

MEETING OF THE LAWRENCE CITY COUNCIL
Date & Time: July 10, 2018 at 7:00 p.m.
Location: City Council Chambers, City Hall, 200 Common Street, Lawrence, MA

AGENDA [First draft]:

Roll Call - Moment of Silence - Pledge of Allegiance

Minutes for Council Approval:

Public Participation

1. Public Hearings

- 85A/18 Rental Insurance Policy Requirement for All Rental Units - Sec. 15.12.010 - Definitions - Council. Payano - Public Hearing
85B/18 Rental Insurance Policy Requirement for All Rental Units - [Sec. 15.12.065] - Council. Payano - Public Hearing
89/18 Department Heads - Quarterly Reports [Sec. 2.04.135] - Council. Payano - Public Hearing
118/18 City Clerk Fee Adjustments - William J. Maloney, City Clerk - Budget and Finance Cmt. - Public Hearing
133/18 An Ordinance for Regulations and Procedures for Surveillance Technology - Council. Payano - Public Hearing
194/18 Proposed Five-Year Capital Improvement Plan [also posted under Communications section] - Mayor Dan Rivera - Public Hearing

2. Communication from Mayor, City Officials and City Attorney - None

3. Appropriations-Orders-Resolutions

Resolutions:

- 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.

Appropriations and Appropriation Orders and Requests [New Filings only]:

- 258/18 Appropriation Transfers - From: Capital Reserve Fund to various Capital Projects Accounts-[1,005,759.00]- Mayor Dan Rivera
259/18 Loan Order for FY19-FY23 Capital Improvement Plan - Mayor Dan Rivera

Appropriations - Budget and Finance Committee Reports [Appropriation Reports only]:

- 220/18 Year-End Transfers between departmental accounts - Mark J. Ianello, Finance Director - Budget and Finance Cmt.
243/18 Lawrence Municipal Classified Foremen's Association - Collective Bargaining Agreement - FY 18 Funding Approval- Mark Ianello, Finance Director - Budget and Finance Cmt

4. Committee Reports:

Ordinance Committee Reports:

- 106/18 Handicapped Parking - 19 Cedar Street - Fernando Gual - Ord. Cmt. & Public Hearing to be Ordered
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 to be Ordered
116/18 Handicapped Parking - 8 Sargent Street - Delia Cosme - Ord. Cmt. & Public Hearing to be Ordered
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 to be Ordered
124/18 Resident Parking Amendment - Orchard Street [6 pm to 6 am] - Council. Reyes - Ord. Cmt. & Public Hearing to be Ordered
131/18 City Council Parking Ordinance - Council. Levy - Ord. Cmt.
141/18 Handicapped Parking - 54 Hawley Street - Mirla Galdames - Ord. Cmt. & Public Hearing to be Ordered
147/18 Parking - Stearns Ave. West of Lawrence St. [side of 296-296A Lawrence Street] - 15 minute - Council Pres. Vasquez - Ord. Cmt.
155/18 Handicapped Parking - 34 Beacon Avenue, Apt. 50.3 - Jenny Perez - Ord. Cmt. & Public Hearing to be Ordered
159/18 Handicapped Parking - Front of 17 Tremont Street - Council Vice Pres. Rodriguez - Ord. Cmt. & Public Hearing to be Ordered
160/18 Transient Vendor License - 76 Newbury Street - Francisco A. Valdez - Ord. Cmt.
177/18 Comcast - Request to install a new underground conduit - 10 Pemberton Street - David R. Flewelling, Specialist 2 Construction Ord. Cmt. & Public Hearing to be Ordered
184/18 Transient Vendor License - 315 High Street - Angel Bisono - Ord. Cmt.
191/18 Verizon - Request to place underground conduit on South Canal & Merrimack Street - E. Everett Bryan, R/W - Ord. Cmt. & Public Hearing to be Ordered
192/18 Verizon - Request to place underground conduit on Butler Street - E. Everett Bryan, R/W - Ord. Cmt. & Public Hearing to be Ordered
198/18 Centro Cristiano Camino de La Salvación - Request to hold a Community Resource Fair @ 454 Essex Street on July 25th, 2018 from 10am to 2pm - Juan Núñez - 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 - Ord. Cmt. & Public Hearing to be Ordered

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Committee Reports [cont.]

- 202/18 Transient Vendor License – 91 Cambridge Street – Fernando Santiago – 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 - [Date changed to 8/19/18] - from 3pm to 9:30pm – Sara I. Saldaña – Ord. Cmt.
- 205/18 Transient Vendor License – 44 Fern Street – Jaquelin Tavarez – Ord. Cmt.
- 206/18 Private Livery License – Xpress Service Transportation, LLC – Detective Jose Flores, Lawrence Police Department, Hackney Division – Ord. Cmt.
- 210/18 Saints Alfio Society – Request to conduct its 95th Annual Feast of the Three Saints on Labor Day Weekend on August 31st, September 1st and 2nd, 2018 – Michael D. Morley, President – Ord. Cmt.
- 213/18 Transient Vendor License – 668 Haverhill Street - Nancy M. Perez – Ord. Cmt.
- 214/18 Board of Health Ordinance-Amendment– Counc. Payano – Ord. Cmt.
- 219/18 Building Permit Fees – Request to Amend Ordinance Section 15.04.010 – Brian T. Corrigan, Assistant City Attorney- Ord. Cmt.

