

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

**DATE: Tuesday January 15, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, January 15, 2019** at 7: 00 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 Abdo [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 Fourteen [14] 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 18, 2018 were submitted by the City Clerk for consideration of approval.

Upon the motion of Councilor Payano to approve the minutes as presented duly seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] 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 wished everyone a Happy New Year. He stated that the public demands Mayor Rivera 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 Lawrence Police Chief Roy Vasque.

Francis Tineo, 8 Kendall Street, Lawrence, MA stated that he had been before the City Council Members previously and again requested assistance with truck being towed by Valley Towing. He stated that his truck was illegally towed by Valley Towing from Orchard Street and is being sold for parts. He stated no one has contacted him stating further that he believed there is an investigation being conducted but he was never provided the results of the investigation.

Waira Berroa, 45 Bromfield Street, Lawrence, MA, informed the Council Members that she is the petitioner in asking the City Council Members to remove deed restrictions appearing in the deed of the property located at 56-58 Bromfield Street in Lawrence which she purchased from the City of Lawrence as presented in Document 250/2018. She stated that conditions have changed that necessitate the removal of the deed restriction placed in the transfer deed at the time the City of Lawrence sold the property.

Leonard Eddy, City of Lawrence School Safety Officer, 63 Bigelow Street, Lawrence, MA informed the Council Members that despite some enforcement measures cars continue to speed dangerously when travelling on Bigelow Street. He asked for the assistance of the City Council Members to re-instate serious safety measures to make Bigelow Street safe for the neighborhood residents.

Richard Russell, 34 Cross Street, Lawrence, MA asked about the status of Document 334/18 which provides tax relief to Senior residents of Lawrence asking whether Mayor Rivera has approved the measure. He also inquired about the manner the Massachusetts Public Record Law in is implemented in the City of Lawrence.

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**III. PUBLIC HEARINGS:**

**Doc. 343/18: Handicapped Parking – 15 Rollins Street – Marta Madera –  
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 [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 343/18: Approved**

**Doc. 344/18: Parking – 324 Prospect Street-15 minute – JJ Meat Market Bodega -Jose Santos, Owner-  
Counc. De La Cruz-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 being granted the floor, Councilor De La Cruz informed the Council Members of the necessity of the proposed ordinance and urged its approval.

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 and to waive any 30 day waiting period that may apply pursuant to section 3.8(a) of The Lawrence City Charter as presented by Councilor De La Cruz and seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve the measure presented and to waive any applicable 30 day waiting period that may be required by the Lawrence City Charter.

**Doc. 344/18: Approved/30 days waived**

**Doc. 351/18: Handicapped Parking – 59 Weare Street – Counc. Abdo –  
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 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 a motion to approve the measure and to waive any 30 day waiting period that may apply pursuant to section 3.8(a) of The Lawrence City Charter as presented by Councilor Abdo and seconded by Councilor Laplante, the Council Members present voted unanimously [8-0] to approve the measure presented and to waive any applicable 30 day waiting period that may be required by the Lawrence City Charter.

**Doc. 351/18: Approved/30 days waived**

**Doc. 353/18: Handicapped Parking – 15 West Street – to be removed – Ramon Hiraldo – 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 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 and to waive any 30 day waiting period that may apply pursuant to section 3.8(a) of The Lawrence City Charter as presented by Councilor Reyes and seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [8-0] to approve the measure presented

**Doc. 353/18: Approved/30 days waived**

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**Doc. 397/18: Winter Parking – Garden Street - Alternate Side Winter Parking Ordinance [current Winter Parking Ordinance and the pending Winter Parking Ordinance to be entered on 7-1-19]  
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 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 and to waive any 30 day waiting period that may apply pursuant to section 3.8(a) of The Lawrence City Charter as presented by Councilor Reyes and seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [8-0] to approve the measure presented

**Doc. 397/18: Approved/30 days waived**

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

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

**Doc. 1/19: Resolution – Supporting the Recommendations of the “Foundation Budget Review Commission” Relative to Funding the Foundation Budget [Chapter 70] [49 Million Annually] – Mayor Dan Rivera – Ref. to Ord. Cmt.**

**Doc. 2/19: Appropriation –Additional [1,434,303] Pursuant to JLMC Award – Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

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Council President Vasquez called the above items to the attention of the Council Members as appearing on the Agenda referring each item for further proceedings to the City Council Subcommittee as indicated.

**Doc. 1/19: Ref. to Ord. Cmt.**

**Doc. 2/19: Ref. to Budget & Finance Cmt.**

## **VI. COMMITTEE REPORTS:**

**Doc. 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 – 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 Abdo.

Alicia Miller, Coordinator of the Mayor's Health Task Force, presented information concerning the item to the Council Members.

Upon being granted the floor, Councilor De La Cruz posed questions to Coordinator Miller asking if funds will provide meals to be cooked at the Senior Center. Coordinator Miller stated that the intent and purpose of the grant funding is to provide a review and report of aging in the Lawrence area. Councilor De La Cruz suggested the Council on Aging should assist the elderly with cooking serviced.

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 item as presented.

**Doc. 371/18: Approved**

**Doc. 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 – 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 Abdo and unanimously [8-0] approved by the

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Council Members present.

**Doc. 396/18: Approved**

**Doc. 389/18: Department Heads Quarterly Report –  
Counc. Payano & Council Vice Pres. Rodriguez – Committee of the Whole – Tabled**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report of the Committee of the Whole recommending sending notice to City Department Heads asking for compliance with the new provisions of the ordinance approved by the City Council in July of 2018. 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 Payano commented by stating the intention is to request City Department Heads to comply with the ordinance.

Upon being granted the floor, Councilor De La Cruz stated the responses of the Department Heads will be helpful to the Council Members.

Upon being granted the floor, Councilor Payano suggested a copy of the requirements be sent to the Department Heads.

Upon being granted the floor, Council Vice President Rodriguez stated the current ordinance be sent to Department Heads for compliance.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion and the Council Members present voted unanimously [8-0] to send notice to each department head requesting compliance with the new ordinance.

Upon being recognized, Council Vice President Rodriguez moved to “table” the item. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by Council Members present.

**Doc. 389/18: Tabled**



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**VII. WITHDRAWALS:**

**Doc. 17/12: Parking Meters Financial Update and Review – Council Vice Pres. Rivera – Budget and Finance Cmt. – Withdrawn**

Upon being recognized, Councilor Laplante moved to withdraw the above matter from the City Council Agenda previously pending before the Budget & Finance Committee. The motion was seconded by Councilor Abdoo and Council Members present voted unanimously [8-0] to withdraw the item from the City Council Agenda.

**Doc. 17/12: Withdrawn**

**VIII. OLD BUSINESS:**

**Doc. 323/17: Disposition – 14-16 Tremont Court [Tax Map 167, Lot 141] – [To be referred to Hous. Cmt.] - Laiza St. Onge, Asset Officer – Ref. to Housing Committee**

**Doc. 40/18: Surplus Declaration – 23 Doyle Street – [Tax Map 184, Lot 161] – [To be referred to Hous. Cmt.] - Laiza St. Onge, Asset Officer – Ref. to Housing Committee**

**Doc. 315/18: Disposition –12 Acton Street, Unit 207 [Tax Map 190, Lot 1/7] - [To be referred to Hous. Cmt.] -Laiza St. Onge, Asset Officer – Ref. to Housing Committee**

**Doc. 316/18: Disposition -15 Boxford Street, Unit 1 [Tax Map 61, Lot 2/1] – [To be referred to Hous. Cmt.] - Laiza St. Onge, Asset Officer – Ref. to Housing Committee**

Council President Vasquez introduced the items cited above referring each to the Housing Committee for further proceedings.

**Doc. 323/17: Ref. to Housing Committee**

**Doc. 40/18: Ref. to Housing Committee**

**Doc. 315/18: Ref. to Housing Committee**

**Doc. 316/18: Ref. to Housing Committee**

**IX. TABLED MATTERS:**

**Doc. 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] – Approved - Tabled**

Upon being recognized, Councilor Reyes 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].

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Upon invitation Ms. Berroa, the petitioner, addressed the Council Members providing information concerning the changed circumstances that necessitate the removal of restrictive covenants attached to the deed as a condition of the purchase of the real property sold to her by the City of Lawrence. She stated that an irrevocable trust has been established to assure proceeds obtained from any sale of the parcel are put into a trust for the benefit of her minor child which had been suggested by the City Council Members in order to support a vote for the removal of the deed restrictions.

Upon being granted the floor, Council Vice President Rodriguez spoke in support of the approval of the item.

Upon being granted the floor, Councilor Payano asked Ms. Berroa questions about the establishment and purpose of the trust.

Upon being granted the floor, Council Vice President Rodriguez explained the funds generated by the sale of the real estate without the restrictions attached will be used for the trust beneficiary.

Council President Vasquez informed the Council Members of the beneficial interest established in Article 3 and Article 4 of the trust document.

Upon being granted the floor, Councilor Payano suggested that it may be necessary to amend the trust to assure the beneficiary is able to obtain supplemental care. A discussion ensued between Councilor Payano and Council President Vasquez regarding the sufficiency of the supplemental care provision already contained in the trust document.

Upon being granted the floor, Council Vice President Rodriguez stated the document allows the trustor great latitude to provide care to her son who is the beneficiary named in the trust document.

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 measure presented by Council Vice President Rodriguez initially presented and recorded on September 5, 2018 , as seconded by Councilor De La Cruz, the Council Members present voted unanimously [8-0] to approve the item.

**Doc. 250/18: Approved**

**Doc. 244/18: City Attorney Application Review & Appointment Consideration – Council Pres.[Executive Session Anticipated][T][09-18-18] - Tabled**

Councilor Laplante 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].

Council President Vasquez updated the Council Members on the item.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to add Acting City Attorney Raquel Ruano as a third applicant for the position of City Attorney. The motion was seconded by Councilor DePena and Council Members present voted by roll call vote as follows to include Acting City Attorney Ruano as a finalist for the City Attorney position. Yes-7; No-1; Absent-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Absent  
 Councilor Marc Laplante - No  
 Councilor David Abdo - 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

Upon being granted the floor, Councilor De La Cruz presented a motion to allow the finalists for the position of Lawrence City Attorney determine the role they will serve in the Office of the City Attorney. The motion was seconded by Councilor Reyes.

Council President Vasquez commented on the creativeness of the motion presented which would require an amendment to the current ordinances that provide the services to be provided by each City Attorney approved for each position outlined in the City Ordinances.

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Upon being granted the floor, Councilor Payano clarified that it is his understanding the motion presented by Councilor De La Cruz would allow the City Attorneys hired by the City of Lawrence would collectively decide the nature of services each were to provided on behalf of the City of Lawrence.

Council President Vasquez suggested that a newly structured ordinances for the Office of the City Attorney may be required and presented for the consideration of the City Council Members.

Upon being granted the floor, Councilor Laplante agreed that the current ordinance would have to be amended.

Upon being granted the floor, Councilor De La Cruz stated change is needed.

Upon being granted the floor, Councilor Reyes suggested the matter be referred to amend the ordinance and the motion should be considered.

Upon being granted the floor, Councilor De La Cruz withdrew her motion.

Upon being granted the floor, Council Vice President Rodriguez suggested calling for an interview for all three candidates at a Special Meeting of the City Council.

Upon being granted the floor, Councilor Payano inquired about whether the candidates subject to a failed motion could be interviewed and voted upon again. He suggested the latest candidate added to the list of candidates be contacted and the position discussed.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to invited and interview Attorney Ruano as a “third finalist” for the City Attorney position as seconded by Councilor Payano.

Upon being granted the floor, Councilor Laplante stated there are many legal issues already resulting from the selection process which may require the legal opinion of counsel hired to advise the City Council Members in order to proceed. He stated that he does not support the motion presented for these reasons.

Upon being granted the floor, Councilor Payano suggested that outside counsel should be engaged to advice City Council.

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Upon being granted the floor, Council Vice President Rodriguez stated proceeding with interview and hire outside counsel while proceeding.

Upon no further comment, inquire of discussion Council President Vasquez called upon the Council Members to consider the matter presented and Council Member present voted by roll call vote to interview Attorney Ruano as a “third finalist” for the position of Lawrence City Attorney with further proceedings to be conducted at a Special Meeting of the City Council as follows: Yes-6; No-2; Absent-1

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

Upon being granted the floor, Council Vice President Rodriguez presented a motion to hire outside Counsel to review City Attorney hiring and hiring process regarding document’s 244/18 and 385/18. The motion was seconded by Councilor Laplante and Council Members present voted to hire outside Counsel by roll call vote as follows: Yes-6; No-1; Absent-2 [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Absent  
 Councilor Marc Laplante - Yes  
 Councilor David Abdo - 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

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The Council Members engaged in a brief discussion on the manner which outside counsel may be hired concluding with Council President Vasquez stating that he will discuss the matter further with Mayor Rivera.

Upon being granted the floor, Council Vice President Rodriguez moved to “table” the item. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present. [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 244/18: Attorney Ruano added as Finalist/Outside Counsel to be Engaged/Tabled**

**Doc. 385/18: Office of the City Attorney–Contract Extension–Brian T. Corrigan,  
Assistant City Attorney – Pers. Cmt. – Approved & Tabled**

Councilor De La Cruz 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]. [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**8:30 p.m.: Councilor Abdoo presented a motion to recess Council proceedings minutes  
which was duly seconded by Councilor De La Cruz and  
unanimously approved by the Council Members present [8-0]**

**8:45 p.m.: Councilor Abdoo presented a motion to come resume Council proceedings which was duly  
seconded by Councilor Laplante and unanimously approved by the Council Members present [8-0]**

Upon request of Council President Vasquez, City Clerk Maloney reviewed the history of the document for the benefit of the Council Members present.

Upon being granted the floor, Councilor De La Cruz presented a motion to renew Attorney Corrigan’s contract as Second City Attorney of the City of Lawrence. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante stated the question is that the candidate for Second City Attorney of the City of Lawrence who presented an application for appointment independently of any recommendation from the Mayor or the City Attorney. He stated that the advice of counsel regarding the validity of the manner which the application was presented by Attorney Corrigan should be obtained before taking the action provided by the motion presented.

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Upon being granted the floor, Councilor Payano commented that the City Council assumed Attorney Corrigan would remain employed while the Council considers the item submitted for consideration. He stated that the termination of Attorney Corrigan's employment as a City Attorney by Mayor Rivera changes the matter. He stated that Attorney Corrigan should be returned to employment while the matters presented are determined.

Upon being granted the floor, Councilor Abdoo stated the item is presented in a flawed document. He stated the City of Lawrence doesn't presently have a City Attorney contracted for employment. Councilor Abdoo stated things have changed but have not progressed toward the solution. He suggested that legal Counsel is necessary to assist addressing this matter. He suggested the entire City Attorney selection process should start from the beginning.

Upon being granted the floor, Councilor Payano suggested that the change of circumstances necessitate the Council Members take action stating that there is probably forty-five day buffer of time within the contract provisions of the Second City Attorney which may be required to be honored. He stated that he believes the City Council is within its authority to reinstate Attorney Corrigan to the position as Second City Attorney.

Upon being granted the floor, Councilor De La Cruz agreed with Councilor Payano stating that Attorney Corrigan's dismissal was accomplished without the authority of the City Council.

Upon being granted the floor, Councilor DePena informed the Council Members that there is no communication between the City Council and Mayor Rivera. He stated the Mayor may have over-extended his authority suggesting the authority to dismiss Attorney Corrigan may belong to the Council. Councilor DePena stated he supports Councilor De La Cruz's motion to reinstate Attorney Corrigan.

Upon being granted the floor, Council Vice President Rodriguez read from the Lawrence City Ordinances provision establishing the position of the Second City Attorney. He suggested the "buffer" provision of the contract of Attorney Corrigan may be involved.

Upon being granted the floor, Councilor Abdoo stated that the challenge is really with the City Charter which authorizes the Mayor to execute employment action forms which he is likely to refuse to execute. Councilor

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Abdoo stated that even if the vote is to approve Attorney Corrigan's contract the Mayor will not honor that vote. He re-iterated that outside Counsel is needed to complete this process.

Upon being granted the floor, Councilor Reyes stated that Attorney Corrigan's ability to perform the work as Counsel to the City of Lawrence and the services provided to date are not in question. She stated that she is not sure if a vote of Council to approve Attorney Corrigan's contract will be effective. She also stated that the selection process to hire a permanent City Attorney should begin again to be proper. Councilor Reyes stated she will support the motion presented.

Upon being granted the floor, Councilor Payano sought clarification that motion presented by Councilor De La Cruz is to renew the contract of Attorney Corrigan as Second City Attorney for the City of Lawrence. He requested that that Councilor De La Cruz consider adding a time period which the contract would extend suggesting that the renewal of the contract be extended for a period of not more than one year adding that a definite time period may be appropriate. Councilor Payano stated that applicable ordinance provisions should be honored and the Mayor should be informed of the intention of the City Council Members to obtain advice from outside counsel regarding this matter.

Upon being granted the floor, Councilor De La Cruz stated the City Council needs to put greater emphasis on the authority the City Charter grants to the City Council concerning these matters.

A discussion ensued among Councilors regarding various times for the renewal of the contract.

Upon being granted the floor, Councilor Payano suggested the motion to renew Attorney Corrigan's contract subject of the motion presented for consideration suggesting that the time period of the renewed contract be for six months through June 30, 2019 which is the end date of fiscal year 2019. Councilor De La Cruz stated that she accepts the proposed amendment to her main motion adopting the amendment presented by Councilor Payano to limit the time period of Attorney Corrigan's contract renewal extension as Second City Attorney for the City of Lawrence through June 30, 2019 the end date of the 2019 fiscal year.



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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 approve Attorney Corrigan's request to renew his contraction as Second City Attorney for the City of Lawrence to extend through June 30, 2019 the ending date of the 2019 fiscal year presented by Councilor De La Cruz, as seconded by Councilor Reyes, the Council Members present voted by roll call vote to extend Attorney Corrigan's contract till June 30, 2019 as follows: Yes-6; No-2; Absent-1

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

Upon being recognized, Council Vice President Rodriguez moved to "table" the item. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by Council Members present.

**Doc. 385/18: Approved/Tabled**

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

Upon being granted the floor, Councilor Payano asked for an update on the status of the voting machines used in City of Lawrence elections.

Council President Vasquez informed the Council Members that he has not yet met with Mayor Rivera concerning this matter.

Upon being recognized, Councilor Payano moved to "table" the matter. The motion was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by Council Members present.

**Doc. 336/18: Tabled**

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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–Council. 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–Council. Laplante
- 175/14 Security regulations at nightclubs – Council. 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 - Council. 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 & Council. 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–Council. 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– Council. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Council. Abdoo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Council. De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Council. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Council. 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 & Council. 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 – Council. Laplante – Presentation
- 208/18 Handicapped Parking – 69 Greenwood Street – Council. DePeña – Ord. Cmt. & Public Hearing to be Ordered
- 214/18 Board of Health Ordinance Amendment–Council. Payano–Public Hearing Closed [8-21-18]
- 244/18 City Attorney Application Review & Appointment Consideration – Council Pres.[Executive Session Anticipated][T][09-18-18]
- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Council. Payano – Public Hearing

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- 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 - Councils. Abdo and Laplante [T][08-21-18]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Councils. Abdo 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 – Council. Payano and Council Vice Pres. Rodriguez [T][12-4-18]
- 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]
- 385/18 Office of the City Attorney–Contract Extension–Brian T. Corrigan, Assistant City Attorney – Pers. Cmt.
- 388/18 Resolution - In honor of Patricia Karl – Council. Payano – 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:

- 3/19 Taxi License Renewals – Merrimack Transportation Corp, Liberty Taxi, Inc, Popular Taxi Co, Five Stars Express Transportation, 809 Express Transportation Inc, Town Enterprises, LLC, JC Transportation Inc., Reliable LLC & L&M Transportation –Sgt. Melix Bonilla, Lawrence Police Dept., Hackney Division – Ref. to Ord. Cmt.
- 4/19 Handicapped Parking – 77 Bromfield Street – Narda Lopez-Ref. to Ord. Cmt.
- 5/19 National Grid and Verizon New England, Inc. – Request to locate poles, wires and fixtures on Floral and Jasper Streets – Dave Johnson, Engineering Department-Ref. to Ord. Cmt.
- 6/19 Disclosure of Municipal Employee – Robert E. Runge, Jr. – Ref. to Ord. Cmt.
- 7/19 Plastic Bags – Prohibiting Single Use – Council. Payano-Ref. to Ord. Cmt
- 8/19 Proposed Amendment of the City’s Zoning Ordinance – Petitioner - National Grid – Dan McCarthy, Land Use Planner – Ref. to Ord. Cmt. & Planning Board
- 9/19 National Grid and Verizon New England – Request to locate poles, wires and fixtures on Burke Street –Dave Johnson, Engineering Department – Ref. to Ord. Cmt.
- 10/19 Orchard Street Alternate Parking – Carlos L. Jacquez, Director of Public Works-Ref. to Ord. Cmt.
- 11/19 Saint Patrick Day Parade – Saturday, March 23<sup>rd</sup>, 2019 from 1pm to 4pm – John Drew, Lawrence Saint Patrick Day Parade Cmt.-Ref. to Ord. Cmt.
- 12/19 Senior Center – Fence Replacement – Council. Reyes-Ref. to Budget & Finance Cmt.
- 13/19 Handicapped Parking – 62 Ames Street –to be removed – Council. Laplante-Ref. to Ord. Cmt.
- 14/19 Reclassification of Mayor’s Health Task Force Position – Mayor Dan Rivera-Ref. to Pers. Cmt.
- 15/19 No Parking – Haverhill Street in front of School – [between Hampshire and Franklin Streets – [1 hour from 7am to 8am] – Council. Peña – Ref. to Ord. Cmt.
- 16/19 Lawrence Housing Production Plan – Request for City Council Approval – Karen Sawyer Conard, Merrimack Valley Planning Commission-Ref. to Housing Cmt.
- 17/19 Lawrence Police Department – 2019 Shannon Community Safety Initiative Grant- [224,000.00]-Roy P. Vasque, Chief of Police – Ref. to Budget & Finance Cmt.

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- 18/19 Lawrence Police Department – FY2017 Edward Byrne Memorial Justice Assistance Grant – [66,963.00] – Roy P. Vasque, Chief of Police – Ref. to Budget & Finance Cmt.
- 19/19 Lawrence Police Department – 2019 Massachusetts Municipal Public Safety Staffing Grant – [750,200.00] – Roy P. Vasque, Chief of Police – Ref. to Budget & Finance Cmt.
- 20/19 Lawrence Public Library – Request for Authorization to Expend Technology Grant – [10,000.00] – Jessica V. Vilas Novas, Library Director – Ref. to Budget & Finance Cmt.
- 21/19 Lawrence Police Department - FY2018 Bulletproof Vest Partnership Grant – [23,604.00 Federal] and [23,604.00 State] – Total [47,208.00] – Roy P. Vasque, Chief of Police – Ref. to Budget & Finance Cmt.
- 22/19 Police Radio – Counc. Payano – Ref. to Public Safety Cmt.

**XI. ADJOURNMENT:**

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

Members present voted unanimously to Adjourn.

**ADJOURNED**  
**(9:30p.m.)**

Attest:

William J. Maloney  
City Clerk

**Date Minutes of 1-15-19 Approved by City Council: 2-5-19**

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

**DATE: Tuesday January 29, 2019**

A **SPECIAL MEETING** of the City Council was held on **Tuesday, January 29, 2019** 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]-Absent at roll call;  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor DePena arrived at 7:15 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

**VIII. TABLED MATTERS:**

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**Doc. 385/18: Office of the City Attorney–Contract Extension–Brian T. Corrigan, Assistant City Attorney  
[Mayoral Veto Entered 01-24-19] [Executive Session may be entered] – Approved**

Upon being recognized, Councilor Payano 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 [9-0].

