of an Ordinance for new position–Nick Kolofoles, Chairman [T][10-16-18]
- 221/17 Stop Sign–Intersection of Andover and Foster Streets–Counc. Vice Pres. Laplante–Public Hrg Pending–Traffic Study Ordered
- 308/17 Lawrence Historical Commission–request to recognize authority of the Commission to name or rename sites within its jurisdiction– Donna Bertolino, Secretary – Ord. Cmt. & Public Hearing to be Ordered
- 324/17 Disposition - 119 May Street – Tax Map 211, Lot 10-Laiza St. Onge, Asset Officer – Hous. Cmt.[T][09-05-18]
- 342/17 Lawrence Historical Commission –Vendors on Campagnone Common– Statement and Position– to create a Resolution In support of enforcing the ordinance of Vendors at the Common - Jonas Stundza– Counc. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Counc. Abdoo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Counc. De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Counc. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Counc. Levy–Public Hearing Open [8-21-18]
- 147/18 Parking – Stearns Ave [296-296A Lawrence St] – 15 minute – Council Pres. Vasquez [T][08-21-18]
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Counc. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Poll Accessibility Citations DOJ– [Executive Session Anticipated][T][08-21-18]

[Tuesday, December 18, 2018]

- 190/18 Resolutions honoring the top Lawrence Graduates from Lawrence High School, Central Catholic High School, Notre Dame Cristo Rey, Greater Lawrence Technical School, and Northern Essex Community College – Counc. Laplante – Presentation
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]
- 244/18 City Attorney Application Review & Appointment Consideration – Council Pres.[Executive Session Anticipated][T][09-18-18]
- 250/18 Office of the City Attorney - Deed Restrictions for 56-58 Bromfield Street – Request to lift – Brian T. Corrigan, Assistant City Attorney – Ord. Cmt. [T][09-05-18]
- 288/18 Private Livery & Taxis Services Office-Meditran, LLC - 49 Blanchard Street Ste. 207-3-Jose L. Fernandez –Sgt. Mélix Bonilla, Lawrence Police Dept. – Ord. Cmt.[T][09-05-18]
- 292/18 Resolution - Boys “Thunder” Beyond Soccer Program - Councs. Abdoo and Laplante [T] [08-21-18]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Councs. Abdoo and Laplante [T][08-21-18]
- 321/18 Order Pursuant to G.L. c. 56, sec. 60 issued by William F. Galvin, Secretary of the Commonwealth – Council Vice Pres. Rodriguez [T][09-18-18]
- 326/18 Lawrence Opioid Litigation – Counc. Payano & Council Vice Pres. Rodriguez – Ord. Cmt. [12-04-18][T]
- 328/18 Lawrence Emergency Response- Counc. Payano[T][09-18-18]
- 336/18 State Election Update-Poll Locations and Impact of Recent Disaster-Early Voting-Other matters- William J. Maloney, City Clerk [10-02-18][T]

### **XIII. NEW BUSINESS:**

#### **Doc. 397/18: Winter Parking – Garden Street - Alternate Side Winter Parking Ordinance – Counc. Reyes – Public Hearing Ordered**

Upon being recognized, Councilor Reyes presented a motion to suspend the Rules of the City Council and declare the measure an emergency for the purpose of ordering a public hearing on the measure presented in the petition filed. The motion was seconded by Councilor DePena and unanimously [9-0] approved by the Council Members present.

#### **Doc. 397/18: Public Hearing Ordered**

- 389/18 Department Heads Quarterly Report – Counc. Payano & Council Vice Pres. Rodriguez – Ref. to Committee of the Whole
- 390/18 Handicapped Parking – 23 Columbus Avenue – Sonia Sanchez – Ref. to Ord. Cmt.
- 391/18 Handicapped Parking – 126 Phillips Street, 1<sup>st</sup> floor – Peter J. Ruiz-Ref. to Ord. Cmt.
- 392/18 Handicapped Parking – 136 Willow Street, 1<sup>st</sup> floor – Ramiro Calderón-Ref. to Ord. Cmt.
- 395/18 City Officers and Employees – Appearance before City Council – Amend Section 2.04.130 – Council Vice Pres. Rodriguez, Council Pres. Vasquez and Counc. Payano-Ref. to Ord. Cmt.
- 396/18 Lawrence Public Library – Request for Authorization to Expend Health Literacy Grants – All of Us Technology Award –[10,000.00] & Community Engagement Award – [15,000.00] – Jessica V. Vilas Novas, Director – Ref. to Budget & Finance Cmt.
- 397/18 Winter Parking – Garden Street - Alternate Side Parking Ordinance – Counc. Reyes-Public Hearing Ordered

[Tuesday, December 18, 2018]

**XIV. ADJOURNMENT:**

Upon Motion of Councilor Abdoo duly seconded by Councilor DePena, the Council Members present voted unanimously to Adjourn.

**ADJOURNED  
(11:05p.m.)**

Attest:

William J. Maloney  
City Clerk