Budget and Finance Committee Reports:

- 195/18 Proposed Five-Year Financial Forecast and Users’ Guide and Assumptions - Mayor Dan Rivera – Budget and Finance Cmt.
- 240A/18 Lawrence Police Department – K-9 First Dog Program Grant [25,000.00]–Roy P. Vasque, Chief – Budget and Finance Cmt.
- 240B/18 Lawrence Police Department – Diverting Juveniles and Emerging Adults from Criminal Justice System Involvement – [139,000.00] – Roy P. Vasque, Chief –Budget and Finance Cmt.
- 241/18 Lawrence Police Department – First Responder Naloxone Grant – Roy P. Vasque, Police Chief & Brian Moriarty, Fire Chief - Budget and Finance Cmt.

Housing Committee Reports: None

Personnel Committee Reports:

- 230/18 City Attorney Job Posting – Review-Councs. Payano, Levy and DePeña - Pers. Cmt.

Public Safety Committee Reports: None

Committee of the Whole Reports: None

5. Withdrawals

- 166/11 Guilmette School – update on construction and lawsuits – Counc. Rivera – Budget and Finance Cmt.
- 296/12 Classification of MVWIB Positions – Frank Bonet, Personnel Director – Pers. Cmt.
- 273/13 Responsible Bankin and Re-Investment in Lawrence – Ordinance – Counc. Vasquez – Ord. Cmt.
- 25/14 Snow Plowing and the Disabled and Elderly – Council Vice Pres. Alvarez-Rodriguez – Ord. Cmt.
- 79/14 Wetherbee Excel Club – would like to propose a safe route to the boathouse – Molly Radcliffe – Ord. Cmt.
- 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.
- 210/14 Temporary or Provisional Employment Appointments – Proposed Ordinance – Counc. Laplante - Ord. Cmt.
- 275/14 No Parking Sign – 390 Salem Street – Daniel Matting – Ord. Cmt.
- 291/14 Prepared Food Sales in Lawrence – Counc. Laplante and Council Pres. Maldonado – Ord. Cmt.
- 361/14 Stop Sign – Park Street – eastbound and westbound traffic at Spruce Street – Council Pres. Maldonado – Ord. Cmt.
- 173/16 Examination of Excise Tax Collection and the RMV - Councilors Laplante, Abdo, De Peña & Council Pres. Vasquez – Budget and Finance Cmt.
- 110/18 Haverhill Street – One Way between Prospect and Haverhill Streets – Counc. Levy – Ord. Cmt.
- 111/18 Fulton Street – One Way between Prospect and Haverhill Streets – Counc. Levy – Ord. Cmt.
- 129/18 Report on Chief of Police Search – Counc. Payano – Pers. Cmt.
- 169/18 Job Postings Discussion – Counc. Payano – Pers. Cmt

6. Old Business

- 244/18 City Attorney Job Application Review and Appointment Consideration – [Executive Session Anticipated]
Council Pres. Vasquez

7. Tabled Matters

- 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.

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Tabled Matters [cont.]

- 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
- 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. Abdo [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

8. New Business

- 238/18 Community Cultural Coalition – Request use of the Appleton Way for a Lawtown Jazz Fest and World Music on August 10th & August 11th, 2018 [Rain Date: August 17th and August 18th, 2018 from 5:30pm to 10pm – Persio Acevedo
- 245/18 1199 SEIU – United Healthcare Workers – Request use of the Manchester Street Park on Saturday, August 18th, 2018 from 12pm to 5pm to celebrate victory on \$15.00 –PCA’S – Rebecca Gutman, Vice President
- 246/18 No Parking both sides – Myrtle Court – Counc. Reyes
- 247/18 Pawnbroker’s Dealer License – 77 Essex Street – Eric Mane
- 248/18 Old Gold Dealer License – 77 Essex Street – Eric Mane
- 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
- 250/18 Office of the City Attorney-Deed Restrictions for 56-58 Bromfield St.-Request to lift-Brian T. Corrigan, Assistant City Attorney
- 251/18 Tax Lien Collection from outside firm – City Attorney to provide information – Counc. De la Cruz
- 252/18 Appointment – Leahy School Building Commission – Gloribel Gonzalez – Mayor Dan Rivera
- 253/18 Appointment – Leahy School Building Commission – Marcos Devers – Mayor Dan Rivera
- 254/18 Appointment – Leahy School Building Commission – Milagros A. Puello – Mayor Dan Rivera
- 255/18 Appointment – Disability Commission - Yaritza Rizzo – Mayor Dan Rivera
- 256/18 Appointment – Disability Commission – Sharon Rubeo McKenna – Mayor Dan Rivera
- 257/18 Transient Vendor License – 13 Cedar Street – Abel Reyes