Upon being granted the floor, Councilor Payano discussed the recent termination of Attorney Corrigan as an Assistant City Attorney by Mayor Rivera despite the City Council's vote to approve and extend the contract of Attorney Brian Corrigan on January 15, 2019. He informed the Council Members that Attorney Corrigan remains a finalist for the City Attorney position and eligible for consideration. He stated that Attorney Corrigan's sudden termination is unexpected and the dismissal by Mayor Rivera is questionable.

Upon being granted the floor, Councilor De La Cruz presented a motion to over-ride the veto of Mayor Rivera to the City Council's approval of an extension of Assistant City Attorney Brian Corrigan's contract through June 30, 2019 subject to a vote of the City Council at its Meeting held on January 15, 2019. Councilor De La Cruz discussed events that took place concerning the petition presented by Attorney Corrigan.

Upon being recognized, Council Vice President Rodriguez seconded the motion to over-ride the Mayor's veto presented by Councilor De La Cruz.

Upon being granted the floor, Councilor Reyes posed questions to Acting City Attorney Ruano asking if the position of Second City Attorney is subject to the 10 day posting requirement. Acting City Attorney Ruano stated that all positions have to be posted for 10 days before certification. Councilor Reyes asked if the position vacated by Attorney Corrigan will affect the selection of the City Attorney which Attorney Ruano stated that she is a candidate for the Lawrence City Attorney position and it may be a conflict of interest to advise the City Council concerning this matter stating further that City Attorney Corrigan also a current candidate for the position.

Upon being granted the floor, Councilor Abdoo stated that he believes the matter before the City Council does not concern the City Attorney position.

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Council President Vasquez informed the City Council Members that Acting City Attorney Ruano was invited to appear before the City Council to answer further questions regarding her interview for the City Attorney position which is the reason the Special Meeting of the City Council was scheduled. Her attendance and appearance is coincidental and she may not be able to provide advice or counsel concerning this or any other matter that may be in conflict.

Upon continuing, Councilor Abdo stated that he is in a position that he cannot support the motion presented without the advice of Council. He stated the Second City Attorney position is an position subject to the appointment of the City Council which creates a conflict.

Upon being granted the floor, Council Vice President Rodriguez stated the pending motion is for the City Council Members to consider over-riding Mayor Rivera's veto of the City Council vote to reinstate Attorney Corrigan as Second City Attorney through the 2019 fiscal year. He provided information concerning the position held by Mayor Rivera and stated further that the position of the Second City Attorney is a position which the City Council hires by vote as recommended by the City Attorney. Council Vice President Rodriguez then reviewed the applicable provision of the Lawrence City Ordinance with reference to the duties and responsibilities of the Second City Attorney. He stated that he is prepared to support the motion to over-ride Mayor Rivera's veto of the City Council vote as presented.

Upon being granted the floor, Councilor De La Cruz suggested that the issue of concern is that the City Attorney has not recommend Attorney Corrigan causing Attorney Corrigan to file for an extension independently.

Upon being granted the floor, Council Vice President Rodriguez stated although there may not have been a recommendation by the City Attorney in this instance he suggested that the initial recommendation to appoint Attorney Corrigan may be relied upon.

Upon being granted the floor, Councilor Payano stated that the contract with the Second City Attorney requires that an extension be provided according to the terms of the agreement stating further that termination is or suspension is required to be entered by a 2/3rds vote of the City Council.

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Upon being granted the floor, Councilor Laplante asked about efforts to engage outside Counsel.

Council President Vasquez informed the Council Members that he has not discussed hiring outside Counsel to advise the City Council in this matter with Mayor Rivera.

Upon continuing, Councilor Laplante stated there is a conflict created due to the applicants for the vacant City Attorney position which includes the two attorneys who remain with the Office of the City Attorney and the Chief of Staff. He stated the City Council must seek and obtain the advice of counsel before taking action to assert the authority of the City Council in this matter and should also seek counsel to resolve the issues presented.

Councilor Laplante stated the difference of opinion on this matter needs to be clarified through the advice of Counsel. He suggested that City Council President Vasquez be allowed to seek engaging outside Counsel before a vote is taken in this matter.

Upon being granted the floor, Councilor De La Cruz stated that although she believes Councilor Laplante is correct the City Council should take immediate action concerning the motion presented because there is no reason or cause supporting the dismissal of Attorney Corrigan and the action by City Council is the right thing to do.

Upon being granted the floor, Council Vice President Rodriguez inquired about the time frame required attendant to presenting a veto to the City Council for its consideration. He stated that he City Charter Section 4.9 requires the City Council to take action this evening and that a vote should be called to comply with the applicable provision of the Lawrence City Charter.

Upon being granted the floor, Councilor Payano discussed the original vote of the City Council to extend the contract of Attorney Corrigan as Second City Attorney commenting that the intention at that time was to obtain a legal opinion of outside Counsel concerning this matter.

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 the motion to over-ride the veto of Mayor Rivera to the City Council's approval of an extension of Assistant City Attorney Brian Corrigan's contract through June 30, 2019 subject to a vote of the City Council at its



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Meeting held on January 15, 2019 as presented by Councilor De La Cruz and seconded by Council Vice President Rodriguez, the Council Members present voted by roll call vote to over-ride the veto of Mayor Rivera as follows:

Yes-8; No-1

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdo - 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. 385/18: Approved**

**IX. 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- [10-16-18-Defeated][11-7-18-[Reconsidered-approved] [Executive Session Anticipated] – Tabled**

Council President Vasquez introduced the above item reviewing the legislative history of the matter and informing the Council Members that Acting City Attorney Raquel Ruano has requested to be heard on the matter due to discuss litigation that is currently pending before the Essex County Superior Court with a hearing scheduled for Thursday, January 31, 2019.

At 7:55 p.m. and upon being recognized, Council Vice President Rodriguez presented a motion that the City Council conduct its meeting in executive session in order to deliberate on matters pertaining to Document 189/18 which is presently subject to current and ongoing litigation before the Essex County Superior Court stating further that information that may be provide by Acting City Attorney Raquel Ruano and discussions concerning litigation with and among the City Council Members will result in its deliberation as a body to determine litigation strategy to be presented at Court hearings and proceedings subject to the cause of action pending before the Court and more immediately scheduled for a hearing on Thursday, January 31, 2019. Councilor Levy seconded the

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motion and the Council Members voted unanimously [9-0] to conduct proceedings in executive session and recorded by roll call vote as follows: Yes – 9; No – 0

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

**[7:55 pm –The Lawrence City Council convened to Executive Session]**

**[EXECUTIVE SESSION]  
 [CONFIDENTIAL]**

Persons Present in Executive Session:

Council Members present:

Council President Kendrys Vasquez  
 Council Vice President Jeovanny Rodriguez  
 Councilor Brian DePena  
 Councilor Maria De La Cruz  
 Councilor Pavel Payano  
 Councilor David Abdo  
 Councilor Marc Laplante  
 Councilor Anna Levy  
 Councilor Estela Reyes

City Clerk Maloney  
 Assistant City Attorney Morin  
 Acting City Attorney Ruano

**[8:22 p.m. -The Lawrence City Council terminated Executive Session and resume proceedings in public session]**

Upon being recognized, Councilor DePena presented a motion to terminate “Executive Session” and resume public session of the City Council. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present by voice vote [9-0].

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Council President Vasquez directed City Clerk Maloney to conduct a roll call vote of the Council Members concerning the voice vote of the Council Members to terminate executive session and resume proceeding in public.

Upon the roll call vote of the Council Members present, the Council Members present voted to terminate “Executive Session” and resume public proceedings of the Lawrence City Council by roll call vote as follows:

Yes-9; No-0;

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante -Yes  
 Councilor David Abdo - 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

Upon being recognized, Councilor Reyes moved to “table” the item. The motion was seconded by Councilor Levy and Council Members present voted unanimously [9-0] to “table” the item.

**Doc. 189/18: Executive Session Held/Terminated-Tabled**

**X. TABLED MATTERS:**

**Doc. 244/18: City Attorney Application Review & Appointment Consideration – Council Pres. [Executive Session Anticipated][T][01-15-19] – Charter Objection [Councilor Abdo]**

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 [9-0].

Council President Vasquez reviewed the legislative history of the item and opened the floor to the Council Members for discussion and to pose questions to Acting City Attorney Ruano who is presently the third finalist for the position of City Attorney.

Upon invitation of Council President Vasquez, Acting City Attorney Ruano addressed the City Council providing background as a former prosecutor and private Counsel. She highlighted her work in District Court and experience in Federal Court. She explained her interest in working as City Attorney for the City of Lawrence

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stating the daily manner of litigation the City of Lawrence presents. She stated she has experience and the interest to serve in the position.

Upon being granted the floor, Councilor Reyes asked Acting City Attorney Ruano about the challenges presented by the position which Attorney Ruano responded by discussing the challenges of municipal law stating that it would be helpful to bring modern law office technique to the City Attorney's Office. She also stated that she would like to bring the City Attorney's Office to "full staff" to reduce the necessity of engaging outside Counsel. She suggested that Finance Director Ianello has informed her that the Finance Office has been authorized to provide funds to the Office of the City Attorney to assist with the financial requires involved with staffing and equipment. Councilor Reyes asked if the office of the City Attorney may be over-whelming which Attorney Ruano stated that she has been performing the work required of the position for the last few months and believes she will be able to handle the work required of the position if selected.

Upon being recognized, Council Vice President Rodriguez posed questions to Attorney Ruano concerning prior work history and experience with municipal law. Attorney Ruano referenced her 12 years of municipal law experience as a favorable aspect to consider. Council Vice President Rodriguez stated the biggest challenge is to make efforts to stop engaging outside Counsel for legal matters. Attorney Ruano stated she would like to hire more than three attorneys to work in the City Attorney's Office. She stated the legal demands placed upon the City demands more attorneys be hired. Attorney Ruano suggested that some of the staff attorneys could acts as "general practitioners" providing general services of counsel while others may have to provide more specialized service such as labor law counsel.

Upon continuing, Council Vice President Rodriguez asked Attorney Ruano about a plan of action over the next one hundred days. Attorney Ruano stated that more immediate action needs to be initiated to assure the proper recruitment and hiring of qualified candidates for available positions. Council Vice President Rodriguez asked about a plan for Counsel to provide services as Counsel in specific areas of practice. Attorney Ruano stated hiring assistant attorneys to address the various legal matters that are presented to the Office of the City Attorney is

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necessary and some office structure may be required with an upgrade in office procedures to be more efficient. Council Vice President Rodriguez suggested that reporting updates to the City Council will be necessary which Attorney Ruano responded by stating that quarterly reporting to the Council in compliance with the recently amended ordinance provisions and providing as much information as possible through will be used as a guide.

Upon being granted the floor, Councilor De La Cruz asked Attorney Ruano if she would be a “team player”. In response, Attorney Ruano stated that working in an office with several attorneys require constant communication to keep everyone apprized of the cases being handled by the Office to keep staff unified. In response to being asked by Councilor De La Cruz how Attorney Ruano intends to be more visible in the community, Attorney Ruano stated that the recent Columbia Gas crisis has allowed her to volunteer time and effort to the Lawrence Community in a meaningful way. She stated that she would likely attend Guatemalan events held in the City of Lawrence which would allow more visibility as well as attendance at National Night Out events. Councilor De La Cruz suggested that attendance at various Neighborhood Association Meetings may also allow for greater Community visibility as well.

Upon further inquiry Councilor De La Cruz asked Attorney Ruano about the placement of high school or college students to assist with the Office of the City Attorney. Attorney Ruano stated that she supports placing interns to help out in the Office suggesting that law students may be better suited to provide assistance due to the unique nature of the work of legal work stating that high school students and possibly college age students may not adjust to the demands that a law office may require. Councilor De La Cruz stated that high school age students could still be helpful and should be considered for tasks that may not be as complicated or demanding.

Upon being granted the floor, Councilor Payano asked about discussing office operations with the staff attorneys to provide greater interaction and outreach with the Community. Attorney Ruano stated that she would make efforts to provide greater outreach and communication to the Lawrence Community to increase understanding and access to the services the Office of the City Attorney provides. Councilor Payano also asked her what type of cases would benefit from greater attention or training to help reduce the recurrence of similar

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cases. Attorney Ruano stated the City Attorney's Office addresses more cases involving personally injury occurring on abandoned City owned property. She also stated that cases generated by internal affairs actions of the Lawrence Police Department pertaining to police abuse and misconduct may be reduced with better discipline and training provide to Lawrence police officers on a regular basis.

Upon being granted the floor, Councilor Levy asked how many cases are currently assigned to outside Counsel. Acting City Attorney Ruano stated that all labor actions are referred to outside counsel due to the required specialization necessary to provide professional legal services. She stated there are currently about 30 case labor cases pending. She estimated there are approximately 10 cases involving contractual litigation and wrongful termination. She emphasize that Labor Law is highly specialized and labor intensive requiring the focus of time and effort that the limited attorney staff in Lawrence cannot provide to be effective. Attorney Ruano stated that the greatest expense incurred by the Office of the City Attorney for use of outside Counsel concern labor disputes and litigation. Councilor Levy asked how she would improve the Office of the City Attorney with technology. Attorney Ruano stated that it is necessary to provide a technical upgrade to the Office of the City Attorney to increase professional technical applications which private offices currently provide. Councilor Levy asked Attorney Ruano to explain why she would be the best candidate to fill the position. Attorney Ruano stated that she believes she would be the better candidate to fill the position because she has the mot experience of all the candidates applying. She also stated she would be open to greater Community contact to assist those who may need the assistance of the City Attorney's Office.

Upon being granted the floor, Councilor DePena presented a motion to approve Attorney Corrigan as First City Attorney. The motion failed for lack of a second.

Upon being granted the floor, Councilor Laplante presented a motion to approve Attorney Corrigan as the City Attorney. The motion was seconded by Councilor De La Cruz and Council Members present defeated the motion by roll call vote as follows: Yes-1; No-7; Present-1

Councilor Estela Reyes - No  
Councilor Anna Levy - No

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Councilor Marc Laplante - Yes  
 Councilor David Abdo - No  
 Councilor Pavel Payano - No  
 Councilor Maria De La Cruz - No  
 Councilor Brian DePena - No  
 Council Vice President Jeovanny Rodriguez - Present  
 Council President Kendrys Vasquez - No

Upon being granted the floor, Councilor Laplante presented a motion to suspend the City Council Rule in order to approve Eileen Bernal as City Attorney. The motion was seconded by Councilor Abdo.

Council President Vasquez discussed issues related to reconsider.

Upon being recognized, Council Vice President Rodriguez suggested that a motion for reconsideration has been allowed at the next meeting and not at later meetings even if the rules are suspended.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to suspend the rules of City Council in order to approve Eileen Bernal as City Attorney and the Council Members present defeated the motion by roll call vote as follows: Yes-5; No-4

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

Upon being recognized, Council Vice President Rodriguez presented a motion to approve Acting City Attorney Ruano as City Attorney. The motion was seconded by Councilor Payano.

Upon being recognized, Councilor Abdo entered a Charter Objection pursuant to City Charter Section 3.8(c).

All further proceedings regarding this item were suspended by Council President Vasquez to be presented at the next meeting of the Lawrence City Council as required by the provision of Section 3.8(c) of the Lawrence City

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Charter.

**Doc. 244/18: Charter Objection**

**XI. NEW BUSINESS:** - None

**XII. ADJOURNMENT:**

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

**ADJOURNED**  
**(9:30p.m.)**

Attest:

William J. Maloney  
City Clerk

**Date Minutes of 1-29-19 Approved by City Council: 2-19-19**



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

**DATE: Tuesday February 5, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, February 5, 2019** 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 at roll call;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Absent at roll call;  
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 at roll call;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor DePena arrived at 7:12 p.m.  
Councilor Laplante arrived at 7:13 p.m.  
Councilor Abdoo arrived at 7:19 p.m.  
Councilor Reyes arrived at 7:49 p.m.

**Other attendance matters:**

Approximately Seventy-five [75] persons were present.

A Moment of Silence was held.

**The Pledge of Allegiance was recited.**

**I. APPROVAL OF MINUTES:**

**[At 7:12 p.m. - Councilor DePena arrived to the Session and present]**

Council President Vasquez informed the Council Members present that the minutes of City Council Meetings conducted January 15, 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 De La Cruz, the Council Members present voted by roll call vote to approve the minutes as follows:

Yes-5; Abstain-1; Absent-3

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Councilor Estela Reyes – Absent  
 Councilor Anna Levy - Abstain  
 Councilor Marc Laplante - Absent  
 Councilor David Abdo - Absent  
 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

**[At 7:13 p.m. - Councilor Laplante arrived to the Session and present]**

## **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 that Mayor Rivera should support the Lawrence Police Department, Lawrence Fire Department the Department of Public Works, Lawrence Public Schools their Teachers and Unions, and Union representative Frank McLaughlin. He praised the efforts of Police Chief Vasque for providing public safety services.

Richard Russell, 34 Cross Street, Lawrence, MA congratulated the New England Patriots for the 2019 Superbowl LII victory over the Los Angeles Rams. He commended Mayor Rivera and the City Council Members for handling the Columbia Gas disaster and stated that both are not addressing the issue regarding homeless in Lawrence. He suggested that some of the 15 million dollar reserve funds available be used to help the homeless.

Tom Meyers, 550 Haverhill Street, Lawrence, MA spoke in support of Document 1/2019 – a Resolution Supporting the Recommendations of the “Foundation Budget Review Commission” Relative to Funding the Foundation Budget [G.L. Chapter 70][49 Million Annually] – and urged the City Council Members to support the item.

**[At 7:14 p.m. - Councilor Abdo arrived to the Session and present]**

[Tuesday, February 5, 2019]

Michael Gorman 826 Riverside Drive, Lawrence, MA informed the Council Members of his appearance before the City Council on December 4, 2018 requesting support for the use of the Buckley Garage as a meeting location for The Movement Family group. He provided information concerning the application to use the location denied by Lawrence Police Chief Roy Vasque and presented to the City Council this evening on a appeal of the denial of the request for a permit.

Frank McLaughlin, 2 Copley Drive, Methuen, MA President of the Lawrence Teacher's Unions thanked the City Council Members and Mayor Rivera for their hard work providing educational assistance to Lawrence School students, teachers and staff. He spoke in support of the resolution that will provide 49 million dollars each year to the Lawrence Public Schools and urged the Council Members to support the item presented this evening for consideration [Document 1/19]

Council President Vasquez closed the Public Comment portion of the session upon conclusion of all those who wished to offer comment continuing with proceedings before the City Council.

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

#### **Doc. 10/19: Orchard Street Alternate Parking – Carlos L. Jaquez, Director of Public Works – Public Hearing held - Approved 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.

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Upon a motion to approve the proposed measure and waive any thirty (30) day waiting period that may apply pursuant to section 3.8(a) of the City Charter presented by Council Vice President Rodriguez and seconded by Councilor DePena, the Council Members present voted unanimously [8-0] to approve the measure. [Councilor Reyes being absent from the Session when the motion was called and recorded].

**Doc. 10/19: Approved/30 days waived**

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

**Doc. 54/19: State of the City Address – Presented in Accord with Lawrence City Charter  
Section 4.7 – Mayor Dan Rivera – Presented**

Council President Vasquez introduced the item and upon invitation, Mayor Rivera delivered the State of the City Address.

**[At 7:49 p.m. - Councilor Reyes arrived to the Session and present]**

Upon conclusion of the presentment, the Council Members recessed to allow members of the public to leave the City Council Chamber.

**7:58 p.m. - Councilor Abdo presented a motion to recess the proceedings of the City Council, as seconded by Councilor Laplante and unanimously approved by the Council Members present [9-0].**

**8:05 p.m. - Councilor Abdo presented a motion to resume proceedings of the City Council, as seconded Councilor DePena and unanimously approved by the Council Members present [7-0] [Council Vice President Rodriguez and Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded]**

**Doc. 54/19: State of the City Address – Presented in Accord with Lawrence City Charter  
Section 4.7 – Mayor Dan Rivera – Presented**

Upon resumption of proceedings, Councilor De La Cruz presented a motion to withdraw Document 54/2019 from the Council Agenda stating that the presentation of Mayor Rivera has concluded. The motion was seconded by Councilor Payano and unanimously [7-0] approved by Council Members present [Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 54/19: Withdrawn**

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

**Doc. 1/19: Resolution – Supporting the Recommendations of the “Foundation Budget Review Commission” Relative to Funding the Foundation Budget [Chapter 70][49 Million Annually] – Mayor Dan Rivera - Approved**

Upon being granted the floor, Councilor Reyes presented a motion to approve the item presented. The motion was seconded by Council Vice President Rodriguez and Council Members present voted unanimously [9-0] to approve the item as presented.

**Doc. 1/19: Approved**

**Doc. 46/19: Resolution – Approving Application Submission of Certified Project – Theresa Park, Director of the Office of Planning and Development – Ref. to Budget & Finance Cmt.**

**Doc. 47/19: Resolution – Approving Incentives Dedicated to 155 Shepard Street – Theresa Park, Director of the Office of Planning and Development – Ref. to Budget & Finance Cmt.**

**Doc. 48/19: Appropriation Transfer – Lawrence Fire Department – From: Salaries Permanent [012230-5110] to Uniforms Replacement [012211-5581] – [38,000.00] – Brian F. Moriarty, Fire Chief – Ref. to Budget & Finance Cmt.**

Council President Vasquez called the above items to the attention of the Council Members and referred each item for further proceedings by the Budget and Finance Committee as indicated.

**Doc. 46/19: Ref. to Budget & Finance Cmt.**

**Doc. 47/19: Ref. to Budget & Finance Cmt.**

**Doc. 48/19: Ref. to Budget & Finance Cmt.**

**Doc. 49/19: Water and Sewer Bond Authorization – [26,800,000.00] - Mayor Dan Rivera – Ref. to Budget & Finance Cmt. –Council Rules Suspended/Public Hearing Ordered**

Upon being recognized, Councilor Reyes presented a motion to suspend the Rules of the City Council in order to enter an order for a public hearing on the above item. The motion was seconded by Councilor De La Cruz and Council Members present unanimously [9-0] approved the suspension of the Rules of the City Council and entered an order for a public hearing.

Council President Vasquez then referred the item to the Budget and Finance Committee for further proceedings.

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**Doc. 49/19: Council Rules Suspended/Public Hearing Ordered/Ref. to Budget & Fin.**

**Doc. 2/19: Appropriation –Additional [1,434,303] Pursuant to JLMC Award – 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 De La Cruz.

Upon being granted the floor, Councilor Payano invited Finance Director Ianello who presented information regarding the appropriation of funds subject to the petition. Councilor Payano continued by asking about the process of reaching the negotiated amount. He also inquired about future payment of collective bargaining agreement contracts. Director Ianello referred to a five year financial forecast in response.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Director Ianello about the cost of retaining outside counsel to represent the City of Lawrence in this matter. In response, Director Ianello stated that he did not have that information readily available. Council Vice President requested the information be made available at the earliest convenience. Council Vice President Rodriguez also stated the amount of the contract presented in the amount of the appropriation is not sufficient to cover the cost expected for the additional day [tomorrow] not covered by the agreement and inquired about the matter. He stated the lapse of the funds for the additional day may be considered as a lack of appreciation of public safety services provided to the City of Lawrence by employees responsible to provide public safety under this agreement.

Upon being granted the floor, Councilor De La Cruz stated that first responders should not be left without a contract and should be addressed timely and without delay.

Upon being granted the floor, Councilor Abdoo stated that the parties should immediate return to the bargaining table despite the agreement reached to be sure there is no lag time with the next contract to be negotiated.

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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 appropriation as presented.

**Doc. 2/19: Approved**

**VI. COMMITTEE REPORTS:**

**Doc. 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 – Budget and Finance Cmt. – Approved**

Upon being recognized, Council Vice President Rodriguez presented a motion to take document 349/18 out of the order that it appears on the City Council Agenda.

Upon being recognized, Councilor Laplante stated that he intentionally is absenting himself from the Council City Council Chamber and will not be participating in any way in this matter due to the potential of a conflict he may have regarding this item and to avoid any appearance of a conflict. Councilor Laplante then left the Council Chamber .

The motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [8-0] to take the item presented out of the order it appears on the City Council Agenda [Councilor Laplante being absent from the Council Chambers at the time the item was called and recorded].

At the request of Council President Vasquez, Councilor Abdo 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 [8-0] approved by Council Members present [Councilor Laplante being absent from the Council Chambers at the time the vote was called and recorded].

**Doc. 349/18: Approved**

**Doc. 17/19: Lawrence Police Department – 2019 Shannon Community Safety Initiative Grant [224,000.00]- 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 as presented. The report was presented in the form of

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a motion to approve the item which was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 17/19: Approved**

**Doc. 18/19: Lawrence Police Department – FY2017 Edward Byrne Memorial Justice Assistance Grant [66,963.00]–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 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. 18/19: Approved**

**Doc. 19/19: Lawrence Police Department – 2019 Massachusetts Municipal Public Safety Staffing Grant [750,200.00]–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 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. 19/19: Approved**

**Doc. 21/19: Lawrence Police Department - FY2018 Bulletproof Vest Partnership Grant [23,604.00 Federal][23,604.00 State] – Total [47,208.00] – 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 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. 21/19: Approved**

**VII. OLD BUSINESS:**



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**Doc. 244/18: City Attorney Application Review & Appointment Consideration – Council Pres. [Executive Session Anticipated] – Charter Objection: 1-29-19 by Councilor Abdo – Motion to Approve First Assistant City Attorney Ruano as City Attorney [1-15-19]-Called and Approved**

Council Vice President Rodriguez presented a motion to take document 244/18 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 introduced the item and provided the legislative history of the item referencing the motion to approve First Assistant City Attorney Raquel Ruano to the position of City Attorney as presented by Council Vice President Rodriguez on January 15, 2019, seconded by Councilor Payano which was called for consideration of a vote by the Council Members at the Special Meeting of the City Council held January 29, 2019 and then subject to a Charter Objection pursuant to City Charter Section 3.8(c) by Councilor Abdo. Council President Vasquez informed the Council the item is presented at this session for further consideration of the vote called on January 15, 2019 which remains pending.

Upon no discussion, comment or inquiry offered by the Council Members present, the Council Members presented approved First Assistant City Attorney Raquel Ruano to the position of City Attorney by vote of the Council Members based on the motion presented by Council Vice President Rodriguez on January 15, 2019 as seconded by Councilor Payano as follows by roll call vote: Yes-7; No-2

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

Upon being recognized, Attorney Raquel Ruano thanked the City Council Members for the vote approving her to the position as City Attorney.

**Doc. 244/18: Attorney Raquel Ruano/Approved as City Attorney**

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**VIII. NEW BUSINESS:**

**Doc. 26/19: The Movement Family – Appeal of Denial of Permit for use of the Buckley Bus Terminal by Lawrence Police Chief Roy P. Vasque and Michael German – Permit Granted After Appeal**

Upon being recognized, Councilor Reyes presented a motion to suspend the Rules of the City Council in order to immediately address the item appearing as New Business on the City Council Agenda. The motion was seconded by Council Vice President Rodriguez.

Council President Vasquez informed the City Council Members that the item presented is an appeal from a request for a permit by The Movement Family [the petitioners] who requested the use of the Buckley Parking Garage to serve meals which was denied by Lawrence Police Chief Vasque. He informed the Council Members that the City Ordinances require the Council to consider the matter during the next session held after the appeal is requested. A discussion ensued among the Council Members regarding the item presented.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to suspend the Rules of the City Council which the Council Members voted unanimously [9-0] to approve.

Upon being granted the floor, Councilor Payano presented a motion to over-ride the denial of the permit which was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Payano discussed the permitting process and the importance timeliness during the process. He suggested the denial should be over-ridden due the failure to proceed timely as evidenced by the date the petition was presented and the two week period of time that it took to provide a response and alternative location to the petitioners. He stated that the Buckley Garage appears to be available for use since the time period of the activity the petitioners will be using the building is after the buses are no longer in service.

Upon being granted the floor, Councilor Laplante reviewed the ordinance suggesting that the ordinance actually addresses free speech and not the use of public locations.

Upon being asked to provide legal guidance, City Attorney Raquel Ruano opined that the permit application used is not the correct form to be used for the use of the building requested. She suggested the use of public buildings is not subject to the permit process. .

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Upon being granted the floor, Council Vice President Rodriguez suggested the petitioners should be allowed to provide meals to the public as provided in its permit application.

Council President Vasquez stated that distributing food may be required to obtain necessary food inspections and licenses from the City of Lawrence. He stated there should be a positive resolution of the matter presented.

Upon being granted the floor, Councilor Reyes stated that the issue should be resolved favorably for all concerned.

Upon being recognized, Lawrence Police Chief Roy Vasque addressed the City Council Members explaining that the delay in responding to the permit request was partly due to efforts to determine the applicable process necessary to request the use of a building. Chief Vasque stated that his denial letter provides a location where food distribution to the public might be better accomplished.

Upon being granted the floor, Councilor De La Cruz stated that community needs to help the homeless in some way and the assistance provided should be provided jointly by all concerned.

Upon being granted the floor, Councilor Abdoo commented that he believes the efforts of the petitioners are charitable and commendable. He stated the response by Chief Vasque is a responsible approach to provide a solution which also addresses public safety concerns. He suggested the Buckley Garage is not a safe and clean location to serve food to the homeless and a better location for that purpose needs to be found.

Upon being granted the floor, Councilor Laplante questioned whether or not the item should have even been presented for determination by the Council Members.

Council President Vasquez commented by stating the presentment of the item is not an issue and the Council is required to address the matter pursuant to the City Ordinance.

Upon continuing, Councilor Laplante responded by stating that the process used is not correctly applied.

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As a point of information Councilor Payano cited City Ordinance Section 12.28 stating that the text of the ordinance seems to provide sufficient application to the process and also provide the basis by which the City Council has jurisdiction to consider and determine the appeal of the permit denial filed by the petitioners.

In response, Councilor Laplante stated that he does not believe the process used by the petitioners is appropriate or applicable to the permitting process.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Michael Gorman appearing on behalf of “The Family Movement” group informing the Council Members that location not only is used to serve food to the homeless but also to hold religious prayer services.

Upon continuing, Council Vice President Rodriguez clarified that City Ordinance Section 12.28 is the appropriate vehicle to request permitting to hold religious services citing the applicable text of the ordinance.

Upon being granted the floor, Councilor Payano stated that City Ordinance Ordinance Section 12.28 is the ordinance that addresses permits and the applicable process available. He stated that requesting the use of the Buckley Garage as a location to hold the events subject to the permit application give rise to issues concerning public safety, use of public property and access to public property. Councilor Payano stated that use of the Buckley Garage was not an issue during the six months it was being used to serve meals to the homeless and other activities. He stated that something had changed over the six month period to cause a question of public safety to be presented in regard to use of the Buckley Garage.

Upon invitation Michael Gorman discussed a typical event The Movement Family conducts at the Buckley Garage.

Upon continuing, Councilor Payano stated that the events that have been held over the past several months demonstrate that the events are safe, clean and conducted without any problems. Councilor Payano indicated that the request for the permit is to use the Buckley Garage as a location to distribute food to the homeless for approximately 2 hours each week. He stated the appeal process provides a manner by which the City Council may entertain thoughtful review and consideration of the permitting process applied.

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Upon being granted the floor, Councilor Levy asked if the petitioner would be amenable to using another location its events. In response, Michael Gorman stated that the Buckley Garage has become a location that is commonly identified by those attending the events held and as a result has become the only location that would serve the intended purpose of the group. He stated that Manchester Street Park is not a viable alternative and is unacceptable.

Upon being granted the floor, Councilor Abdoo asked Michael Gorman if there were other locations that might be considered acceptable. In response, Michael Gorman stated there were no other locations that have been viewed or offered that could be considered.

Council President Vasquez stated that Lawrence residents have communicated with him and possibly other Council Members in opposition to the use of the Buckley Garage by the petitions. He also stated that hypodermic needles have been found in the area which may have nothing to do with the events held by the petition or its purpose but create issues involving public safety. Council President Vasquez stated another concern is the number of homeless people congregating at the Buckley Garage which also present public safety concerns of people in the area.

Upon being recognized, Samuel Salib spoke on behalf of the petitioner in support of the appeal presented by the petitioner.

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 over-ride denial of permit for use of the Buckley Bus Terminal presented by Councilor Payano and seconded by Council Vice President Rodriguez, the Council Members present voted by roll call vote to over-ride the denial of permit as follows: Yes-6; No-2; Absent-1

Councilor Estela Reyes - Yes  
Councilor Anna Levy - Absent  
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 - Yes  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 26/19: Rules Suspended/Permit Denial Over-Ridden**

**9:30 p.m. - Council Vice President Rodriguez presented a motion to recess City Council proceedings which was duly seconded by Councilor Payano and unanimously approved by the Council Members present [9-0]**

**9:45 p.m. - Councilor Reyes presented a motion to resume City Council proceedings which was duly seconded by Councilor DePena and unanimously approved by the Council Members present [8-0] Councilor Payano being absent from the Council Chamber when the vote was called and recorded]**

**VIII. COMMITTEE REPORTS:**

**Doc. 11/19: Saint Patrick Day Parade – Saturday, March 23<sup>rd</sup>, 2019 from 1pm to 4pm – John Drew, Lawrence Saint Patrick Day Parade Cmt. Ord. Cmt. – Approved**

Councilor Reyes presented a motion to take document 11/19 out of the order appearing on the agenda. The motion was seconded by Councilor Abdoo 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].

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 Council Vice President Rodriguez 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].

**Doc. 11/19: Approved**

**Doc. 323/17: Disposition – 14-16 Tremont Court [Tax Map 167, Lot 141] – Laiza St. Onge, Asset Officer – Hous. Cmt. – Approved**

At the request of Council President Vasquez, Council Vice President Rodriguez presented a motion to receive the report of the Housing Committee without a recommendation. The motion was seconded by Councilor De La Cruz and unanimously [8-0] received 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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Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the sale of the real property at 14-16 Tremont Court [Tax Map 167, Lot 141]. The motion was seconded by Councilor Payano and Council Members present voted by roll call vote to approve the sale of the City owned real property as follows: Yes-6; No-1; Present-1; Absent-1 [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

Council Vice President Jeovanny Rodriguez - Present

Councilor Brian DePena - Absent

Councilor Maria De La Cruz - Yes

Councilor Pavel Payano - Yes

Councilor David Abdo - Yes

Councilor Marc Laplante – No

Councilor Anna Levy - Yes

Councilor Estela Reyes - Yes

Council President Kendrys Vasquez – Yes

**Doc. 323/17: Approved**

**Doc. 40/18: Surplus Declaration–23 Doyle Street [Tax Map 184, Lot 161] –  
Laiza St. Onge, Asset Officer – Hous. Cmt. –Declared Surplus**

At the request of Council President Vasquez, Council Vice President Rodriguez presented the report from the Housing Committee recommending that the City owned real property located at 23 Doyle Street [Tax Map 184, Lot 161] be declared as surplus City property. The report was presented in the form of a motion to declare the real property as surplus City property which was seconded by Councilor Reyes and Council Members present voted unanimously [8-0] declaring the City owned real property at 23 Doyle Street [Tax Map 184, Lot 161] as surplus property [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 40/18: Declared Surplus**

**Doc. 315/18: Disposition–12 Acton Street, Unit 207 [Tax Map 190, Lot 1/7] –  
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 sale of City owned real property as provided in the petition. The report was presented in the form of a motion to approve the sale of City owned real property as

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presented. The motion 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. 315/18: Approved**

**Doc. 316/18: Disposition -15 Boxford Street, Unit 1 [Tax Map 61, Lot 2/1] –  
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 sale of City owned real property as presented in the petition. The report was presented in the form of a motion to approve the sale of City owned real property as presented. The motion was seconded by Councilor Laplante and unanimously [9-0] approved by the Council Members present.

**Doc. 316/18: Approved**

**Doc. 213/16: Rental Unit Inspection – Ordinance – Mayor Dan Rivera – 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 Levy and unanimously approved by the Council Members present [9-0].

**Doc. 213/16: Public Hearing Ordered**

**Doc. 419/16: Urban Renewal Plan - Zoning Recommendations – Kristen Harol, Chair, Lawrence Redevelopment Authority – Ord. Cmt. & Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the Council Members enter an order for 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. 419/16: Public Hearing Ordered**



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**Doc. 395/18: City Officers and Employees – Appearance before City Council – Amend Section 2.04.130 – Council Vice Pres. Rodriguez, Council Pres. Vasquez & Counc. Payano – Ord. Cmt. – Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Reyes presented the report of the Ordinance Committee recommending the Council Members enter an order for 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.

Upon being granted the floor, Councilor Payano discussed the necessity to amend the ordinance.

Upon being granted the floor, Council Vice President Rodriguez stated a draft ordinance was necessary which would be provided to the City Attorney for review and publication by the City Clerk.

Upon no further inquiry, comment or discussion Council President Vasquez called the motion and the Council Members present voted unanimously [8-0] to order a public hearing on the item [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 395/18: Public Hearing Ordered**

**Doc. 5/19: National Grid and Verizon New England, Inc.–Request to locate poles, wires and fixtures on Floral and Jasper Streets – 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 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].

**Doc. 5/19: Public Hearing Ordered**

**Doc. 6/19: Disclosure of Municipal Employee – Robert E. 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

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approve the petition as presented which was seconded by Councilor Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 6/19: Approved**

**Doc. 8/19: Proposed Amendment of the City's Zoning Ordinance – Petitioner - National Grid – Dan McCarthy, Land Use Planner – 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 Council Members present voted by roll call vote to order a public hearing on the item as follows: Yes-6; No-1;

Abstain-1; Absent-1

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

**Doc. 8/19: Public Hearing Ordered**

**10:00 p.m. - Councilor Abdo 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]**

**Doc. 9/19: National Grid and Verizon New England – Request to locate poles, wires and fixtures on Burke 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 Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 9/19: Public Hearing Ordered**

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**Doc. 13/19: Handicapped Parking – 62 Ames Street –to be DELETED – Counc. Laplante – 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. 13/19: Public Hearing Ordered**

**Doc. 14/19: Reclassification of Mayor’s Health Task Force Position – Mayor Dan Rivera – Pers. Cmt. – Tabled**

At the request of Council President Vasquez, Councilor Abdoo presented the report of the Personnel 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.

Upon being granted the floor, Councilor Payano asked Councilor Abdoo who explained the purpose of the reclassification.

Upon continuing, Councilor Payano stated that input from the Personnel Director is necessary in order to proceed with the item and moved to present formal invitation of Personnel Director Bonet to provide a report concerning the classification change.

A discussion ensued about the purpose of the proposed amendment.

Upon being recognized, Council Vice President Rodriguez seconded the motion of Councilor Payano and the Council Members present voted unanimously [8-0] to request Personnel Director Bonet to send a report concerning the petition for reclassification [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Councilor Payano moved to “table” the item. The motion was seconded by Councilor Levy and unanimously [8-0] approved by Council Members present [Councilor Reyes being absent

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from the Council Chamber at the time the vote was called and recorded].

**Doc. 14/19: Tabled**

**IX. WITHDRAWALS:**

**Doc. 22/19: Police Radio – Council. Payano – Public Safety Cmt. – Withdrawn**

Upon being recognized, Councilor Levy 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 Payano and Council Members present voted unanimously [8-0] to withdraw the item from the City Council Agenda. [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 22/19: Withdrawn**

**X. OLD BUSINESS:**

**Doc. 314/14: 12-14 Eutaw Street – “Request to Rescind Disposition”  
Laiza St. Onge – Ref. to Housing Cmt.**

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

**Doc. 314/14: Ref. to Hsg Cmt.**

**Doc. 282/18: National Grid – Request to place underground electric conduits and fixtures on Methuen/Hampshire Streets – Dave Johnson, Engineering Department – Requested Amendment to Prior Approval – Amendment Approved**

Upon being requested to provide information concerning the previously approved item, City Clerk Maloney informed the Council Members that the petitioner requested the City Council to consider amending the approval previously voted upon by the City Council Members in October of 2018. He stated that a review of the amendment by City Engineer Milagros Puello confirmed that the amendment moves the manhole about 15 feet from the location presented in supporting engineering plans. City Clerk Maloney stated that the location of the work and installations subject to the petition are unchanged. The information was also reviewed by the City Attorney who concurred that because there is no change to the location of the work subject to the petition that

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additional notice to abutters or an additional public hearing was not required to request the amendment to be presented to the City Council Members by the petitioner.

Based on this information provide by City Clerk Maloney, Council Vice President Rodriguez presented a motion to approve the amended plan as requested by the petitioner. The motion was seconded by Councilor DePena and unanimously [9-0] approved by Council Members present.

Doc. 282/18: Amendment Approved

**Doc. 354/18: Chestnut Street – Name to be changed to Leonel Rondon –  
Counc. DePeña [Amended: 11/7/18] – Ref. to Ord. Cmt.**

Council President Vasquez called the above matter to the attention of the Council Members as appearing on the City Council Agenda and referred the item to the Ordinance Committee for further proceedings.

**Doc. 354/18: Ref. to Hsg Cmt.**

**Doc. 389/18: Department Heads Quarterly Reports [T][01-15-19][see tabled items] – Tabled**

Upon being recognized, Councilor Payano informed the Council Members that reports due from Department Heads on January 31, 2019 are being filed with the City Council slowly. A discussion ensued among the City Council Members regarding the reports to be submitted and the expected content of the reports.

Upon being granted the floor, Councilor Payano presented a motion to send correspondence to Department Heads requesting reports due on January 31, 2019 be filed no later than February 19, 2019 or be present at the next meeting of the City Council [February 19, 2019]. The motion was seconded by Councilor Levy and Council Members present voted unanimously [9-0] to approve the motion for correspondence to be sent as provided.

Upon being granted the floor, Councilor Payano moved to “table” the item. The motion was seconded by Council Vice President Rodriguez and unanimously [9-0] approved by Council Members present.

**Doc. 389/18: Correspondence/Tabled**

**XI. TABLED MATTERS:**

**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**

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Councilor Levy presented a motion to take document 336/18 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 granted the floor, Councilor Levy reviewed the issues concerning the City Election Division subject to the petition with particular reference to the necessity of providing new or replacement voting machines. She stated that if new voting machines are to be obtained that the City Council has until May 27, 2019 to vote to certify any newly purchased voting machines for use in the Municipal Preliminary Election to be held in September. She also reminded the Council Members that in May of 2018 City Council President Vasquez directed Finance Director Mark Ianello to include the purchase of new voting machines in the Capital Improvement Plan but there has been no action taken to provide for voting machines in the Capital Plan. She stated that the Council President has indicated that he would consult with Mayor Rivera concerning this matter but there appears that no steps have been taken to provide voting machines at all. She informed the Council Members that it has been almost a year since this item was brought to the City Council and time will run out quickly if something isn't done.

Upon being granted the floor, Councilor Payano presented a motion to send correspondence to Finance Director Ianello to discuss the importance of the Capital Improvement Plan regarding this item. The motion was seconded by Councilor DePena and unanimously [9-0] approved by Council Members present.

Upon being recognized, 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**

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.

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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
- 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 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. Abdo [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]
- 189/18 A&M Auto Body, Inc. – 341 South Broadway –Zoning Amendment [Executive Session Anticipated][T][01-29-19]
- 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
- 208/18 Handicapped Parking – 69 Greenwood Street – Counc. DePeña – Ord. Cmt. & Public Hearing to be Ordered
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]
- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Counc. Payano – Public Hearing
- 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. Abdo and Laplante [T][08-21-18]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Councs. Abdo 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 and Council Vice Pres. Rodriguez [T][12-4-18]
- 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]
- 388/18 Resolution - In honor of Patricia Karl – Counc. Payano – Ord. Cmt.
- 389/18 Department Heads Quarterly Report-Counc. Payano & Council Vice Pres. Rodriguez-Committee of the Whole [01-15-19][T]

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**XII. 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:

- 23/19            Parking – [2] 15 minutes spaces @ 51 Myrtle Street [Carlos Grocery Store] – Counc. Reyes – Ref. to Ord. Cmt.
- 24/19            Taxi Medallion Transfer – From Mr. Geny J. Vargas to Mr. Jose E. Vargas – Sgt. Melix Bonilla, Lawrence Police Department Taxis and Livery Services – Ref. to Ord. Cmt.
- 25/19            Taxi Medallion Transfer-From Mr. Geny J. Vargas to Mr. Anastacio Rodriguez-Sgt. Melix Bonilla, Lawrence Police Department Taxis and Livery Services – Ref. to Ord. Cmt.
- 27/19            Appointment – Lawrence Redevelopment Authority – Ana Medina – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 28/19            Appointment – Historic Commission – Kate Hernandez – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 29/19            Appointment – Historic Commission – Jonas Stundza – To be re-appointed - Mayor Dan Rivera-Ref. to Pers. Cmt.
- 30/19            Appointment – Historic Commission – David Meehan – To be re-appointed - Mayor Dan Rivera-Ref. to Pers. Cmt.
- 31/19            Appointment – Zoning Board of Appeals – Richard Rivera – To be re-appointed -Mayor Dan Rivera – Ref. to Pers. Cmt.
- 32/19            Appointment - Planning Board – Tamar Kotelchuck – To be re-appointed – Mayor Dan Rivera-Ref. to Pers. Cmt.
- 33/19            Appointment – Planning Board – David Quarrell – To be re-appointed – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 34/19            Appointment – Planning Board – Antonio Reynoso – To be-appointed – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 35/19            Appointment – Full Voting Member – Brenda Rozzi – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 36/19            Appointments – Conservation Commission -Tennis Lily, Eddie Rosa, Mary DiMauro & Joseph Kluft – To be re-appointed – Mayor Dan Rivera – Ref. to Pers. Cmt.
- 37/19            Iglesia de Cristo Rios de Agua Viva – Request to use Cronin Park, Juniper Street on May 24<sup>th</sup>; Donovan Park, Andover Street on May 25<sup>th</sup>; Plains Man Park, Elm Street on June 21<sup>st</sup>; Kenned Park, Holly Street on June 22<sup>nd</sup>; Misserville Park, Summer Street on July 19<sup>th</sup>; Campagnone Common on July 20<sup>th</sup>; Rowell Park, Auburn Street on August 16<sup>th</sup>; Costello Park, Shawsheen Road on August 17<sup>th</sup>; Reviviendo Park, Newbury Street on September 20<sup>th</sup> & McDermott Park, Bailey Street on September 21<sup>st</sup>, 2019 from 6pm to 9pm to hold Religious Events “Preaching of the Word of God” – Pastor Graciela Gual – Ref. to Ord. Cmt.
- 38/19            Lawrence History Center [Immigrant City Archives] - Request use of various streets to hold Race 5K Fundraiser on May 19<sup>th</sup>, 2019 from 9am - Susan Grabski, Director – Ref. to Ord. Cmt.
- 39/19            Handicapped Parking – 2 Bennington Street - Apt. 84 - Katherine Torres – Ref. to Ord. Cmt.
- 40/19            Handicapped Parking – 2 Bennington Street – Apt. 76 – Rafaela Rodriguez –Ref. to Ord. Cmt.
- 41/19            Handicapped Parking – 32 Knox Street – Counc. DePeña –Ref. to Ord. Cmt.
- 42/19            Handicapped Parking – 2 Bennington Street – Apt. 83 – Rosalie Lorenzo-Ref. to Ord. Cmt.

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- 43/19 Bread and Roses Heritage Festival – Request permission to use the Campagnone Common to hold an event of History and Celebration of Bread and Roses Strike 1912 on Labor Day, September 2, 2019 from 11am to 7pm – Andrea E.K. Vannett – Ref. to Ord. Cmt.
- 44/19 Lawrence Police Department - Animal Control – Ordinance 6.04 of the City of Lawrence Municipal Code to be amended – Roy P. Vasque, Chief of Police – Ref. to Ord. Cmt.
- 45/19 Handicapped Parking – 41 East Haverhill Street –Ann Balsamo - Ref. to Ord. Cmt.
- 50/19 Office of Planning and Development – Housing Choice Initiative Program Grant [206,500.00]–Susan E. Fink, Manager of Financial & Administrative Services –Ref. to Budget & Finance Cmt.
- 51/19 No Parking – Bennington Street [from Auburn Street to Chestnut Street] from the West side to the East of the street – Milagros Puello, City Engineer – Ref. to Ord. Cmt.
- 53/19 American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director – Ref. to Pers. Cmt.

**Doc. 52/19: Lawrence Fire Department - 2018 Annual Report –  
Quarterly Report – Chief Brian F. Moriarty - Withdrawn**

Upon being recognized, Councilor Reyes moved to withdraw document 52/19 from the Council Agenda stating that the item appears on the Council Agenda in error. The motion was seconded by Councilor Abdo and unanimously [9-0] approved by Council Members present.

**Doc. 52/19: Withdrawn**

**XII. ADJOURNMENT:**

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

**ADJOURNED  
(10:25p.m.)**

Attest:

William J. Maloney  
City Clerk

**Date Minutes of 2-5-19 Approved by City Council: 3-5-19**

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

**DATE: Tuesday February 19, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, February 19, 2019** 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] – 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;

Council President Vasquez left the meeting at 7:20 p.m.

**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 29, 2019 were submitted by the City Clerk for consideration of approval by the City Council Members – Regular Session and Executive Session Minutes of 1-29-19.

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 [7-0] to approve the minutes of January 29, 2019 [Regular Session and Executive Session 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:

### **[7:20 p.m. – Council President Vasquez left the City Council Meeting requesting City Council Vice President Jeovanny Rodriguez to chair the City Council Meeting]**

Homayoun Maali, 53 Chester Street, Lawrence, MA stated that Mayor Rivera should support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public School Teachers and their Unions, and the Teacher's Union Representative Frank McLaughlin. He praised the efforts of Lawrence Police Chief Roy Vasque. He concluded by stating that September 13, 2018 should be dedicated as citizen appreciation day to show appreciation of the Lawrence Public Safety Officers providing their dedicated assistance to keep all people safe during the gas disaster.

Jackie Marmol, 2 Museum Square, Lawrence, MA commended Lawrence Police Chief Roy Vasque for providing public safety assistance during the Columbia Gas disaster on September 13, 2018.

Richard Russell, 34 Cross Street, Lawrence, MA spoke about the recent article in the Eagle Tribune newspaper honoring John McCue for his service as a Veteran of the United States Military who was elderly and recently passed away without living friends or family to attend his funeral. He thanked all those who came to Mr. McCue's funeral service to show their support and friendship in remembrance of his life and service.

Lawrence Police Officer Abdel Cano, 90 Lowell Street, Lawrence, MA provided information about the newly created Citizen's Police Academy stating that the board will strengthen Community input with the Lawrence Police Department by providing direct citizen input necessary to establish Community trust and confidence. Officer Cano provided the Council Members with information about the goals and objectives of the program.

Samuel Salib, 117 Millville Circle, Salem, N.H. thanked the City Council Members for its supportive vote approving the petition of The Movement Family to use the Buckley Garage to provide meals and substance abuse support for those who show up to their regular meetings. He stated that The Movement Family is aware of Mayor

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Rivera's veto of the City Council vote and urged the Council Members to over-ride the veto entered by Mayor Rivera to allow The Movement Family to continue with its positive services to the Community.

Council Vice President Rodriguez informed those interested in the matter concerning Mayor Rivera's veto of the Council vote to allow The Movement Family to continue using the Buckley Parking Garage that the veto was received on February 19, 2019 and will be placed on the City Council Agenda on Tuesday, March 5, 2019 [Document 26/19] and requested those with an interest in the item be present at the City Council Meeting on that date.

Upon the conclusion of all those present being provided an opportunity to comment, Council Vice President Rodriguez closed the Public Speaking portion of the proceedings and submitted the list of those addressing the City Council Members to the City Clerk to be placed in the City Council Record.

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

#### **Doc. 419/16: Urban Renewal Plan - Zoning Recommendations – Kristen Harol, Chair, Lawrence Redevelopment Authority – Ord. Cmt. -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 Rodriguez opened the public hearing portion of the proceedings and invited anyone who wished to be heard to present themselves before the Council Members.

Daniel McCarthy, Land Use Planner inquired about the proceedings to be followed by the City Council in this matter and suggested that the item may be better addressed with more Council Members present to consider and vote upon the item.

Evan Silverio, Lawrence Redevelopment Authority Member, spoke in support of the item and described the Urban Renewal Plan presented for consideration stating that there are many involved with the process that support the plan submitted for consideration.

Maggie Superchurch, 90 Nesmith Street, Lawrence, MA described the proposed redevelopment plan presented for consideration of approval. She provided information about the location of the development to be

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implemented as well as establishing a City Trust account to retain and generate funds for use with other development projects.

Tennis Lily, 40 Spruce Street, Lawrence, MA Chair of the Conservation Committee spoke in support of the proposed Urban Development Plan stating that the plan provides vegetation and plant growth necessary for urban areas like Lawrence and urged the Council Members to approve the plan presented.

Spencer [last name was inaudible], a representative of Groundworks Lawrence, 5 Yield Terrace [unknown City/Town], spoke in favor of the proposed redevelopment plan and cited the provisions for housing construction.

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 to offer comment or discussion on the item presented for consideration.

Upon being granted the floor, Councilor Reyes presented a motion to approve the measure as presented, as seconded by Councilor DePena.

Upon being granted the floor, Councilor De La Cruz inquired of Lawrence Land Use Planner Daniel McCarthy who confirmed upon inquiry that six votes of the City Council are necessary to approve the item. Councilor De La Cruz inquired about the plan provisions for available parking and recreational areas. Land Use Planner McCarthy informed the Council Members that the plan provides parking for areas near developed housing locations consistent with current zoning regulations.

Upon being granted the floor, Councilor Laplante thanked the Lawrence Redevelopment Board Members for their hard work. He stated that he has concerns about the areas near the downtown section of Lawrence asking if the plan provides an overlay that will provide mixed use for housing and businesses. Land Use Planner McCarthy described informed the Council Members that the plan presents a Downtown Smart Growth Overlay [DSGO] area to improve the planning process for the included areas. Councilor Laplante stated his concern that the plan provides housing construction, improved businesses and industrial districts as part of the plan. Land Use Planner McCarthy explained that the plan allows for construction of planned housing in areas that may also have

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business stating further that industrial locations are also included in the plan. Councilor Laplante stated he has reservations about the proposal and that further time to study the proposal would be necessary to consider the matter.

Upon being granted the floor, Councilor De La Cruz inquired of the six vote requirement for approval.

Upon taking the floor, Council Vice President Rodriguez posed questions to Land Use Planner McCarthy who described the proposed Downtown Smart Growth Overlay (hereinafter referenced as “DSGO”) area and the Planned Industrial Development District (PIDD)(I-4).

Dan McCarthy, Land Use Planner described the purpose and intent of the DSGO provided in the plan for the purpose of provide housing while the purpose of the Planned Industrial Development District (I-4) provision is to utilize land that is not productive near the Merrimack Street corridor. He stated the benefit of re-districting the area as (I-4) will allow small businesses and chemical facilities to be established which will create employment.

Upon being granted the floor, Councilor Levy posed questions to Maggie Superchurch who described the means by which additional revenue would be generated and available to the City of Lawrence with approval of the plan presented for consideration. Ms. Superchurch described the 20 % affordability requirement for the housing projects built and statutory requirements.

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 being recognized, Councilor DePena presented a motion to “table” the measure which was seconded by Councilor Reyes and approved by the Council Members present by roll call vote as follows:

Yes-6; Absent-3

Councilor Estela Reyes - Yes

Councilor Anna Levy - Yes

Councilor Marc Laplante - Yes

Councilor David Abdoo - Absent

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

**Doc. 419/16: Tabled**

**Doc. 5/19: National Grid and Verizon New England, Inc.–Request to locate poles, wires and fixtures on Floral and Jasper Streets – Dave Johnson, Engineering Department – Ord. Cmt. - 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.

National Grid Senior Engineering Designer Dave Bouche described the work subject of the petition presented stating that the installation is to provide electric service to customers.

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 item as presented. The motion was seconded by Councilor De La Cruz and Council Members present voted unanimously [5-0] to approve the item [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 5/19: Approved**

**Doc. 8/19: Proposed Amendment of the City’s Zoning Ordinance – Petitioner - National Grid – Dan McCarthy, Land Use Planner – Ord. Cmt.- Public Hearing to be rescheduled**

Upon inquiry by Council Vice President Rodriguez, City Clerk Maloney informed the Council Members that the item has not been advertised to meet legal requirements for consideration of the City Council.

Council Vice President Rodriguez announced that the item will be addressed at the City Council Meeting on March 5, 2019 upon sufficient public notice publication.

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The item was then continued to the City Council Meeting of March 5, 2019 by Council Vice President Rodriguez to hold a public hearing.

**Doc. 8/19: Public Hearing to be rescheduled**

**Doc. 9/19: National Grid and Verizon New England – Request to locate poles, wires and fixtures on Burke Street –Dave Johnson, Engineering Department – Ord. Cmt. - 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.

National Grid Senior Engineering Designer Dave Bouche described the work subject of the petition presented stating that the installation is to provide electric service to customers.

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 item as presented. The motion was seconded by Councilor De La Cruz and Council Members present voted unanimously [5-0] to approve the item [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 9/19: Approved**

**Doc. 49/19: Water and Sewer Bond Authorization [26,800,000.00]-Mayor Dan Rivera – Discharge Budget & Fin. Cmt-Public Hearing to be published for next Council Meeting**

Council Vice President Rodriguez stated that the item will be republished and presented for public hearing at the next City Council Meeting on March 5, 2019.

The item was then continued to the City Council Meeting of March 5, 2019 by Council Vice President Rodriguez for a public hearing.

**Doc. 49/19: Continued for Public Hearing**



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

**V. APPROPRIATIONS-ORDERS-RESOLUTIONS:** - None

**VI. COMMITTEE REPORTS:**

**Doc. 20/19: Lawrence Public Library – Request for Authorization to Expend Technology Grant [10,000.00]-Jessica V. Vilas Novas, Library Director-Budget & Fin. 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 measure/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 [6-0] approved by the Council Members present.

**Doc. 20/19: Approved**

**Doc. 46/19: Resolution–Approving Application Submission of Certified Project–Theresa Park, Director of the Office of Planning and Development-Budget & Fin. Cmt. – Approved**

**Doc. 47/19: Resolution – Approving Incentives Dedicated to 155 Shepard Street – Theresa Park, Director of the Office of Planning and Development-Budget & Fin. Cmt. – Approved**

Upon the motion of Councilor Laplante, seconded by Councilor Reyes, the above two items were unanimously approved by the Council Members present [6-0] to be presented and considered as a block.

At the request of Council Vice President Rodriguez, Councilor Laplante presented a motion to receive the reports of the Budget & Finance Committee in regard to Document 46/2019 and 47/2019 without a recommendation. The motion was seconded by Councilor Reyes and the Subcommittee Reports on both items were unanimously [6-0] received by the Council Members present.

Upon being granted the floor, Councilor Laplante presented a motion to approve Documents 46/2019 and 47/2019 as seconded by Councilor Reyes

Upon being granted the floor, Councilor Laplante spoke in support of the Tax Incremental Financing Agreements [hereinafter referenced as “TIF Agreements”] presented by Planning Director Theresa Park as submitted to the City of Lawrence Planning & Development Office. Director Park introduced the TIF Agreement

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applicants [BIV-155 Shepard, LLC and A & P Coat, Apron & Linen Supply LLC] as being available for questions that the Council Members may have concerning the company presenting the agreement for consideration of approval. Director Park provided the Council Members detailed information of the 10 year term of the TIF Agreement presented for consideration of approval by the Council Members.

Upon introduction, the representative of the A & P Coat, Apron & Linen Supply Company [name was inaudible] described the linen cleaning and supply services to be provided by the UNITEX company for cleaning medical wear and other service related uniforms. He informed the Council Members that the Company has approximately 1,700 employees in 11 businesses currently in operation. He stated the work force to be employed is expected to be drawn from Lawrence residents primarily and the company has plans to purchase fourteen million dollars of real property to build a plant to house between 150 to 200 employees. He described the corporate plan to establish initial operations in 2020 to continue through 2022 when the company will reach an employee capacity of approximately 360 employees.

Upon being granted the floor, Councilor Reyes asked questions of the developer about the local job benefit to residents and inquired about any expected educational level. In response, the company representative stated that nothing more than a high school diploma will be necessary for most employees. Councilor Reyes asked Director Park about the Planning Department approval process necessary to advance the proposed project.

Upon being granted the floor, Councilor De La Cruz asked if the company will endorse an increased minimum wage for approval in the Commonwealth of Massachusetts. In response, the company representative stated that the company is required to meet any wage standards that may be in place in the Commonwealth.

Upon being granted the floor, Councilor Laplante posed questions about the wage scale of most workers and benefit programs that may be provided to company employees. The representatives discussed and explained their company salary rates and benefits that will be provided to those hired to work in its facilities.

Upon being granted the floor, Councilor Levy asked about the “target” area, to which Director Park stated all of Lawrence is considered an economic target area in regard to the type of application presented.

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Upon being granted the floor, Councilor DePena asked about the availability of positions and the availability to the resident of Lawrence. In response, the company representative stated that Lawrence residents are expected to be offered available positions and intended to be employed at the Lawrence facility.

Upon being granted the floor, Councilor Reyes asked about the date that the company expects applications may be available which the representative stated applications will be made available as soon as the plant opens.

Upon taking the floor, Council Vice President Rodriguez reviewed the TIF Agreement exemption rates of 95% to 10% in its last years asking how much revenue the City of Lawrence will be available to receive in the last year of the agreement. Director Park stated the city will receive 111,547.00 in year one of the agreement stating that the comparable revenue without the TIF Agreement in place will be approximately 106,000.00. Council Vice President Rodriguez continued with a review of the tax exemption and collections expected during the course of the TIF Agreement. Director Park also reviewed terms of the TIF Agreement with Council Vice President Rodriguez.

Upon no further inquiry, comment or discussion Council Vice President Rodriguez call the motion to approve Documents 46/2019 & 47/2019 to the attention of the Council Members present who voted by roll call vote to approve the items as follows: Yes-6- Absent-3

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

**Doc. 46/19: Approved**

**Doc. 47/19: Approved**

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**Doc. 48/19: Appropriation Transfer – Lawrence Fire Department – From: Salaries Permanent [012230-5110] to Uniforms Replacement [012211-5581] – [38,000.00] – Brian F. Moriarty, Fire Chief-Budget & Fin. - Approved**

At the request of Council Vice President Rodriguez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the appropriation as presented. The report was presented in the form of a motion to approve the item which was seconded by Councilor Reyes and unanimously [6-0] approved by the Council Members present.

**Doc. 48/19: Approved**

**Doc. 50/19: Office of Planning and Development – Housing Choice Initiative Program Grant [206,500.00]–Susan E. Fink, Manager of Financial & Administrative Services-Budget & Fin. 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.

Upon being granted the floor, Councilor Reyes posed questions to Susan Fink, Manager of Financial & Administrative Services asking if there were any matching funds required for the grant to be accepted. In response, Manager Fink stated there are no matching funds required to obtain the funds through this grant.

Upon being granted the floor, Councilor De La Cruz inquired about the grant presented for consideration and Manager Fink described the intent and purpose of the grant presented for consideration of approval to the Council Members present.

Upon inquiry, Council Vice President Rodriguez asked about repairs to park areas affected by the Columbia Gas crisis that are in need of repair. Manager Fink stated Columbia Gas is being asked and expected to make all repairs to the park areas that were used for temporary housing or equipment staging areas due to the gas disaster. She stated the projects subject to the grant funding will take place after the necessary restoration repairs have been completed by Columbia Gas.

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Upon no further inquiry, comment or discussion Council Vice President Rodriguez called the motion to approve and the Council Members present voted unanimously [5-0] to approve the Grant [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 50/19: Approved**

**Doc. 27/19: Appointment – Lawrence Redevelopment Authority – Ana Medina – Mayor Dan Rivera-Pers. Cmt. –Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 28/19: Appointment – Historic Commission – Kate Hernandez – Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 29/19: Appointment – Historic Commission – Jonas Stundza – To be re-appointed - Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 30/19: Appointment – Historic Commission – David Meehan – To be re-appointed - Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 31/19: Appointment – Zoning Board of Appeals – Richard Rivera – To be re-appointed -Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 32/19: Appointment - Planning Board – Tamar Kotelchuck – To be re-appointed – Mayor Dan Rivera-Pers. Cmt.- Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 33/19: Appointment – Planning Board – David Quarrell – To be re-appointed – Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 34/19: Appointment – Planning Board – Antonio Reynoso – To be-appointed – Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 35/19: Appointment – Planning Board -Full Voting Member – Brenda Rozzi – Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

Council Vice President Rodriguez informed the Council Members that the following items were as presiding officer of the Lawrence City Council Session in accord with City Council Rule 5, acknowledged and determined that 30 days have passed since the filing of the above petitions on January 16, 2019 seeking the approval of the City Council for appointment to each of the boards presented in the petition filed resulting in the “approval of the appointment by default” pursuant to the applicable provisions of the Lawrence City Charter [see; City Charter Sec. 3.7(a)-cited below]. Council Vice President Rodriguez called for a “ceremonial vote” of the City

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Council Members on each of the following items presented:

27/19 Appointment – Lawrence Redevelopment Authority – Ana Medina – Mayor Dan Rivera  
 28/19 Appointment – Historic Commission – Kate Hernandez – Mayor Dan Rivera  
 29/19 Appointment – Historic Commission – Jonas Stundza – To be re-appointed - Mayor Dan Rivera  
 30/19 Appointment – Historic Commission – David Meehan – To be re-appointed - Mayor Dan Rivera  
 31/19 Appointment – Zoning Board of Appeals – Richard Rivera – To be re-appointed - Mayor Dan Rivera  
 32/19 Appointment - Planning Board – Tamar Kotelchuck – To be re-appointed – Mayor Dan Rivera  
 33/19 Appointment – Planning Board – David Quarrell – To be re-appointed – Mayor Dan Rivera  
 34/19 Appointment – Planning Board – Antonio Reynoso – To be-appointed – Mayor Dan Rivera  
 35/19 Appointment – Full Voting Member – Brenda Rozzi – Mayor Dan Rivera

Council Vice President Rodriguez stated further that the recommended appointments were properly referred to the Personnel Committee with recommendations advanced to the Full City Council as required. He stated that the appointments presented by Mayor Rivera in the above document items are subject to City Charter Section 3.7(a) which requires the City Council to take action within 30 days of submission. He explained that the City Council has not acted on the recommended appointments in a timely manner as required by the City Charter and all items appear to be approved due to the passage of 30 days without City Council action. City Council Vice President Rodriguez suggested that despite the “default approval” of all of those recommended for appointment that the City Council Members enter a discussion, review of each applicants and cast a “ceremonial vote” of the Council Members on each applicant. A discussion ensued among the Council Members present concerning the applicability of City Charter Section 3.7(a) to the appointment recommendations presented to the City Council. Upon conclusion of the discussion, the Council Members acknowledged the approval of each of the applicants as a result of the passage of 30 days without City Council action in accord with the applicable provisions of City Charter Section 3.7(a) and proceeded with a “ceremonial review and vote” of each of the applicants presented.

**Doc. 27/19: Appointment – Lawrence Redevelopment Authority – Ana Medina – Mayor Dan Rivera-Pers. Cmt. – Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of Ana Medina to the Lawrence Redevelopment Authority. The report was presented in the form of a motion to ceremonially approve as seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante asked if the applicant is present.

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Councilor De La Cruz stated Ms. Medina is not present.

Upon continuing, Councilor Laplante informed the Council Members that the application presented has not been signed by the applicant.

Council Vice President Rodriguez stated Ms. Medina has served in many capacities for the City of Lawrence and is well known for her work in the Lawrence Community. He suggested that the lack of a signature may have been an inadvertent oversight and further suggested that the Council Members take her dedicated service to the City of Lawrence into account.

Upon continuing, Councilor Laplante stated that the lack of signature on the application is not fatal but stated that the applicants should be present before the Council Members to allow questions to be asked by Council Members who do not serve on the Personnel Committee. Further discussion ensued among the Council Members concerning the appointment of the applicant by operation of Section 3.7(a) of the City Charter.

Upon being granted the floor, Councilor De La Cruz stated she supports the applicant for the position citing her many years of service to the Lawrence Community.

Council Vice President Rodriguez reminded the Council Members that the vote to be recorded is ceremonial in light of the approval by operation of the City Charter.

A discussion ensued among the City Council Members and City Clerk Maloney regarding the applicability of City Charter Section 3.7(a). Council Vice President Rodriguez suggested the 30 day requirement of the City Charter may have to be amended to allow the City Council sufficient time to consider applicants presented for appointment.

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 ceremonial approval of the applicant as presented.

Upon a motion for the ceremonial approval of the appointment of Ana Medina presented by Councilor De La Cruz, as seconded by Councilor Reyes, the Council Members present voted by roll call vote as follows to

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register their ceremonial vote for the appointment of Ana Medina to the Lawrence Redevelopment Authority. Yes-5; No-1; Absent-3

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

**Doc. 27/19: Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 28/19: Appointment – Historic Commission – Kate Hernandez – Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of Kate Hernandez to the Historic Commission. The report was presented in the form of a motion to ceremonially approve the applicant which was seconded by Councilor Reyes and Council Members present voted by roll call vote as follows to enter the ceremonial approval of the applicant. Yes-5; No-1; Absent-3

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

**Doc. 28/19: Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 29/19: Appointment – Historic Commission – Jonas Stundza – To be re-appointed - Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of Jonas Stundza to the Historic Commission. The report



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was presented in the form of a motion to ceremonially approve the appointment of the applicant which was seconded by Councilor Reyes and Council Members present voted by roll call vote as follows to approve the appointment. Yes-5; No-1; Absent-3

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

**Doc. 29/19: Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 30/19: Appointment – Historic Commission – David Meehan – To be re-appointed - Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of David Meehan to the Historic Commission. The report was presented in the form of a motion to ceremonially approve the applicant which was seconded by Councilor Reyes and Council Members present voted by roll call vote as follows to approve the appointment. Yes-5; No-1; Absent-3

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

**Doc. 30/19: Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

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**Doc. 31/19: Appointment – Zoning Board of Appeals – Richard Rivera – To be re-appointed -Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of Richard Rivera to the Zoning Board of Appeals. The report was presented in the form of a motion to ceremonially approve the applicant which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante posed questions to the applicant and discussed the importance of serving on the Zoning Board of Appeals. He thanked the applicant for his interest in the position.

Upon being granted the floor, Councilor Reyes inquired of Mr. Rivera and thanked him for his interest and service as a Member of the Zoning Board of Appeals.

Addressing the City Council Members, Board Member Rivera emphasized that the Zoning Board Members take their responsibilities very seriously and assured the Council that the Members will continue to work diligently to improve the City of Lawrence.

Council Vice President Rodriguez asked about notice to the abutters sent to those by petitions presented before the Zoning Board and whether the notices are effective. A discussion ensued between Council Vice President Rodriguez and Mr. Rivera concerning measures that may be taken to increase notices to abutters and those residing in the areas subject to petitions presented for consideration of the Zoning Board.

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 ceremonial vote for the appointment as presented. Upon a motion to ceremonially approve the appointment of Richard Rivera presented by Councilor De La Cruz, as seconded by Councilor Reyes, the Council Members present voted by roll call vote as follows to enter a ceremonial vote to approve the appointment of Richard Rivera to the Zoning Board of Appeals.

Yes-5; No-1; Absent-3

Council Vice President Jeovanny Rodriguez - Yes

Councilor Brian DePena - Yes

Councilor Maria De La Cruz - Yes

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Councilor Pavel Payano - Absent  
 Councilor David Abdo - Absent  
 Councilor Marc Laplante – No  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Absent

**Doc. 31/19: Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 32/19: Appointment - Planning Board – Tamar Kotelchuck – To be re-appointed – Mayor Dan Rivera-Pers. Cmt.- Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of Tomar Kotelchuck to the Planning Board. The report was presented in the form of a motion to ceremonially approve the applicant which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor De La Cruz spoke favorably of the applicant citing several areas of service to the City of Lawrence.

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 ceremonial appointment as presented. Upon a motion to ceremonially approve the appointment of Tamar Kotelchuck presented by Councilor De La Cruz, as seconded by Councilor Reyes, the Council Members present voted by roll call vote as follows to enter the ceremonial vote to approve the appointment of Tamar Kotelchuck to the Planning Board.

Yes-5; No-1; Absent-3

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

**Doc. 32/19: Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

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**Doc. 33/19: Appointment – Planning Board – David Quarrell – To be re-appointed – Mayor Dan Rivera-Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of David Quarrell to the Planning Board. The report was presented in the form of a motion to enter a ceremonial vote to approve the applicant which was seconded by Councilor Reyes.

Upon being recognized, Mr. Quarrell informed the City Council Members that the Planning Department sends notices of all hearings to abutters as required. A discussion ensued between Council Vice President Rodriguez and Mr. Quarrell regarding the public hearing notice requirements.

Upon being granted the floor, Councilor Reyes spoke in support of Mr. Quarrell's application for re-appointment to the Planning Board based on his continued and outstanding dedicated service to the City of Lawrence.

Upon no further discussion, comment or inquiry offered by the Council Members present, Council Vice President Rodriguez called upon the Members present to consider entering a ceremonial vote for the appointment of the applicant as presented. Upon a motion to enter a ceremonial vote to approve the appointment of David Quarrell presented by Councilor De La Cruz, as seconded by Councilor Reyes, the Council Members present voted by roll call vote as follows for the ceremonial vote to approve the appointment of David Quarrell to the Planning Board. Yes-5; No-1; Absent-3

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

**Doc. 33/19: Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

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**Doc. 34/19: Appointment – Planning Board – Antonio Reynoso – To be-appointed – Mayor Dan Rivera-  
Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of Antonio Reynoso to the Planning Board. The report was presented in the form of a motion to ceremonially approve the applicant which was seconded by Councilor Reyes and Council Members present voted by roll call vote as follows to ceremonially approve the appointment.

Yes-5; No-1; Absent-3

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

**Doc. 34/19: Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 35/19: Appointment – Planning Board -Full Voting Member – Brenda Rozzi – Mayor Dan Rivera-  
Pers. Cmt. - Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee recommending the appointment of Brenda Rozzi to the Planning Board. The report was presented in the form of a motion to ceremonially approve the applicant which was seconded by Councilor Reyes and Council Members present voted by roll call vote as follows to ceremonially approve the appointment.

Yes-5; No-1; Absent-3

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

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**Doc. 35/19: Approved pursuant to sec. 3.7(a) of the Lawrence City Charter**

**Doc. 36/19: Appointments – Conservation Commission -Tennis Lily, Eddie Rosa, Mary DiMauro & Joseph Kluft – To be re-appointed – Mayor Dan Rivera-Pers. Cmt. - Withdrawn**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Personnel Committee to withdraw Document 36/2019 from the Council Agenda stating City Council approval to the Conservation Commission is not required. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [6-0] to withdraw the item from the Council Agenda.

**Doc. 36/19: Withdrawn**

**Doc. 53/19: American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director-Pers. Cmt. – Letter/Tabled**

At the request of Council Vice President Rodriguez, 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 emphasized that those advancing petitions should be present to discuss and explain the necessity of obtaining City Council approval of the item. Councilor Laplante presented a motion to send correspondence to Personnel Director Bonet to be present at the next Meeting of the City Council on March 5, 2019 and to “table” the item. The motion was seconded by Councilor Reyes and unanimously [6-0] approved by Council Members present.

**Doc. 53/19: Letter/Tabled**

VII. WITHDRAWALS:

**Doc. 12/19: Senior Center – Fence Replacement – Counc. Reyes-Budget & Fin. Cmt – Withdrawn**

Upon being recognized, Councilor Laplante presented a motion to withdraw the above item from the City Council Agenda pending before the Budget & Finance Committee. The motion was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Laplante stated someone advocating for the construction of a fence on the property line with the Council on Aging building asked the City to appropriate funds to build the fence suggesting that the petition was not the proper manner of presenting a request for such an appropriation. A

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discussion ensued among the Council Members regarding the funding necessary to repair or construct a fence at the location.

Upon no further inquiry, comment or discussion Council Vice President Rodriguez called the motion to withdraw and the Council Members present voted unanimously [6-0] to withdraw the item from the Council Agenda.

**Doc. 12/19: Withdrawn**

**VIII. OLD BUSINESS:** - None

**IX. TABLED MATTERS:**

**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] – Letter/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 [6-0].

Upon being granted the floor, Councilor Levy inquired about the status of Capital Improvement Plan.

Council Vice President Rodriguez discussed the option of the City Council consideration of the Capital Improvement Plan in 2018-2019.

Upon continuing, Councilor Levy stated that a Capital Improvement Plan allocation may not be sufficient to assure new voting machines, if purchased, were in place by the required deadline of May 27, 2019. She stated without an appropriation to purchase new voting machines the upcoming elections may not benefit from new voting machines and reliance on the old voting machines may adversely impact the Municipal Preliminary and Election.

Upon being granted the floor, Councilor DePena asked about what would be necessary to be obtained from the funds allocated.

Upon being granted the floor, Councilor Levy presented a motion to send correspondence to Mayor Rivera to allocate necessary funds from available “free cash” monies to purchase new voting machines. The motion was seconded by Councilor DePena.

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**10:00 - Councilor Reyes presented a motion to conduct Council business past 10:00 p.m. which was duly seconded by Councilor Levy and unanimously [6-0] approved by the Council Members present**

Upon no further inquiry, comment or discussion Council Vice President Rodriguez called the motion to send correspondence to Mayor Rivera and the Council Members present voted unanimously [6-0] to approve sending correspondence to Mayor Rivera for the allocation of funds necessary to purchase new voting machines from available “free cash” monies.

Upon being recognized, Councilor Reyes moved to “table” the item. The motion was seconded by Councilor DePena and unanimously [6-0] approved by Council Members present.

**Doc. 336/18: Letter/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–Council. 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-Council. Laplante
- 175/14 Security regulations at nightclubs – Council. 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 - Council. 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 & Council. 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–Council. 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– Council. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Council. Abdoo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Council. De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Council. Payano – Public Hearing



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- 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 Accessibity Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 189/18 A&M Auto Body, Inc. – 341 South Broadway –Zoning Amendment [Executive Session Anticipated][T][01-29-19]
- 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
- 208/18 Handicapped Parking – 69 Greenwood Street – Counc. DePeña – Ord. Cmt. & Public Hearing to be Ordered
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]
- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Counc. Payano – Public Hearing
- 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. Abdo and Laplante [T][08-21-18]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Councs. Abdo 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 and Council Vice Pres. Rodriguez [T][12-4-18]
- 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]
- 388/18 Resolution - In honor of Patricia Karl – Counc. Payano – Ord. Cmt.
- 389/18 Department Heads Quarterly Report-Counc. Payano & Council Vice Pres. Rodriguez-Committee of the Whole [02-05-19][T]
- 14/19 Reclassification of Mayor’s Health Task Force Position – Mayor Dan Rivera [02-05-19][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:

- 55/19 Junk Dealer License – 1-15 Medford Street, Winfield Alloy, Inc., Arthur Caras/Eric Tetler – Ref. to Ord. Cmt.
- 56/19 Seventh Day Adventists Church-Request to use Campagnone Common- August 3, 2019- Anthony Galan – Ref. to Ord. Cmt.
- 57/19 Handicapped Parking – 14 Temple Street – Petition to DELETE ordinance and remove signage – Arelis Caba – Ref. to Ord. Cmt.
- 58/19 Taxi Licsense Renewal Petition – Go United Express Transportation. LLC-Sgt. Melix Bonilla, Lawrence Police Department – Ref. to Ord. Cmt.

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- 59/19           Semana Hispana en Lawrence – Request use of the Campagnone Common-Fiest Show; Set up dates: 4-29-19; 4-30-19; 5-1-19; Fiesta Show Carnival Dates: 5-2-19 (6pm to 11pm); 5-3-19 (6pm to 11pm); 5-4-19 (Noon to 11pm); 5-5-19 (Noon to 11pm) on weekend – Jose A. Davila/Pura Saint Hilaire – Ref. to Ord. Cmt.
- 60/19           Semana Hispana en Lawrence- Request to use Campagnone Common for a Cultural Festival-Set up dates: 6-10-19; 6-11-19; 6-12-19, 6-13-19 (6:00 am to 4:00 pm each day); Kiosk Set Up: 6am to 4pm on 6-14-19; Official Opening and dates of event: 6-14-19 (5pm to 11pm); 6-15-19 (Noon to 11pm); 6-16-19 (Noon to 11pm)-Jose Davila/Pura St. Hilaire –Ref. to Ord. Cmt.
- 61/19           Olive in July, Inc.–Request to use the Campagnone Common-Anniversary Celebration on 7-7-19 [Rain Date: 7-14-19] Eulalia Feliz – Ref. to Ord. Cmt.
- 62/19           Combiando el Mundo–Request to use the Campagnone Common-6-22-19 (8am to 8pm)-Raquel Quezoda – Ref. to Ord. Cmt.
- 63/19           Small Cell Guidance and Regulation-Counc.Vice Pres. Jeovanny Rodriguez-Ref. to Ord. Cmt.
- 64/19           City Attorney Contract Negotiations [Executive Session Anticipated]-Attorney Raquel Ruano, City Attorney – Ref. to Committee of the Whole

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

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

**ADJOURNED  
(10:04p.m.)**

Attest:

William J. Maloney  
City Clerk

**Date Minutes of February 19, 2019 approved by City Council: 3-19-19**

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

**DATE: Tuesday March 5, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, March 5, 2019** 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] – Absent at roll call;  
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 Reyes arrived at 7:14 p.m.  
Councilor Abdoo arrived at 7:39 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 February 5, 2018 were submitted by the City Clerk for consideration of approval by the City Council Members.

Upon the motion of Council Vice President Rodriguez to approve the minutes as presented duly seconded by Councilor Levy, the Council Members present voted by roll call vote to approve the minutes as follows: Yes-7; Present-1; Absent-1;

Councilor Estela Reyes - Absent  
Councilor Anna Levy - Yes  
Councilor Marc Laplante - Yes

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Councilor David Abdoo - Absent  
 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

## **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 that the public should be grateful and demanded Mayor Rivera support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public Schools, Lawrence Superintendent Cynthia Paris, Lawrence School Teachers and their Union, and the Teacher Union representative Frank McLaughlin. He stated that the efforts of Lawrence Police Chief Vasque are appreciated and that the public should also be appreciative of public safety officers for their work during the Columbia Gas crisis on September 13, 2018. Mr. Maali also stated that the Eagle Tribune has violated the Constitutional presumption of innocence as its media articles appear to have already concluded that Officer Carlos Vieira is guilty of the recent allegations of molestation. He stated that the presumption of innocence must be recognized and afforded to Officer Vieira as with anyone else charged with a crime.

Thomas Duggan, 75 Main Street, North Andover, Ma spoke in support of the petition presented by “The Movement Family” to use the Buckley Garage to serve meals and offer substance abuse treatment to those attending their events. He criticized Mayor Rivera for failing to support “The Movement Family” or to offer any assistance to the homeless.

Richard Russell, 34 Cross Street, Lawrence, MA stated that snow plowing during the recent show storm was ineffective. He spoke in support of purchasing new voting machines for the Lawrence voters suggesting that the money could be allocated from the balance of savings resulting from the recent purchase of the Lawrence Police radio system.

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Lawrence Hester, 171 Abbott Street, Lawrence, MA spoke in opposition of the proposed Rental Inspection Ordinance.

Sean Sweeney, 37 Milton Street, Lawrence, MA spoke in opposition to the proposed Rental Inspection Ordinance.

Michael Gorman, 826 Riverside Drive, Methuen, MA spoke in support of the petition presented by the “The Movement Family” which is to be considered for an override of Mayor Rivera’s veto of the City Council approval of the item. He urged the City Council to override the veto to allow “The Movement Family” to use the Buckley Garage to serve food and offer drug treatment and rehabilitation programs to those in need.

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

#### **Doc. 213/16: Rental Unit Inspection – Ordinance – Mayor Dan Rivera – Ord. Cmt.- 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.

Modesto Maldonado 115 Spruce Street, Lawrence, MA [former Lawrence City Councilor and Council President] spoke in opposition to the proposed Rental Unit Ordinance. He stated the ordinance will not be enforced equally and it is intended to remove low income people from the Lawrence Community. He urged the City Council Members to deny the proposed ordinance.

Domingo Tavares. 21 Highlawn Avenue, Lawrence, MA spoke in opposition of the proposed ordinance stating that if adopted the ordinance will not be enforced since there are sufficient City inspectors available to conduct enforcement inspections. He stated the ordinance will result in an increase in rents by landlords who will pass the cost of compliance onto the tenants.

Michael Armano, Inspectional Service Director spoke in support of the proposed ordinance discussing aspects of the ordinance that will improve public safety of housing in Lawrence. He stated the new ordinance will

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provide increased code oversight and enforcement by providing annual inspections of housing in Lawrence with greater requirements than those of the current housing laws in place by the Commonwealth of Massachusetts.

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 measure as presented, as seconded by Councilor Reyes.

Upon being granted the floor, Council Vice President Rodriguez stated there are benefits and concerns presented by the proposed ordinance. He stated the proposed ordinance targets landlords that are not in compliance with existing building and housing codes and will not affect landlords who act responsibly. He stated he supports the proposed ordinance.

Upon being granted the floor, Councilor Payano clarified whether or not the item is an ordinance or Home Rule Petition. Councilor Payano posed questions to Director Armano concerning the five current City of Lawrence Sanitary Code Inspectors available stating the available budget provides six building inspectors. He asked about the frequency of inspections conducted by the Inspectional Service Department. In response, Director Armano stated that he did not have information presently available to respond to the frequency of inspections conducted by existing staff.

Upon continuing, Councilor Payano asked about building inspectors conducting Sanitary Code Inspections. Director Armano responded by stating inspectors must be certified by the Commonwealth of Massachusetts in order to conduct Sanitary Code Inspections. Councilor Payano inquired further about the current State Certification of the six building inspectors. Director Armano responded by stating three Building Inspectors who are currently certified with one inspector who has their certification pending. Director Armano stated that two of the City Building Inspectors are being certified as "Safe Sanitary Code Inspectors". He informed the Council Members that the proposed ordinance provides code enforcement for violations referenced in the State Sanitary

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Code. Upon continuing Councilor Payano discussed and pointed out the differences between health and sanitary code violations and health code violations. He stated the proposed ordinance presents a set of regulations that is separate and distinct from the current ordinances. Director Armano responded that the proposed ordinance enhances the current health code ordinances. Director Armano stated the proposed ordinance also changes the State Law by adding a fee and creating a registration requirement. Councilor Payano stated that the registration requirement presented in the proposed ordinance appears unnecessary since the City of Lawrence already requires landlords to register their properties. Director Armano stated further that the current State Law requires building code inspection and enforcement regardless of the requirements of the proposed ordinance. Councilor Payano stated that the proposed ordinance is cumulative and establishes multiple inspections of properties.

Council Vice President Rodriguez interjected citing units exempted from inspections provided in the proposed ordinance.

Upon continuing, Councilor Payano stated that the proposed ordinance fails to provide re-inspection provisions of exempt properties. In response to questions posed by Councilor Payano concerning the amount charged for fees contained in the proposed ordinance, Director Armano stated that amount charged for inspection fees would be a market issue and stated that he believes that a 200.00 inspection fee over a period of three years does not appear to be exorbitant.

Council President Vasquez provided a summary of the fees and costs of inspections stating that the cost of inspections amounts to approximately fifteen cents per apartment.

Upon being granted the floor, Councilor De La Cruz stated the proposed ordinance should be enforced against absentee landlords. She stated code inspectors should also issue tickets for the improper storage of refuse. Councilor De La Cruz stated the proposed ordinance stating that it will not affect current residents of Lawrence.

Upon being granted the floor, Councilor DePena stated he opposed the proposed ordinance because it will adversely affect Lawrence property owners.

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Upon being granted the floor, Councilor Levy stated the proposed ordinance will increase the operational costs to landlords resulting in rental increases to tenants. She stated the increase in resident costs through rents will cause tenants to leave the City of Lawrence.

Upon being granted the floor, Councilor Laplante posed questions to Director Armano concerning the increased work load to City inspector which Director Armano stated will increase the duties and responsibilities of City inspectors. He stated that the increased work created by the implementation of the new ordinance will be distributed amount the inspectors available. Councilor Laplante posed further questions about the certification of current City inspectors. Director Armano stated that the ultimate goal of the new ordinance is to establish confidence that the rental stock in Lawrence is “up to code” and the inspection provisions will provide proof of compliance with necessary code requirements.

Upon being granted the floor, Councilor Payano posed questions to Director Armando concerning changes to the duties and responsibilities agreed upon by inspectors through their bargaining unit and if the City has made provision to provide compensation for increased duties created by the proposed 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 Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted by roll call vote as follows to approve the measure.

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

**Doc. 213/16: Approved**



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**IV. COMMITTEE REPORTS:**

**Doc. 44/19: Lawrence Police Department - Animal Control – Ordinance 6.04 of the City of Lawrence Municipal Code to be amended – Roy P. Vasque, Chief of Police-Ord. Cmt. – Public Hearing Orderd**

Councilor Reyes presented a motion to take document 44/19 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 Levy being absent from the Council Chamber at the time the vote was called and recorded].

At the request of Council President Vasquez, Councilor Reyes presented a motion to receive the report of the Ordinance Committee with no recommendation. The motion was seconded by Council Vice President Rodriguez and unanimously [8-0] 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 Reyes posed questions to Officer Scanlon about the proposed amendment.

Upon continuing, Councilor Reyes presented a motion to order a public hearing n on the amended ordinance. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present [Councilor Levy and Councilor DePena being absent from the Council Chamber at the Council Chamber at the time the vote was called and recorded].

**Doc. 44/19: Public Hearing Ordered**

**Doc. 59/19: Semana Hispana en Lawrence – Request use of the Campagnone Common-Fiesta Show; Set up dates: 4-29-19; 4-30-19; 5-1-19; Fiesta Show Carnival Dates: 5-2-19 (6pm to 11pm); 5-3-19 (6pm to 11pm); 5-4-19 (Noon to 11pm); 5-5-19 (Noon to to 11pm) on weekend – Jose A. Davila/Pura Saint Hilaire-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, seconded by Council Vice President Rodriguez and unanimously approved by the Council

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Members present [7-0][Councilor Levy and Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 59/19: Approved**

**Doc. 60/19: Semana Hispana en Lawrence- Request to use Campagnone Common for a Cultural Festival-Set up dates: 6-10-19; 6-11-19; 6-12-19, 6-13-19 (6:00 am to 4:00 pm each day); Kiosk Set Up: 6am to 4pm on 6-14-19; Official Opening and dates of event: 6-14-19 (5pm to 11pm); 6-15-19 (Noon to 11pm); 6-16-19 (Noon to 11pm)-Jose Davila/Pura St. Hilaire-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, seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [7-0][Councilor Levy and Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 60/19: Approved**

**Doc. 61/19: Olive in July, Inc.–Request to use the Campagnone Common-Anniversary Celebration on 7-7-19 [Rain Date: 7-14-19] Eulalia Feliz-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, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Councilor Levy and Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 61/19: Approved**

**Doc. 62/19: Cambiando el Mundo–Request to use the Campagnone Common-6-22-19 (8am to 8pm)-Raquel Quezada-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

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approve the item, seconded by Councilor De La Cruz and Council Members present voted by roll call vote as follows to approve the item. Yes-7; Abstain-1; Present-1

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

**Doc. 62/19: Approved**

**Doc. 56/19: Seventh Day Adventists Church-Request to use Campagnone Common- August 3, 2019- Anthony Galan-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, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [9-0].

**Doc. 56/19: Approved**

**Doc. 43/19: Bread and Roses Heritage Festival – Request permission to use the Campagnone Common to hold an event of History and Celebration of Bread and Roses Strike 1912 on Labor Day, September 2, 2019 from 11am to 7pm – Andrea E.K. Vannett-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, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Councilor Payano and Councilor De La Cruz being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 43/19: Approved**

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**Doc. 38/19: Lawrence History Center [Immigrant City Archives] - Request use of various streets to hold Race 5K Fundraiser on May 19<sup>th</sup>, 2019 from 9am - Susan Grabski, Director-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, seconded by Councilor Levy and unanimously approved by the Council Members present [7-0][Councilor Payano and Councilor De La Cruz being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 38/19: Approved**

**Doc. 37/19: Iglesia de Cristo Rios de Agua Viva – Request to use Cronin Park, Juniper Street on May 24<sup>th</sup>; Donovan Park, Andover Street on May 25<sup>th</sup>; Plains Man Park, Elm Street on June 21<sup>st</sup>; Kenned Park, Holly Street on June 22<sup>nd</sup>; Misserville Park, Summer Street on July 19<sup>th</sup>; Campagnone Common on July 20<sup>th</sup>; Rowell Park, Auburn Street on August 16<sup>th</sup>; Costello Park, Shawsheen Road on August 17<sup>th</sup>; Reviviendo Park, Newbury Street on September 20<sup>th</sup> & McDermott Park, Bailey Street on September 21<sup>st</sup>, 2019 from 6pm to 9pm to hold Religious Events “Preaching of the Word of God” – Pastor Graciela Gual-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, seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

**Doc. 37/19: Approved**

**V. PUBLIC HEARINGS:**

**Doc. 8/19: Proposed Amendment of the City’s Zoning Ordinance – Petitioner - National Grid – Dan McCarthy, Land Use Planner – Ord. Cmt.- 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.

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 Reyes presented a motion to approve the measure as presented, as seconded by Councilor De La Cruz.

At the request of Councilor Laplante, Daniel McCarthy, Land Use Planner provided information regarding the proposed amendment. Councilor Laplante inquired about the reasons for the proposed amendment.

Upon being granted the floor, Council Vice President Rodriguez stated there are concerns about overcrowding of the downtown area. He stated that the item should be presented by a petition for “spot-zoning”.

Upon being invited to address the Council Members, Attorney Marisa Pizzi, representing National Grid [the petitioner], commented on the necessity of replacing the electrical substation and asked the City Council to approve the proposed zoning amendment as presented.

Upon being recognized, Council Vice President Rodriguez asked about the necessity to amend the zoning ordinances and suggested that merely completing the contract work appears to be sufficient. In response Attorney Pizzi stated that a more specific petition might be legally more restrictive than necessary to obtain the necessary use of the location as an electrical substation. A discussion ensued between Council Vice President Rodriguez and Attorney Pizzi regarding safety issues and the proposed work subject of the petition as well as issues related to the “grandfathering” of the location for use as an electrical substation. Council Vice President Rodriguez commented that the proposed amendment appears to be unnecessarily overly broad for the purpose intended by National Grid. He concluded by stating his opposition to the petition presented for consideration.

Upon being granted the floor, Councilor Reyes posed questions about pollution and contamination risks of a substation in operation at the location on Common Street. A National Grid representative [unknown and unidentified] informed the Council Members that there is no smoke or pollution risk known to the operation of the substation. Upon continuing, Councilor Reyes posed questions about the impact the new substation will have on the health of people at or near the new substation particularly with a day care facility and a public bus station next to the substation facility. A National Grid representative [unknown and unidentified] stated that there are no health issues known due to the operation of the substation facility.

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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 the measure presented by Councilor Reyes, as seconded by Councilor De La Cruz, the Council Members present voted by roll call vote and defeated the measure as follows [which requires six votes for approval by State Law]: Yes-5; No-4

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

Upon being granted the floor, Councilor De La Cruz presented a motion to reconsider the previous vote of the City Council. Council President Vasquez stated that he cannot recognize the motion due to the fact the Councilor De La Cruz was not on the prevailing side of the vote resulting in the petition being defeated.

Upon being granted the floor, Councilor Laplante stated the City Council spoke in support of a motion for reconsideration stating that although he is not on the prevailing side of the vote in this matter that any Council Members who may wish to reconsider the vote has been provided the legislative prerogative to request the Council Members to reconsider its vote. He stated that he would support a motion to reconsider regardless of his vote cast.

Upon being granted the floor, Councilor De La Cruz stated the permit should be allowed and suggested that a motion to reconsider would be appropriate.

Council President Vasquez provided the Council Members with an explanation of the vote recorded stating that although 5 votes were cast to approve the measure six votes are required to approve it. He stated further that those voting not to approve the measure are on the “prevailing side” of the vote because the measure was defeated

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by lack of a sixth vote. For that reason, it would be appropriate for a Council Member voting “No” to present a motion for reconsideration if that is intended.

Upon being granted the floor, Councilor Abdoo presented a motion to reconsider the vote defeating the measure as recorded. The motion to reconsider was recognized by Council President Vasquez being presented by a Council Member on the prevailing side of the vote. The motion was seconded by Councilor Laplante and Council Members present voted unanimously [9-0] to reconsider the vote as recorded during the current Council Session.

Upon being granted the floor, Councilor Abdoo discussed reasons for reconsideration citing the importance of a substation to provide utility service to the residences and businesses near the location and the overdue necessity of National Grid to upgrade the utility service that has been neglected for decades.

Upon being recognized, a National Grid representative [unknown and unidentified] stated the substation was not repaired for many decades and needs to be reconstructed.

Upon continuing, Councilor Abdoo stated that the report of National Grid indicates that the substation was known to be in failing condition since 2012. He suggested that the substation should have been replaced several years ago. He stated that the suggestion by National Grid representatives that the City Council Members are not acting in the best interest of Lawrence residents is misplaced stating that the Council Members understand the necessity of the petition and the benefit that improved service will have on the City of Lawrence residents and businesses. Councilor Abdoo stated that the Council Members also have an interest in protecting the safety of the public not only through the reconstruction process but also during the many years after the facility is placed into service,

A National Grid representative [unknown and unidentified] emphasized the importance of replacing the substation to improve and continue service to the City of Lawrence and area Cities and Towns.

Upon being granted the floor, Councilor Payano stated he voted in favor of the proposed zoning amendment despite the past failure of National Grid to respond to continuous requests to improve pole location

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installations. He stated that he is infuriated that the work necessary to reconstruct the facility will take three years or more asking about the necessity of locating the facility in Lawrence.

A National Grid representative [unknown and unidentified] stated that the reconstruction location is important as it is being prepared for enhanced construction that will take place after the facility is reconstructed construction. Councilor Payano agreed that construction issues related to the facility location are complex.

Upon being recognized, Councilor Payano presented a motion to “table” the measure. The motion was seconded by Councilor Levy and Council Members present voted unanimously [9-0] to “table” document 8/19.

**Doc. 8/19: Tabled**

**Doc. 49/19: Water and Sewer Bond Authorization [26,800,000.00]-Mayor Dan Rivera – Discharge Budget & Fin. Cmt-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 presented, as seconded by Councilor Abdoo.

Upon being granted the floor, Councilor Abdoo discussed the legislative procedure of the item.

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 De La Cruz, as seconded by Councilor Abdoo, the Council Members present voted by roll call vote to approve the measure as follows:

Yes-8; Absent-1

Council Vice President Jeovanny Rodriguez - Yes



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

**Doc. 49/19: Approved**

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

**Doc. 26/19: The Movement Family – Appeal of Denial of Permit for use of the Buckley Bus Terminal by Lawrence Police Chief Roy P. Vasque and Michael German-[02-05-19]-Denial Over-ridden by Vote of City Council – Veto of Mayor Rivera entered [02-19-19]– Motion to Override Mayoral Veto Defeated**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to over-ride the Mayor Rivera’s Veto, as seconded by Councilor Payano.

Upon being granted the floor, Council Vice President Rodriguez spoke in favor of over-riding the veto and encouraged the Council Members to over-ride the Mayor’s veto entered on 2-29-19.

Upon being granted the floor, Councilor Payano spoke in favor of the vote to over-ride the Mayor’s Veto.

Upon being granted the floor, Councilor Reyes stated that she supports “The Movement Family” stating that the issues that arise from the petition and application need to be addressed by the Mayor. She stated that a more secure location that is better suited for the activities that will take place needs to be provided. She stated the City Council Members have offered their assistance to find “middle ground” that will lead to an agreement. She stated that she cannot support the motion to over-ride the veto of Mayor Rivera but is in favor of the assistance and guidance provided to those in need.

Council President Vasquez commented favorably on the item. He stated the petitioner should continue to move forward.

Upon being granted the floor, Councilor Laplante stated the vote presented is a vote on process and not anything else. He stated the City Council is confusing process with the issue. Councilor Laplante stated the vehicle used to get to this point is a result of the process and has nothing to do with the issues presented.

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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 by roll call vote and defeated the motion as follows:

Yes-5; No-4

Councilor Estela Reyes - No  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - No  
 Councilor David Abdo - 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. 26/19: Motion to Over-ride Mayoral Veto Defeated [requires 6 votes by City Charter Sec. 4.9]**

**VII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

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

**Doc. 76/19: Appropriation Transfer –Dept. of Public Works – From: Free Cash [\$200,000.00] to Special Projects Account [\$200,000.00] – Daniel Rivera, Mayor – Ref. to Budget & Finance Cmt.**

**Doc. 77/19: Appropriation Transfer- Dept. of Public Works-From: Free Cash [\$95,000.00 to Special Projects Account [\$95,000.00]-Daniel Rivera, Mayor-Ref. to Budget & Finance Cmt.**

**Doc. 78/19: Appropriation Transfer-Dept. of Public Works-From: Free Cash [\$577,000.00] to [014052-5294] Solid Waste Disposal Contracts [\$577,000.00] Daniel Rivera, Mayor-Ref. to Budget & Finance Cmt.**

**Doc. 79/19: Appropriation Transfer-Dept. of Public Works-From: [014021-5110] Salaries and Wages Perm. [\$45,000.00], [014070-5110] Salaries and Wages Perm. [\$46,000.00], [014080-5110] Salaries and Wages Perm. [\$109,000.00] To: [014081-5240] Repairs and Maintenance [\$200,000.00] Daniel Rivera, Mayor – Ref. to Budget & Finance Cmt.**

**VIII. COMMITTEE REPORTS:**

**Doc. 314/14: 12-14 Eutaw Street – “Request to Rescind Disposition”-Laiza St. Onge-Hsg. Cmt. - Tabled**

At the request of Council President Vasquez, Council Vice President Rodriguez presented a motion to receive the report of the Housing Committee with no recommendation. The motion was seconded by Councilor

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DePena and unanimously [7-0] received by the Council Members present [Councilor Reyes and Councilor De La Cruz being absent from the Council Chamber at the time the vote was called and recorded].

Upon being granted the floor, Council Vice President Rodriguez discussed the sale of City owned real property approved by the City Council on April 4, 2017.

**10:00 - Councilor Abdo presented a motion to conduct Council business past 10:00 p.m. which was duly seconded by Councilor DePena and unanimously [7-0] approved by the Council Members present [Councilor Reyes and Councilor De La Cruz being absent from the Council Chamber at the time the vote was called and recorded]**

Upon continuing, Council Vice President Rodriguez explained the that the Administration ha requested to rescind the sale of the real property awarded in 2017 to present and obtain a result that will benefit a neighbor and the neighborhood. Council Vice President Rodriguez moved “withdraw” the item from the Council Agenda, as seconded by Councilor DePena.

Upon being granted the floor, Councilor Payano asked to inquire of Asset Officer Laiza Lizard St. Onge who addressed the City Council by providing information about the original sale of the City owned property to the Charles Hope Co. Manager Lizardo St. Onge stated the purchaser has failed to comply with the conditions of the sale resulting in the request to rescind the vote allowing for the sale of the real property.

Council Vice President Rodriguez asked Manager Lizardo St. Onge about the failure to comply which Manager Lizardo St. Onge cited and described.

Upon being granted the floor, Councilor Payano stated that the successful bidder’s failure to comply with the conditions subject to the sale were directly due to the failure of the City of Lawrence to provide the successful bidder with a properly executed deed to the real property. Councilor Payano posed additional questions to Manager Lizardo St. Onge about the conditions that are subject to the claim that they were not met by the purchaser.

Upon being recognized, Mr. Charles Hope [the purchaser of the property sold by the City of Lawrence] stated that he could not record a purchase deed and never acquired title to the real property because Mayor Rivera never signed the deed necessary to transfer title.

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Upon being recognized, 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. 314/14: Tabled**

**IX. TABLED MATTERS:**

**Doc. 419/16: Urban Renewal Plan - Zoning Recommendations–LRA Chair, Kristen Harol- Item Split into Sections A, B and C; Section A-Approved; Section B-Approved; Section C-Approved**

Councilor Reyes 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 recognized, Daniel McCarthy, Land Use Planner, addressed the City Council and provided a legislative history of the item to the City Council indicating that a motion to approve the item was presented by Councilor Reyes and properly seconded at the City Council Session held on February 19, 2019 which remains pending.

Upon being granted the floor, Councilor Laplante proposed a friendly amendment to the author of the motion to approve the item in order to provide a motion to approve the item in three parts; Section A- Landscape Ordinance; Section B- Downtown Smart Growth Overlay; and Section C- Planned Industrial Development District (I-4). Councilor Reyes [the author of the motion to approve the item] accepts the friendly amendment as presented by Councilor Laplante.

Upon no further inquiry, comment or discussion Council President Vasquez called upon the Council Members present to consider the approval of the item by vote.

Upon motion of Councilor Reyes to approve Section A – Landscape Ordinance, as seconded by Councilor DePena on February 19, 2019, the Council Members present voted unanimously [9-0] by voice vote to approve Section A of the petition as presented.

Upon motion of Councilor Reyes to approve Section B – Downtown Smart Growth Overlay (DSGO), as seconded by Councilor DePena on February 19, 2019, the Council Members present voted by roll call vote to approve Section B of the petition as follows: Yes-7; No-2

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

Upon motion of Councilor Reyes to approve Section C - Planned Industrial Development District (I-4), as seconded by Councilor DePena on February 19, 2019, the Council Members present voted unanimously [9-0] by voice vote to approve Section C of the petition as presented.

**Doc. 419/16: Section A – Approved**  
**Doc. 419/16: Section B – Approved**  
**Doc. 419/16: Section C - Approved**

**Doc. 14/19: Reclassification of Mayor’s Health Task Force Position – Mayor Dan Rivera [02-05-19][T] – Public Hearing Ordered.**

Upon a motion presented by Councilor Payano, as seconded by Councilor Vice President Rodriguez, the Council Members present voted unanimously [9-0] to remove Doc. 14/19 from the table.

Personnel Director Bonet described the item and clarified the process to be followed.

Upon motion of Council Vice President Rodriguez, as seconded by Councilor Payano Council Members present voted unanimously [9-0] to order a public hearing on document 14/19.

**Doc. 14/19: Public Hearing Ordered**

**Doc. 53/19: American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director-Pers. Cmt. [03-05-19][T] – Ref. to Ord./Public Hearing Ordered**

Councilor Payano 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].

Personnel Director Bonet explained the reason for the item being presented.

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Upon being granted the floor, Council Vice President Rodriguez presented a motion to order a Public Hearing on the item and refer the matter to the Ordinance Committee for further proceedings. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by Council Members present.

**Doc. 53/19: Ref. to Ord. /Public Hearing Ordered**

**X. COMMITTEE REPORTS:**

**Doc. 64/19: City Attorney Contract Negotiations [Executive Session Anticipated]-Attorney Raquel Ruano, City Attorney-Cmt. Of Whole – Executive Session Held and Terminated/Tabled**

At approximately 10:35 p.m., Council Vice President Rodriguez presented a motion to terminate public proceedings of the City Council Meeting and convene in executive session in order to allow the Council Members present and City Attorney Raquel Ruano to negotiate terms of the employment contract of City Attorney Ruano. The motion was seconded by Councilor De La Cruz and unanimously [9-0] approved by the Council Members present as follows by roll call vote: Yes – 9 No- 0

Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdo - 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

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**[10:35 pm –The Lawrence City Council convened to Executive Session]**

**[EXECUTIVE SESSION]  
[CONFIDENTIAL]**

**[11:20 p.m. –The Lawrence City Council terminated Executive Session  
and resumed proceedings in public session]**

Upon being recognized, Councilor Laplante presented a motion to terminate “Executive Session” and resume public session of the City Council. The motion was seconded by Councilor DePena and unanimously approved by the Council Members present by voice vote [9-0].

Council President Vasquez directed City Clerk Maloney to conduct a roll call vote of the Council Members concerning the voice vote of the Council Members to terminate executive session and resume proceeding in public.

Upon the roll call vote of the Council Members present, the Council Members present voted to terminate “Executive Session” and resume public proceedings of the Lawrence City Council by roll call vote as follows:

Yes-9; No-0;

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

**11:00 - Councilor Payano presented a motion to conduct Council business past 11:00 p.m. which was duly seconded by Council Vice President Rodriguez and unanimously [9-0] approved by the Council Members present [as presented in Executive Session]**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to “table” the item in order to allow the parties to consider and review the terms of the employment contract. The motion was seconded by Councilor Reyes and unanimously (9-0) approved by Council Members present.

**Doc. 64/19: Executive Session Held and Terminated/Tabled**

[Tuesday, March 5, 2019]

**Doc. 16/19: Lawrence Housing Production Plan – Request for City Council Approval – Karen Sawyer Conrad, Merrimack Valley Planning Commission-Hsg. Cmt. – Tabled**

At the request of Council President Vasquez, Councilor Reyes presented a motion to receive the report of the Housing Committee with no recommendation. The motion was seconded by Councilor Reyes and unanimously [9-0] received by the Council Members present.

Upon being recognized, Council Vice President Rodriguez moved to “table” the item. The motion was seconded by Councilor Levy and unanimously [9-0] approved by Council Members present.

**Doc. 16/19: Tabled**

**Doc. 125/16: Stop Sign – 4-way Study – Ferry & Kendall Streets – Patrick J. Blanchette & Council Pres. Vasquez-Ord. Cmt.-Pub. Hearing Ordered**

**Doc. 345/18: Handicapped Parking – 3 Congress Street – Council Pres. Vasquez-Ord. Cmt.-Pub. Hrg. Ordered**

**Doc. 354/18: Chestnut Street – Name to be changed to Leonel Rondon – Counc. DePeña [Amended: 11/7/18]-Ord. Cmt.-Pub. Hrg. Ordered**

**Doc. 378/18: Handicapped Parking – 102 Bailey Street – Xiomara Blanco-Ord. Cmt.-Pub. Hrg. Ordered**

**Doc. 383/18: Handicapped Parking–310 Prospect Street–Emma Castillo-Ord. Cmt.-Pub. Hrg. Ordered**

**Doc. 390/18: Handicapped Parking – 23 Columbus Avenue – Sonia Sanchez-Ord. Cmt.-Pub. Hrg. Ordered**

**Doc. 391/18: Handicapped Parking – 126 Phillips Street, 1<sup>st</sup> floor – Peter J. Ruiz-Ord. Cmt.-Pub. Hr. Ordered**

**Doc. 392/18: Handicapped Parking – 136 Willow Street, 1<sup>st</sup> floor – Ramiro Calderón-Ord.-Pub. Hrg. Ordered**

**Doc. 4/19: Handicapped Parking–77 Bromfield Street–Narda Lopez-Ord. Cmt.-Pub. Hrg. Ordered**

Upon being recognized, Council Vice President Rodriguez presented a motion to present the above measures in block form for the purpose of presenting a motion to order a public hearing, the motion was seconded by Councilor Reyes and unanimously approved by the Council Members present [9-0].



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Upon being granted the floor, Councilor Reyes provided a report of the Ordinance Committee recommending that a public hearing be ordered for each of the above measures. The report was presented in the form of a motion to order a public hearing on each of the above measures. The motion was seconded by Councilor De La Cruz and unanimously [9-0] approved by Council Members present.

**Doc. 125/16: Pub. Hearing Ordered**

**Doc. 345/18: Pub. Hrg. Ordered**

**Doc. 354/18: Pub. Hrg. Ordered**

**Doc. 378/18: Pub. Hrg. Ordered**

**Doc. 383/18: Pub. Hrg. Ordered**

**Doc. 390/18: Pub. Hrg. Ordered**

**Doc. 391/18: Pub. Hr. Ordered**

**Doc. 392/18: Pub. Hrg. Ordered**

**Doc. 4/19: Pub. Hrg. Ordered**

**Doc. 3/19: Taxi License Renewals – Merrimack Transportation Corp, Liberty Taxi, Inc, Popular Taxi Co, Five Stars Express Transportation, 809 Express Transportation Inc, Town Enterprises, LLC, JC Transportation Inc., Reliable LLC & L&M Transportation – Sgt. Melix Bonilla, 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 all petitions presented for consideration which was seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

**Doc. 3/19: Approved**

**Doc. 24/19: Taxi Medallion Transfer – From Mr. Geny J. Vargas to Mr. Jose E. Vargas – Sgt. Melix Bonilla, Lawrence Police Department Taxis and Livery Services-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 Levy and unanimously approved by the Council Members present [9-0].

**Doc. 24/19: Approved**

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**Doc. 25/19: Taxi Medallion Transfer-From Mr. Geny J. Vargas to Mr. Anastacio Rodriguez-Sgt. Melix Bonilla, Lawrence Police Department Taxis and Livery Services-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 Levy and unanimously approved by the Council Members present [9-0].

**Doc. 25/19: Approved**

**Doc. 57/19: Handicapped Parking – 14 Temple Street – Petition to DELETE ordinance and remove signage – Arelis Caba-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 [8-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 57/19: Public Hearing Ordered**

**Doc. 58/19: Taxi License Renewal Petition – Go United Express Transportation. LLC-Sgt. Melix Bonilla, Lawrence Police Department-Ord. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Reyes presented a motion to receive the report of the Housing Committee without a recommendation. The motion was seconded by Councilor DePena and unanimously [8-0] received by the Council Members present [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 Reyes stated that the Taxi Company presents a petition to remain in business despite the failure of the business location to pay a 416.00 water bill which, if it remains unpaid, the City Ordinances will not allow the Taxi License to issue pursuant to the requirement that all taxes, betterments and

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fees be paid in full. Continuing with the matter, Councilor Reyes presented a motion to approve the petition despite the outstanding water bill which remains unpaid. The motion was seconded by Councilor Payano.

Upon being granted the floor, Councilor Laplante discussed waving the requirements. A discussion ensued among the Council Members regarding allowing the owner of the taxi business to continue to operate the taxi business at the rented location where the owner continues to have outstanding taxes/fees/betterments due. Further discussion ensued among the Council Members about the license approval despite the outstanding taxes and betterments that may be due by the property owner.

Upon being granted the floor, Councilor DePena stated the item should be referred for further consideration of payment of outstanding taxes and betterments in the future

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-7; Present-1; Absent-1 [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

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 - Absent  
 Council President Kendrys Vasquez – Yes

**Doc. 58/19: Approved**

**XI. WITHDRAWALS: - None**

**XII. OLD BUSINESS:**

[Tuesday, March 5, 2019]

**Doc. 42/18: Disposition-7 Showell Ct. [Tax Map 184, Lot 36][to be referred to Hsg] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.**

Council President Vasquez called the following matter to the attention of the Council Members as appearing on the Agenda which was referred as indicated:

**Doc. 42/18: Ref. to Housing Cmt.**

**Doc. 259/18: Loan Order for FY19-FY23 Capital Improvement Plan [8,666,300.00]– Mayor Dan Rivera [APPRVD: 8-21-18][Request to Amend Approval] – Public Hearing Ordered**

Upon being granted the floor, Councilor Reyes presented a motion to order a public hearing on the item presented which as seconded by Councilor Laplante. Upon consideration, the Council Members present voted unanimously [8-0] to order a public hearing on the item presented [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 259/18: Public Hearing Ordered**

**XIII. TABLED MATTERS:**

**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 Payano 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].

Upon being granted the floor, Councilor Levy presented a motion to send correspondence to Mayor Rivera and Director Ianello to attend the next City Council Meeting and re-table the matter. The motion was seconded by Councilor Payano 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].

**Doc. 336/18: Letter/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–Counc. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundzia,Chairman-Pub. Hrg. [cont.]

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- 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  
 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. Abdo [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]  
 189/18 A&M Auto Body, Inc. – 341 South Broadway –Zoning Amendment [Executive Session Anticipated][T][01-29-19]  
 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  
 208/18 Handicapped Parking – 69 Greenwood Street – Counc. DePeña – Ord. Cmt. & Public Hearing to be Ordered  
 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]  
 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Counc. Payano – Public Hearing  
 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. Abdo & Laplante [T][08-21-18]  
 293/18 Resolution – Police Officer Dean Thomas Murphy - Councs. Abdo 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 and Council Vice Pres. Rodriguez [T][12-4-18]

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- 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 [10-018][T]
- 388/18 Resolution - In honor of Patricia Karl – Counc. Payano – Ord. Cmt.
- 389/18 Department Heads Quarterly Report-Counc. Payano & Council Vice Pres. Rodriguez-Committee of the Whole [02-05-19][T]
- 14/19 Reclassification of Mayor’s Health Task Force Position – Mayor Dan Rivera [02-05-19][T]
- 53/19 American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director-Pers. Cmt. [02-19-19][T]

#### **XIV. 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:

- 65/19 Handicapped Parking–102 Bailey St, Apt. 1–DELETE- Xiomara Blanco [prior doc. 376/14] – Ref. to Ord. Cmt.
- 66/19 Lights, Street Renovation and Camera for Intersection of Prospect and East Haverhill Streets-Counc. De La Cruz – Ref. to Ord. Cmt.
- 67/19 District A Neighborhood Community Concert-Scarito Park on Brook Street-June 29, 2019-Counc. De La Cruz – Ref. to Ord.Cmt.
- 68/19 Three Way Stop Sign East Haverhill and Avon Streets-Counc. De La Cruz –Ref. to Ord. Cmt.
- 69/19 Parking – 15 minutes space – 14 Lexington St. –[Rear of Mello Supermarket] – Counc. Reyes – Ref. to Ord. Cmt.
- 70/19 Request for Authorization to Expend Diverse Books Grant (1,500) Lawrence Public Library – Jessica V. Vilas Novas, Library Director – Ref. to Budget & Finance Cmt
- 71/19 Iglesia Pentecostal Cristo Rompe Las Cadenas Inc.- Jessica Ishaq & Abner Merced- Plainsmon Park, Saturdays-6/1/19, 6/6/19, 8/10/19, 9/14/19, 10/05/19 Roswell Park, 6/15/19, 7/10/19, 7/20/19, 8/24/19, 9/28/19 – Ref. to Ord. Cmt.
- 72/19 El Manto de Jesus- Jose Salinas- Request to use Campagnone Common for Preaching-Set up dates: 7/21/19, 08/4/19, 08/11/19, 08/25/19, 09/08/19, 09/15/19, 09/22/19, 09/29/19, 10/13/19, 10/20/19-Ref. to Ord. Cmt.
- 73/19 Handicapped Parking- 27 Woodland Street-Isabel Ramirez-Ref. to Ord. Cmt.
- 74/19 Taxi Hackney Division-Rio Hondo Transportation, LLC-Sgt. Mélix Bonilla, Lawrence Police Dept-Ref. to Ord. Cmt.
- 75/19 Two Hour Parking-Osgood Street- (betwn Merrimack Street and Railroad Tracks)-Counc. Laplante-Ref. to Ord. Cmt.
- 80/19 Surplus Declaration-8-10 Archer Street [Tax Map 191, Lot 2][to be referred to Hsg] – Laiza St. Onge, Asset Officer – Ref. to Housing Cmt.

#### **XV. ADJOURNMENT:**

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

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**ADJOURNED**  
**(11:45p.m.)**

Attest:

William J. Maloney  
City Clerk

**Date Regular and Executive Session Minutes of Mach 5, 2019 approved by City Council: April 2, 2019**

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

**DATE: Tuesday March 19, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, March 19, 2019** 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] – 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;  
Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor Payano arrived at 7:14 p.m.;

**Other attendance matters:**

Approximately Forty-two [42] 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 19, 2019 were submitted by the City Clerk for consideration of approval by the Members of the City Council.

Upon the motion of Council Vice President Rodriguez to approve the minutes as presented duly seconded by Councilor Reyes, the Council Members present voted unanimously [7-0] to approve the minutes. [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].



[Tuesday, March 19, 2019]

## **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:

### **[7:14 p.m - Councilor Payano arrived to the City Council Meeting]**

Homayoun Maali, 53 Chester Street, Lawrence, MA stated that Mayor Rivera should support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public School Teachers and their Unions, and the Teacher's Union Representative Frank McLaughlin. He praised the efforts of Lawrence Police Chief Roy Vasque. He stated the Eagle Tribune falsely refused to acknowledge the presumption of innocence Lawrence Police Officer Carlos Vieira who is charged with a criminal offense. He stated that the gas disaster of September 13, 2018 should be dedicated as citizen appreciation day to recognize the heroic efforts of the Lawrence Police and Lawrence Firefighters keeping people safe during the disaster.

Richard Russell, 34 Cross Street, Lawrence, MA praised the Lawrence Police Academy for providing safety training and assistance to citizens at instructional classes held. He stated the Lawrence Police Station needs to be replaced. He recognized Lawrence elected officials who took the time to attend the St. Patrick's Day Dinner in recognition of the Irish influence on Lawrence history. He stated that funds should be expended for new voting machines to assure voters can exercise their right to vote with confidence that votes cast will be properly counted. He suggested the Council Members consider conducting executive session proceedings at the end of City Council Meetings to allow all other matters be addressed in public session first.

Carmen Garcia of Haverhill, MA stated that she opposes re-naming Chestnut Street (Doc.354/18) comparing those who work as first responders should also be recognized. She suggested that a memorial in honor of Leonel Rondon is necessary but should be done in a manner that is appropriate for all who should be honored for their ultimate sacrifice during a disaster. She also stated that she supports purchasing new voting machines.

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Michelle Paletta, 198 Essex Street, Apt. #101 Lawrence, MA reminded people that the Lawrence Disability Commission is available to provide assistance to those in need of its services and urged people to participate by attending the meetings held and the events it sponsors.

Thomas Barksdale, 12 Dracut Street, Lawrence, MA spoke about Columbia Gas Company.

### **III. COMMITTEE REPORTS:**

#### **Doc. 74/19: Taxi Hackney Division-Rio Hondo Transportation, LLC-Sgt. Mélix Bonilla, Lawrence Police Dept.-Ord. Cmt. - Approved**

Councilor Reyes presented a motion to take document 74/19 out of the order appearing on the agenda. The motion was seconded by Councilor Abdoo and unanimously approved by the Council Members present [8-0].

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 petition which was seconded by Councilor Abdoo and unanimously approved by the Council Members present [8-0].

**Doc. 74/19: Approved**

### **IV. TABLED MATTERS:**

#### **Doc. 293/18: Resolution – Police Officer Dean Thomas Murphy – Councils. Abdoo and Laplante [T][08-21-18]- Presented**

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].

Council President Vasquez brought the item to the attention of the Council Members present and called upon Councilor Abdoo along with Councilor Laplante to present the Resolution.

Upon being granted the floor, Councilor Abdoo presented the Resolution of the City Council stating that Officer Murphy runs the Boston Marathon each year to raise money for the Lawrence Boys and Girls Club.

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Upon being granted the floor, Councilor Laplante stated that Officer Murphy was recognized for his outstanding leadership training other police officers at the Police Academy earning the respect of his colleagues and police recruits in training.

Upon being recognized, Lawrence Police Chief Roy Vasque commented on Officer Murphy's work ethic training future police officers is a valuable asset to the Lawrence Police Department. He stated that the recognition by the City Council is a well deserved honor.

Dean Murphy thanked the Lawrence City Council Members for the honor and recognition bestowed upon him.

**Doc. 293/18: Presented**

**V. PUBLIC HEARINGS:**

**Doc. 125/16: Stop Sign – 4-way Study – Ferry & Kendall Streets – Patrick J. Blanchette & Council Pres. Vasquez-Ord. Cmt.-Pub. Hrg. Ord. 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 Councilor Reyes, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [8-0] to approve the measure.

**Doc. 125/16: Approved/30 days waived**

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**Doc. 259/18: Loan Order for FY19-FY23 Capital Improvement Plan [8,666,300.00] – Mayor Dan Rivera [APPRVD: 8-21-18] Public Hrg. [amend-confirmation-approval]-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.

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 Levy moved to “Table” the item presented for consideration. The motion was seconded by Council Vice President Rodriguez and unanimously [8-0] approved by Council Members present.

**Doc. 259/18: Tabled**

**Doc. 345/18: Handicapped Parking – 3 Congress Street – Council Pres. Vasquez-Ord. Cmt-Pub. Hrg. 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 waive any applicable 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter presented by Council Vice President Rodriguez

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and seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve the measure and waive any applicable 30 day waiting period that may be required by section 3.8(a) of The Lawrence City Charter.

**Doc. 345/18: Approved/30 days waived**

**Doc. 354/18: Chestnut Street – Name to be changed to Leonel Rondon –  
Counc. DePeña [Amended on 11/7/18: “Petition to Erect a Plaque in Honor of Leonel Rondon”]-  
Ord. Cmt.-Pub. Hrg. 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, Attorney Sheff, representing the Family of Leonel Rondon, spoke on behalf of the Rondon Family informing the Council Members that the item presented is for an plaque to be placed in Honor of Leonel Rondon who lost his life as a result of the tragic events of the Columbia Gas disaster on September 13, 2018. He emphasized that the item is an honorarium and not to change the name of Chestnut Street requesting that the item be titled to reflect the memorial honor presented for consideration of the City Council Members.

Upon being recognized, Homayoun Maali, 53 Chester Street, Lawrence, MA stated that the September 13, 2018 disaster was a direct result of corporate greed by the Columba Gas Company. He praised the Lawrence Police and Lawrence Firefighters for their bravery and service during the disaster.

Lee Fickenworth, 44 Exeter Street, Lawrence, MA stated that she lost her son to murder and understands the tragedy that a sudden loss creates. She stated that she supports the item presented for consideration.

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 De La Cruz presented a motion to amend the petition to place a placard, as seconded by Councilor Reyes.

Upon being granted the floor, Councilor De La Cruz stated that September 13, 2018 is a day that will always be remembered. She thanked the Family of Leonel Rondon for their strength during a serious tragedy and for their presence to accept the memorial recognition.

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 amend the petition to place a placard presented by Councilor De La Cruz, as seconded by Councilor Reyes, the Council Members present voted unanimously [7-0] to approve the measure as amended [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 354/18: Approved**

**7:58 p.m. - Councilor Laplante presented a motion to recess City Council proceedings which was duly seconded by Councilor Payano and unanimously approved by the Council Members present [7-0]**

**7:59 p.m. - Councilor Laplante presented a motion to terminate recess and resume proceedings of the Lawrence City Council recess which was duly seconded by Councilor Levy and unanimously approved by the Council Members present [7-0]**

## **VI. TABLED MATTERS:**

**Doc. 336/18: State Election Update-Poll Locations and Impact of Recent Disaster-Early Voting-Other matters-William J. Maloney, City Clerk [03-05-19][T] – Tabled/Letter**

Councilor Levy 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].

Upon being granted the floor, Councilor Levy introduced Jeff Silvestro, Chief Executive Officer and President of LHS, Inc. CEO/Pres.] who described election services provided by his company presently providing

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election related goods and services under a three year agreement with the City of Lawrence. He informed the Council Members that LHS, Inc. provides annual maintenance of the ACCUVOTE voting machines presented used by the City of Lawrence in all elections held and have been in use since 1991.

Upon inquiry by Councilor Levy, Mr. Silvestro stated that the ACCUVOTE voting machine is no longer manufactured and that the ACCUVOTE is being “phased out” of use by most Cities and Towns in the Commonwealth. He stated that the machines surrendered to LHS, Inc. as part of any agreement to lease or purchase newer machines are used for salvage to assure parts remain available to Cities and Towns that continue to use the ACCUVOTE voting machine. Mr. Silvestro stated that LHS, Inc. remains committed to provide maintenance services that may be necessary during the Lawrence Municipal Elections scheduled for 2019 and the Presidential Primary to be held in 2020.

Upon being granted the floor, Council Vice President Rodriguez inquired about the age and condition of the ACCUVOTE voting machines presently in use. Mr. Silvestro informed the Council Members the ACCUVOTE voting machines presented in service with the City of Lawrence are approximately 28 year old and are regularly repaired with parts from salvaged machines obtained from other Cities and Towns. Mr. Silvestro stated that of the 351 Cities/Towns LHS continues to service the approximately 100 Cities/Towns that continue to operate with the ACCUVOTE voting machines. Mr. Silvestro commented that Cities like Lowell, Lynn and Lawrence are similar municipalities with similar requirements for its voters. He stated that Cities like Lawrence are experiencing breakdowns of the ACCUVOTE expected of a machine of its age. He compared the ACCUVOTE voting machines to an aging used car which requires maintenance to remain operational. He stated that the machines authorized for use by the Commonwealth of Massachusetts approximately two years ago will need less repair and if repairs are needed any necessary repairs will be subject to warranty terms.

Upon being granted the floor, Councilor De La Cruz asked questions about the occurrence of machine breakdowns with new voting machines. Mr. Silvestro stated that new machines are more dependable than older machines citing improvements in construction and the quality built into the machine to meet the needs and

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requirements of larger size ballots, double paged ballots and other recent increases in the use requirements. He stated LHS can continue to repair the ACCUVOTE machines to keep them in operation for approximately 3 to 5 more years.

Upon being granted the floor, Councilor Payano posed questions regarding security provided by the new machines that is not available in the current ACCUVOTE machines. Mr. Silvestro informed the Council Members that a common problem causing the ACCUVOTE machine to breakdown concern the “ballot reader” mechanism and the computer drive motors. He stated that these mechanisms are improved with the newer machines with less change of breaking down. Councilor Payano asked about the reliability of the current machine use and the processing of double ballots. Mr. Silvestro stated that the ACCUVOTE has difficulty with double ballots which are usually printed on both sides while the newer voting machines have been built with ability to read and process double ballots with printing appearing on both sides.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to declare the ACCUVOTE voting machines as surplus and that the purchase of new voting machines be pursued. The motion was seconded by Councilor Levy.

Upon being granted the floor, Councilor Laplante suggested that the item subject to the motion presented by require a new document be presented.

Upon being granted the floor, Council Vice President Rodriguez stated immediate action is necessary to begin the process as quickly as possible because of the current voting machines are not in useable condition to be used in any election.

Upon being granted the floor, Councilor De La Cruz asked Mr. Silvestro who stated that a bid process would include a “buy back” of the voting machines currently in use.

Upon being granted the floor, Councilor Payano suggested the speaker be excused from answering questions about matters that may be subject to contract provisions. Councilor Payano stated that the Ordinance



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Committee has engaged in a discussion about new voting machines for more than a year. Councilor Payano commented that the Administration does not consider purchasing new voting machines to be a priority despite evidence that the current machines are failing. He stated that the Administration has delayed the purchase or lease of new voting machines to a point that is now placing the ability to conduct elections at risk. Councilor Payano stated the motion presented by Council Vice President Rodriguez is reasonable and necessary to assure new machines are prioritized.

Upon being granted the floor, Councilor Reyes suggesting that the item may benefit by being “tabled” so the Council can consider the best course of action.

Upon being recognized, Council Vice President Rodriguez explained that declaring the machines as surplus would require the purchase of new voting machines. He stated the suggested amendment is not an amendment but an independent motion.

Upon continuing, Councilor Reyes stated she does not support the motion presented. She stated that she withdraws her suggested “amendment” to the main motion presented and entered a motion to “table” the matter. The motion was seconded by Councilor Laplante and Council Members present voted by roll call vote to “table” the matter 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

Upon being granted the floor, Councilor Laplante presented a motion to send correspondence to the Purchasing Agent to outline the bid process that would apply to the purchase of new voting machines. The motion was seconded by Councilor Abdoo and unanimously [8-0] approved by Council Members present.

**Doc. 336/18: Tabled/Letter**

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**Doc. 44/19: Lawrence Police Department - Animal Control – Ordinance 6.04.240 Amendment– Roy P. Vasquez, Chief of Police-Ord. Cmt.-Pub. Hrg. 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 Councilor Reyes, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [7-0] to approve the measure [Councilor Levy being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 44/19: Approved**

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

**Doc. 90/19: Update-Columbia Gas Disaster, Business Development Resources and Activities-Daniel Rivera, Mayor – Presented/Withdrawn/Letter**

Councilor Payano presented a motion to take document 90/19 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, an individual [name not announced] representing Lawrence businesses provided information to the City Council concerning efforts to assist Lawrence businesses recover from the gas disaster of September 13, 2018.

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Mored Lapey, owner of a dress shop on South Broadway informed the City Council of the devastating effect of the gas disaster of September 13, 2018 forcing her to close her business and obtain other employment. She stated the business relief efforts and support of the Lawrence business support community helped her re-establish her business.

A power-point presentation by the representatives for the business assistance group. An individual representing the group [name not presented] discussed the losses his business sustained as a result of the gas disaster. He explained the assistance provided by the small business group in Lawrence helping his business obtain services to help put his business back in service.

Maurice Caraballo, business owner on South Broadway thanked the Business Coalition for their hard work and support of those impacted by the gas disaster. He stated he was closed for 78 days as a result of the effects and impact of the gas crisis. He stated that his business has yet to receive any compensation from Columbia Gas for his losses. Mr. Caraballo stated that he was required to obtain a loan to keep his business open and believes Columbia Gas should be responsible for the financial losses resulting from the disaster.

Upon being granted the floor, Councilor Payano stated that the comments about unpaid reimbursements is concerning. Councilor Payano presented a motion to send correspondence to Columbia Gas to address the City Council regarding re-imbursement process, as seconded by Councilor Levy and unanimously [8-0] approved by Council Members present.

A Business Coalition representative stated the business community needs the support of the City Council Members in their efforts to get back to business. She stated approximately 200 businesses remain closed and need assistance to re-open.

Upon being granted the floor, Councilor De La Cruz commented on the importance of education of business owners but emphasized that money is a necessary component to the recovery of the businesses impacted by the gas disaster.

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Derek Mitchell of “The Lawrence Partnership” informed the City Council Members of the efforts being made on behalf of the affected businesses describing the claims process available which is not being served sufficiently by Columbia Gas.

Frank [last name inaudible] from the Merrimack Valley Community Investments provided information about financial support provided by the Business Coalition assisting with favorable loan terms necessary to help businesses recover from the gas disaster. He asked the City Council Members to help the businesses promote the efforts of the coalition.

Abel Vargas of MassHire thanked the City Council Members for their assistance and continued efforts supporting the businesses affected by the gas disaster. He discussed the work being done with Columbia Gas stating the assistance provided by Columbia Gas alone is not sufficient to put businesses back to work.

Council President Vasquez closed the public participation proceedings.

Upon being granted the floor, Council Vice President Rodriguez moved to “withdraw” the item from the Council Agenda. 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. 90/19: Presented/Withdrawn/Letter**

**VIII. TABLED MATTERS:**

**Doc. 8/19: Proposed Amend of the City’s Zoning Ordinance–  
Common Street Substation- NGrid [T][03-05-19] – Tabled**

Councilor De La Cruz 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 [7-0] [Councilor Payano 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 measure as presented, as seconded by Councilor Reyes.

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Attorney Pizzi, representing National Grid/the petitioner, suggested the item may need to be tabled to allow the Lawrence Planning Department to conduct further proceedings which may require additional notice by publication. Attorney Pizzi reviewed the proposed work to be provided to re-build the substation.

Upon being granted the floor, Councilor De La Cruz stated she supports the project. She asked if the project will provide employment to Lawrence residents. A representative from National Grid stated there would be qualified workers constructing the substation.

Upon being granted the floor, Councilor Laplante clarified the amount of revenue to be generated by use of the substation which would be approximately 250,000.00 to 270,000.00.

Upon being granted the floor, Councilor Abdoo asked about the design of the project. National Grid representative informed the City Council that the design would be about 12 to 18 months of construction to be completed in 2023 or 2024

Upon being recognized, Jennie [last name not provided], an employee of National Grid, informed the Council members of the extensive process that rebuilding the substation involved.

Upon being granted the floor, Councilor Levy asked about the cost to the tax payers. Representative of National Grid [unidentified] said there would not be an increase in rate to Lawrence customers with cost of the project distributed to all service users.

Upon being granted the floor, Councilor Laplante moved to “Table” the item. The motion was seconded by Councilor Reyes and unanimously [8-0] approved by Council Members present.

**Doc. 8/19: Tabled**

**Doc. 16/19: Lawrence Housing Production Plan – Request for City Council Approval [Merrimack Valley Planning Commission] - Approved**

Councilor Reyes 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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Upon being recognized, Karen Sawyer, Executive Director of the Merrimack Valley Planning Commission [hereinafter referenced as “MVPC”] addressed the City Council Members and provided a power point presentation concerning the petition presented for consideration.

Upon being granted the floor, Councilor Abdoos posed questions about the final product expected to result from the plan presented with particular regard to the housing stock available in Lawrence and the impact the plan will have on City services. Director Sawyer responded by providing information about the housing stock production stating that improving current housing stock is more urgent than creating new housing stock in the City of Lawrence. She stated the focus is to provide housing for a community that is aging with an expected increase in population over the next 10-15 years.

Upon being granted the floor, Councilor Laplante discussed the proposal to improve housing in Lawrence in comparison with neighboring communities.

**10:00 - Councilor Reyes presented a motion to conduct City 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.**

Upon continuing, Councilor Laplante commented that issues regarding creating or providing middle class housing is important.

Upon being granted the floor, Councilor De La Cruz discussed the medium income salary in Lawrence which is presently about \$17,000 annually. She noted that this amount is exceeded by the medium income of the residents of Andover, North Andover and Methuen. She commented that the ability to obtain adequate housing at age 65 or more is extremely difficult in a poorer community and urged also the Merrimack Valley Planning Commission keep this in mind while implementing its plan.

Upon being granted the floor, Councilor Payano stated that additional housing is necessary to address the housing needs of an increasing population. Director Sawyer stated that the plan presented addressed different needs of different communities in different ways.

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Upon being recognized, Council Vice President Rodriguez presented a motion to approve the Lawrence Housing Production Plan. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [8-0] to approve the plan.

**Doc. 16/19: Approved**

**IX. COMMITTEE REPORTS:**

**Doc. 70/19: Request for Authorization to Expend Diverse Books Grant (1,500) Lawrence Public Library – Jessica V. Vilas Novas, Library Director- Budget & Fin. 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. 70/19: Approved**

**X. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 76/19: Appropriation Transfer –Dept. of Public Works – From: Free Cash to Special Projects Account [\$200,000.00] – Budget & Fin. Cmt. Daniel Rivera, Mayor – 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 which was seconded by Councilor Abdo.

Upon being granted the floor, Councilor Payano asked Finance Director Ianello revenues about the available amount in the Free Cash Account. Director Ianello stated that there will be 12,849,939.00 remaining in the Free Cash Account if the requested transfers subject to the petition are granted.

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 [7-0] to approve the item [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 77/19: Appropriation Transfer- Dept. of Public Works-From: Free Cash to Special Projects Account [\$95,000.00]-Daniel Rivera, Mayor- Budget & Fin. Cmt.- Approved**

[Tuesday, March 19, 2019]

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 Abdo and unanimously [7-0] approved by the Council Members present [Councilor Reyes being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 77/19: Approved**

**Doc. 78/19: Appropriation Transfer-Dept. of Public Works-From: Free Cash to [014052-5294] Solid Waste Disposal Contracts [\$577,000.00] Daniel Rivera, Mayor- Budget & Fin. 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 Council Vice President Rodriguez.

Upon being granted the floor, Councilor Payano stated that the amount requested is a representation repeatedly presented which is not presented at the time the FY Budget is presented. Councilor Payano suggested the budget amount estimated for FY'2020 be more accurate.

Public Works Director Carlos Jaquez informed the Council Members that trash tonnage increases 10% to 12% each year with a current amount of 30,000.00 tons.

Upon being granted the floor, Councilor De La Cruz asked if reduction of garbage can be promoted with recycling programs. Director Jaquez stated that recycling collections are also increasing which also will result in an increase in the cost necessary to transfer and dispose.

Upon being granted the floor, Councilor Levy stated the cost estimate provided with the estimated FY'2020 Budget be more accurate. Director Jaquez agreed and stated the budget estimates will be more accurate to reduce request for appropriation. Councilor Levy suggested that an aggressive recycling program would help eliminate litter and garbage.



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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 appropriation transfer.

**Doc. 78/19: Approved**

**Doc. 79/19: Appropriation Transfer-Dept. of Public Works-[45,000] From: Salaries and Wages Perm. [014070-5110]; [46,000.00] From: Salaries and Wages Perm.[ 014070-5110];[109,000] From: Salaries and Wages Perm. [014070-5110]; To: Repairs and Maintenance [014080-5110][TTL: 200,000.00]-Daniel Rivera, Mayor- Budget & Fin. 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, Councilor Abdoo asked about the positions funded by monies subject to the transfer. Director Jacquez stated the positions will be restored for next Fiscal Year.

Upon being granted the floor, Councilor Payano posed questions about hiring a plumber on City Staff. Councilor Payano stated that the allocation provided in the FY'2019 Budget be provided to continue support salaries rather than pay other bills that may be outstanding.

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 appropriation transfer.

**Doc. 79/19: Approved**

**XI. TABLED MATTERS:**

**Doc. 64/19: City Attorney Contract Negotiations [Executive Session Anticipated]-Attorney Raquel Ruano, City Attorney-Cmt. Of Whole – Executive Session Held and Terminated/Tabled**

Upon a motion presented by Council Vice President Rodriguez, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to remove Doc. 64/19 from the table.

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At approximately 10:32 p.m., Council Vice President Rodriguez presented a motion to terminate public proceedings of the City Council Meeting and convene in executive session in order to allow the Council Members present and City Attorney Raquel Ruano to negotiate terms of the employment contract of City Attorney Ruano. The motion was seconded by Councilor Reyes and unanimously [9-0] approved by the Council Members present by voice vote and by roll call vote as follows: Yes – 8; No- 0; 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 - Yes  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez - Yes

**[10:32 pm –The Lawrence City Council convened to Executive Session]**

**[EXECUTIVE SESSION]  
 [CONFIDENTIAL]**

Persons Present in Executive Session:

Council Members present:

Council President Kendrys Vasquez  
 Council Vice President Jeovanny Rodriguez  
 Councilor Maria De La Cruz  
 Councilor Pavel Payano  
 Councilor David Abdoo  
 Councilor Marc Laplante  
 Councilor Anna Levy  
 Councilor Estela Reyes

[City Councilor DePena not present as absent from the Meeting]

City Clerk Maloney  
 City Attorney Ruano

**[12:23 a.m. – The Lawrence City Council terminated Executive Session  
 and resumed proceedings in public session]**

**[PUBLIC SESSION RESUMED]**

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Upon being recognized, Council Vice President Rodriguez presented a motion to terminate “Executive Session” and resume public session of the City Council. The motion was seconded by Councilor Payano unanimously approved by the Council Members present [8-0].

At the request of Council President Vasquez, City Clerk Maloney conducted a roll call of the Lawrence City Council Members in regard to the motion terminate “Executive Session” and resume public session of the City Council as seconded by Councilor Payano recorded as follows: Yes-8; No-0; 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 - Yes  
 Councilor Brian DePena - Absent  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Council Vice President Rodriguez presented a motion to conduct Council business past 11:00 p.m. which was duly seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present [acknowledging the motion was called and recorded during Executive Session].**

**Council Vice President Rodriguez presented a motion to conduct Council business past 12:00 p.m. which was duly seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present [acknowledging the motion was called and recorded during Executive Session].**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the City Attorney’s contract with the agreed upon amendments as negotiated and agreed upon during Executive Session. The motion was seconded by Councilor Payano.

Upon being granted the floor, Councilor Abdoo explained the purpose and necessity of recording the vote to approve the contract in public session.

Council President Vasquez reviewed and described the salary amounts, key performance indicators, vacation time and other agreed upon terms subject to the final agreement with City Attorney Ruano.

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

[Tuesday, March 19, 2019]

Upon a motion to approve the measure presented by Council Vice President Rodriguez, as seconded by Councilor Payano, the Council Members present voted unanimously [8-0] to approve the City Attorney's contract as amended and agreed upon.

**Doc. 64/19: Approved**

**XII. PUBLIC HEARINGS:**

**Doc. 378/18: Handicapped Parking – 128 Sanborn Street – Xiomara Blanco-  
Ord. Cmt.-Pub. Hrg. Held- Approved**

**Doc. 383/18: Handicapped Parking–310 Prospect Street–Emma Castillo-  
Ord. Cmt.-Pub. Hrg. Held-Approved**

**Doc. 390/18: Handicapped Parking – 23 Columbus Avenue – Sonia Sanchez-  
Ord. Cmt.-Pub. Hrg. Held - Approved**

**Doc. 391/18: Handicapped Parking – 126 Phillips Street, 1<sup>st</sup> floor – Peter J. Ruiz-  
Ord. Cmt.-Pub. Hrg. Held - Approved**

**Doc. 392/18: Handicapped Parking – 136 Willow Street, 1<sup>st</sup> floor – Ramiro Calderón-  
Ord.-Pub. Hrg. - Approved**

**Doc. 4/19: Handicapped Parking–77 Bromfield Street–Narda Lopez-  
Ord. Cmt.-Pub. Hrg. Held – Approved**

At the request of Council President Vasquez, the City Clerk read the public hearing notices of 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.

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 the motion of Councilor Reyes, seconded by Councilor Payano, the following items were unanimously approved by the Council Members present [7-0] to consider them as a block for the purpose of approving all of the items presented at public hearing [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 378/18: Approved**

**Doc. 383/18: Approved**

**Doc. 390/18: Approved**

[Tuesday, March 19, 2019]

**Doc. 391/18: Approved**

**Doc. 392/18: Approved**

**Doc. 4/19: Approved**

**Doc. 57/19: Handicapped Parking – 14 Temple Street –Petition to DELETE ordinance and remove signage – Arelis Caba-Pub. Hrg. - 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 [7-0] to approve the measure. [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 57/19: Approved**

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

**Doc. 91/19: Appropriation Transfer-Lawrence Police Dept.- From: Free Cash to Acct. [1821-5832-18093] [100,000.00]-Roy P. Vasque, Chief of Police – Ref. to Budget & Finance Cmt.**

**Doc. 95/19: Appropriation Transfer-From: Elections/Professional Services [010620-5300] To: City Clerk/Advertising [01060-5344; From: Elections/Professional Services [010620-5300] To: Elections/Printing & Mailing [010620-5343]-[5,000.00]-William J. Maloney, City Clerk  
Ref. to Budget & Finance Cmt.**

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

**Doc. 91/19: Ref. to Budget & Finance Cmt.**

**Doc. 95/19: Ref. to Budget Y Finance Cmt.**

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**XIV. COMMITTEE REPORTS:**

**Doc. 384/18: Resident Parking Sticker–46-48 Kent Street–Ben Roberge-Pub. Hrg. 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 Payano and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 384/18: Public Hearing Ordered**

**Doc. 51/19: No Parking – Bennington Street [from Auburn to Chestnut St] from the West side to the East of the street – Milagros Puello, City Engineer Ord. Cmt. – Pub. Hrg. 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][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 51/19: Public Hearing Ordered**

**Doc. 71/19: Iglesia Pentecostal Cristo Rompe Las Cadenas Inc.- Jessica Ishaq & Abner Merced- Plainsmon Park, Saturdays-6/1/19, 7/6/19, 8/10/19, 9/14/19, 10/05/19 Roswell Park, 6/15/19, 7/20/19, 8/24/19, 9/28/19-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 which was seconded by Councilor Payano and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 71/19: Public Hearing Ordered**

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**72/19 El Manto de Jesus- Jose Salinas- Request to use Campagnone Common for Preaching-Set up dates: 7/21/19, 08/4/19, 08/11/19,08/25/19, 09/08/19, 09/15/19, 09/22/19, 09/29/19, 10/13/19, 10/20/19-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 Levy and unanimously approved by the Council Members present [7-0]. [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 72/19: Public Hearing Ordered**

XV. WITHDRAWALS: - None

XVI. OLD BUSINESS:

**Doc. 13/19: Handicapped Parking–62 Ames St-Counc. Laplante-Ord. Cmt.-Public Hrg Order [02-05-19]-DELETED 9-19-13[Doc. 260/13] – Withdrawn**

Upon being granted the floor, Councilor Reyes presented a motion to withdraw the item from the Council Agenda. The motion was seconded by Councilor Levy and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 13/19: Withdrawn**

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–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.

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- 314/14 12-14 Eutaw Street – Request to Rescind Disposition-Laiza St. Onge [03-05-19][T]  
 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
- 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. Abdo [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 Accessibility Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 189/18 A&M Auto Body, Inc. – 341 South Broadway –Zoning Amendment [Executive Session Anticipated][T][01-29-19]
- 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
- 208/18 Handicapped Parking – 69 Greenwood Street – Counc. DePeña – Ord. Cmt. & Public Hearing to be Ordered
- 214/18 Board of Health Ordinance Amendment–Counc. Payano–Public Hearing Closed [8-21-18]  
 259/18 Loan Order for FY19-FY23 Capital Improvement Plan [8,666,300.00]– Mayor Dan Rivera [APPRVD: 8-21-18] Public Hrg/Closed [amend-confirmation-approval][03-19-19][T]
- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Counc. Payano – Public Hearing  
 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. Abdo 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 and Council Vice Pres. Rodriguez [T][12-4-18]  
 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 [03-05-19][T]



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- 388/18 Resolution - In honor of Patricia Karl – Counc. Payano – Ord. Cmt.
- 389/18 Department Heads Quarterly Report-Counc. Payano & Council Vice Pres. Rodriguez-Committee of the Whole [02-05-19][T]
- 8/19 Proposed Amend of the City’s Zoning Ordinance–Common Street Substation- NGrid [T][03-05-19]
- 14/19 Reclassification of Mayor’s Health Task Force Position – Mayor Dan Rivera [03-05-19][T]
- 53/19 American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director-Pers. Cmt. [03-05-19][T]

**XVIII. 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:

- 81/19 Handicapped Parking-15 Falmouth Street-Roberto Olivo Vidal – Ref. to Ord. Cmt.
- 82/19 Iglesia Cristo El Libertador-Request to use Campagnone Common for Religious Event [07-06-19, 07-13-19, 08-17-19]-Manuel Sanchez-Ref. to Ord. Cmt.
- 83/19 Livery Company Application-Sun Medical Transportation, LLC-Leandro Manuel Martinez- Sgt. Melix Bonilla, Lawrence Police Dept. – Ref. to Ord. Cmt.
- 84/19 Taxi License Renewal-American Taxicab and Livery, LLC-Julio Diaz-Sgt. Melix Bonilla, Lawrence Police Dept.-Ref. to Ord. Cmt.
- 85/19 Junk Dealer License-Auto Recyclers Group, LLC.-48-50 Medford Street-Robert Nash-Ref. to Ord.Cmt.
- 86/19 Lawrence Council on Aging-Authorization to Expend Grant Funds-Columbia Gas [10,000.00]-Director Martha Velez, Council on Aging – Ref. to Budget & Finance Cmt.
- 87/19 Lawrence Council on Aging-Authorization to Expend Grant Funds-New Balance [15,000.00]- Director Martha Velez, Council on Aging - Ref. to Budget & Finance Cmt.
- 88/19 Lawrence Council on Aging-Authorization to Expend Grant Funds-Groundworks Lawrence [60,000.00]- Director Martha Velez, Council on Aging – Ref. to Budget & Finance Cmt.
- 89/19 Community Development Dept.-Order Authorization to Expend Grant Funds-EEA [400,000.00]-Susan Fink, Manager – Ref. to Budget & Finance Cmt.
- 92/19 Surplus Declaration-75 Holly Street, Map 192 lot 29-Laiza Lizardo St. Onge, Planning and Development – Ref. to Housing Cmt.
- 93/19 Surplus Declaration-69-73 Holly Street, Map 192 lot 30-Laiza Lizardo St. Onge, Planning and Development – Ref. to Housing Cmt.
- 94/19 Surplus Declaration and Disposition-25-27 Spruce Street, Map 170 Lot 19-Laiza Lizardo St. Onge, Planning and Development – Ref. to Housing Cmt.

**XIX. ADJOURNMENT:**

Upon Motion of Councilor Payano duly seconded by Councilor Reyes, the Council Members present voted unanimously to Adjourn. [Council Vice President Rodriguez being absent from the Council Chamber at the time

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the vote was called and recorded].

**ADJOURNED**  
**(12:35p.m.)**

Attest:

William J. Maloney  
City Clerk

**Regular Session and Executive Session Minutes of March 19, 2019 approved by City Council: pending**

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

**DATE: Tuesday April 2, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, April 2, 2019** 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] - Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] - Present;  
Councilor David Abdo [District E Councilor] - Present;  
Councilor Pavel Payano [Councilor At Large] - Absent;  
Councilor Maria De La Cruz [Councilor District A] - Absent;  
Councilor Brian DePena [Councilor At Large] - Present;  
Council Vice President Jeovanny Rodriguez [District D Councilor] - Present;  
Council President Kendry Vasquez [District C Councilor] - Present;

**Other attendance matters:**

Approximately Fourteen [14] 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 5, 2019 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 Reyes, the Council Members present voted unanimously [7-0] 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 stated a police station is needed. He stated that prostitution offenses need to be addressed by the Lawrence Police. He also stated the drug dealers have to be removed from Lawrence. He commented that he liked Mike Bidder who was an antique dealer who recently passed away. He stated that the September 13, 2018, the day of the gas disaster, should be dedicated as citizen appreciation day to show the appreciation of Lawrence Public Safety Officers who kept people safe during the crisis.

Homayoun, Maali 53 Chester Street, Lawrence, MA stated demanded Mayor Rivera show his support of the Lawrence Police Department and the Lawrence Fire Department who provided safety to residents of Lawrence during the gas crisis. He praised Department of Public Works workers, Lawrence Public School Teachers and their Union, and Union representative Frank McLaughlin. He also praised the efforts of Police Chief Vasque keeping the public safe. He stated that the Eagle Tribune has already concluded that Officer Vieira is guilty of criminal charges and have ignored the presumption of innocence.

Brenda Rozzi, 127 Chester Street, Lawrence, MA invited everyone to the Easter Breakfast being held at the Lawrence Senior Center [recently renamed “the Center”] on April 13, 2019.

Virginia Garcia, 411 Riverside Drive, Lawrence, MA stated she has not been paid for the last three months as a crossing guard and asked the City Council Members to look into the reasons she is not being paid.

Kemal Bozkurt, 11 Woodland Ct., Lawrence, MA, stated that he supports efforts to purchase new voting machines for the City of Lawrence and urged the City Council Members to approve new voting machines for use in Lawrence Elections. He stated that the City Council needs to finalize its work selecting the Lawrence City Attorney stating that the selection process has taken too long.

Joseph D’Amico, 11 Lorenzo Road, Lawrence, MA, informed the Council Members that apartments in the City of Lawrence are over-crowded. He stated that there is very little affordable housing available in Lawrence due to over-regulation. He stated that landlords being cited by over-regulation is causing evictions.

Richard Russell, 34 Cross Street, Lawrence, MA, asked about the City Attorney contract to be released a public record. He informed the Council Members that March 29<sup>th</sup>, 2019 was National Vietnam Veterans Day but

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was not recognized in any way by the City of Lawrence or its public officials. Mr. Russell invited the City Council Members to attend the Valley Patriot event to be held on April 5, 2019.

Upon conclusion of all members of the public completing their comments, City Council President Vasquez closed the public comment portion of the City Council proceedings and presented the list of public speakers to the City Clerk for filing with the meeting record.

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

#### **Doc. 91/19: Appropriation Transfer-Lawrence Police Dept. - From: Free Cash to Acct. [1821-5832-18093] [100,000.00]-Roy P. Vasquez, Chief of Police-Budget & Fin. Cmt. – Approved**

Councilor Reyes presented a motion to take document 91/19 out of the order appearing on the agenda. The motion was seconded by Councilor Abdoo and unanimously approved by the Council Members present [7-0].

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 voted to approve [7-0] by the City Council Members present.

#### **Doc. 91/19: Approved**

#### **Doc. 109/19: Address by MA State Delegation to the Lawrence City Council-Senator Barry Finegold-2<sup>nd</sup> Essex and Middlesex; Representatives-Rep. Christina Minicucci-14<sup>th</sup> Essex; Rep. Marcos Devers-17<sup>th</sup> Essex; Rep. Frank Moran-17<sup>th</sup> Essex-Council Pres. Kendrys Vasquez – Tabled**

Council Vice President Rodriguez presented a motion to take document 109/19 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].

Council President Vasquez welcomed Senator Barry Finegold and gave him the floor.

Upon invitation, Senator Finegold addressed the City Council stating that other members of the Massachusetts State Delegation were invited but unable to attend. Senator Finegold provided the City Council Members with information regarding anticipated projects being presented before the State Legislature including:

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improvements to the Lawrence General Hospital; Lawrence School Building Assistance programs including the recent approval of funds to reconstruct the Leahy School; Housing programs to provide more housing stock and lower rents; G.L. c.90 funding for improvements to roads and bridges; and, same day voter registration being a priority.

Upon being granted the floor, Council Vice President Rodriguez posed questions about state Education Foundation budgeting. In response, Senator Finegold discussed increases being sought for education projects. Council Vice President Rodriguez also inquired about rent control efforts which Senator Finegold stated would be necessary to help increase housing stock and help keep rents affordable.

Upon no further discussion, Council President Vasquez thanked Senator Finegold for providing the updated information to the City Council Members in stated that the City Council remains available to all Legislative Members.

Upon being recognized, Councilor Reyes moved to “table” the item which was seconded by Council Vice President Rodriguez and unanimously [6-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 109/19: Tabled**

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

##### **Doc. 384/18: Resident Parking Sticker—46-48 Kent Street—Ben Roberge-Pub. Hrg. 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.

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 Reyes presented a motion to approve the measure as presented which was seconded by Council Vice President Rodriguez.

Upon being granted the floor, Council Vice President Rodriguez asked Councilor Laplante [District F City Councilor where the petition would be effective] to provide further information concerning the petition presented.

Upon being granted the floor, Councilor Laplante informed the City Council Members that the petition appears to be presented in relation to a plan to place a multi-family residence where the former Sunbridge Rehabilitation housing existed for many years. He stated that additional residents will result in the residents of the new housing location to use “on street” parking due to insufficient parking available for the new residential building. He stated that a “resident parking” ordinance at the location requested in the petition would not solve the increased parking demands or current parking issues. He stated that for these reasons he does not support the proposed measure. Councilor Laplante suggested a “two or three hour parking ordinance” might be more effective.

Upon being granted the floor, Councilor Reyes explained that the petitioner requested the proposed ordinance be applied to the entire street [ie: Kent Street] changing its original application which was drafted for a more limited area on Kent Street. She stated that the location is in Councilor Laplante’s representative district and would defer to any action he might propose. Councilor Laplante stated that he would like some time to discuss the matter further with the petitioner and to explore a more suitable alternative.

Upon no further discussion comment or inquiry Councilor Reyes moved to “table” the measure which was seconded by Councilor Levy and unanimously [7-0] approved by the Council Members to “table” the measure.

**Doc. 384/18: Tabled**

**Doc. 14/19: Reclassification of Mayor’s Health Task Force Position –  
Mayor Dan Rivera [03-05-19][T]-Pub. Hrg. – 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

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

Upon being recognized, Council President Vasquez stated that Director Bonet contacted him and was unable to attend to answer questions the Council Members might have concerning the petition.

Upon being granted the floor, Council Vice President Rodriguez posed questions to Chief of Staff Eileen Bernal concerning the position the measure would create. Chief of Staff, Bernal informed the Council Members that she was unable to answer questions concerning the position or the proposed measure because she did not know enough about it.

Upon being granted the floor, Councilor Laplante inquired as to the necessity of a new ordinance in this instance. He stated that this would be the basis of his inquiry to Personnel Director Bonet.

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 and defeated the measure as follows:

Yes-3; No-3; Absent-3

Councilor Estela Reyes - Absent

Councilor Anna Levy - No

Councilor Marc Laplante - No

Councilor David Abdo - Yes

Councilor Pavel Payano - Absent

Councilor Maria De La Cruz - Absent



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Councilor Brian DePena - No  
 Council Vice President Jeovanny Rodriguez - Yes  
 Council President Kendrys Vasquez – Yes

**Doc. 14/19: Defeated**

**Doc. 51/19: No Parking – Bennington Street [from Auburn to Chestnut St] from the West side to the East of the street – Milagros Puello, City Engineer Ord. Cmt. – Pub. Hrg. - 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. 51/19: Approved**

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

**Doc. 95/19: Appropriation Transfer-[5,000.00] From: Elections/Professional Services [010620-5300] To: City Clerk/Advertising [01060-5344]: [5,000.00] Elections/Professional Services [010620-5300] To: Elections/Printing & Mailing [010620-5343]- William J. Maloney, City Clerk-Budget & Fin. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee without a recommendation. The report was presented in the form of a motion to approve the item which was seconded by Councilor Levy and unanimously [7-0] approved by the Council Members present.

**Doc. 95/19: Approved**

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**VI. COMMITTEE REPORTS:**

**Doc. 86/19: Lawrence Council on Aging-Authorization to Expend Grant Funds-Columbia Gas [10,000.00]-  
Director Martha Velez, Council on Aging- Budget & Fin. 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 Levy and unanimously [7-0] approved by the Council Members present.

**Doc.86/19: Approved**

**Doc. 87/19: Lawrence Council on Aging-Authorization to Expend Grant Funds-New Balance [15,000.00]-  
Director Martha Velez, Council on Aging-Budget & Fin. 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 DePena and unanimously [7-0] approved by the Council Members present.

**Doc.87/19: Approved**

**Doc. 88/19: Lawrence Council on Aging-Authorization to Expend Grant Funds-Groundworks Lawrence  
[60,000.00]-Director Martha Velez, Council on Aging-Budget & Fin. 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.88/19: Approved**

**Doc. 89/19: Community Development Dept.-Order Authorization to Expend Grant Funds-EEA  
[400,000.00]- Susan Fink, Manager-Budget & Fin. 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

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a motion to approve the item which was seconded by Councilor Reyes and unanimously [7-0] approved by the Council Members present.

**Doc.89/19: Approved**

**Doc. 42/18: Disposition-7 Showell Court-Map 184, lot 36-Laiza Lizardo St. Onge, Planning and Development-Hsg. Cmt. – Tabled**

Upon being recognized, Council Vice President Rodriguez presented a motion to “table” the matter presented. The motion was seconded by Councilor Reyes and unanimously [6-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 42/18: Tabled**

**Doc. 80/19: Surplus Declaration-8-10 Archer Street-Map 191, lot 2-Laiza Lizardo St. Onge, Planning and Development-Hsg. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Laplante presented the report from the Housing Committee to declare property located at 8-10 Archer Street-Map 191, lot 2 as surplus City property. The report was presented in the form of a motion as seconded by Councilor Reyes and unanimously [6-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 80/19: Declared Surplus**

**Doc. 92/19: Surplus Declaration-75 Holly Street, Map 192 lot 29-Laiza Lizardo St. Onge, Planning and Development-Hsg. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Laplante presented the report from the Housing Committee to declare property located at 75 Holly Street, Map 192 lot 29 as surplus City property. The report was presented in the form of a motion as seconded by Councilor Reyes and unanimously [6-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 92/19: Declared Surplus**

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**Doc. 94A/19: Surplus Declaration-25-27 Spruce Street, Map 170 lot 19-Laiza Lizardo St. Onge, Planning and Development-Hsg. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Councilor Laplante presented the report from the Housing Committee to declare property located at 25-27 Spruce Street, Map 170 lot 19 as surplus City property. The report was presented in the form of a motion as seconded by Councilor Reyes and unanimously [6-0] approved by Council Members present [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 94A/19: Declared Surplus**

VII. WITHDRAWALS: - None

**VIII. OLD BUSINESS:**

**Doc. 90/19: Update-Columbia Gas Disaster, Business Development Resources and Activities-Daniel Rivera, Mayor- Invitation to Columbia Chief Op. Officer – Tabled**

Upon being recognized, Council Vice President Rodriguez moved to “table” the item presented. The motion was seconded by Councilor Levey and unanimously [7-0] approved by Council Members present.

**Doc. 90/19: Tabled**

**IX. TABLED MATTERS:**

**Doc. 336/18: State Election Update-Poll Locations and Impact of Recent Disaster-Early Voting-Other matters-William J. Maloney, City Clerk [03-05-19][T] – Approved**

Upon a motion presented by Councilor Levy, as seconded by Councilor DePena, the Council Members present voted unanimously [7-0] to remove Doc. 336/18 from the table.

Upon being granted the floor, Councilor Levy discussed the impact of declaring the ACCUVOTE voting machines as surplus property. She stated that the ACCUVOTE voting machines need to be replaced and insisted that new voting machines must be funded by the Administration in order to proceed in time for placing new voting machines in use by the Municipal Preliminary scheduled for September 24, 2019.

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Upon being recognized, Chief of Staff, Eileen Bernal stated that Mayor Rivera proposes that the 2018 Capital Improvement projects presented in Document 259/18 [subject to re-approval by the City Council] by adding the purchase of new voting machines in the amount necessary to complete the purchase and reducing the allocation for sidewalk repairs appearing in the Capital Plan.

Upon being granted the floor, Councilor Laplante presented a motion to support Chief of Staff Bernal, as seconded by Councilor Levy.

Council President Vasquez provided information about the legislative records of proceedings held on March 19, 2019.

Upon being recognized, Chief of Staff Bernal discussed the purchase options that Mayor Rivera is willing to consider.

Upon being recognized, City Clerk Maloney explained the process required by G.L. c. 54, sec. 34 which includes a vote of the City Council to approve the purchase/lease of new voting machines that are subject to a valid bid or request for proposal. He further explained that a vote of the City Council will be necessary to “discontinue use” of the old voting machines and that both votes are subject to a strict time line provided in c. 54, sec. 34.

Upon being granted the floor, Council Vice President Rodriguez stated that it is less cumbersome to purchase new voting machines from “free cash” monies available rather than tying the purchase to loan order requirements entailed with the 2018 Capital Plan. He stated that the “free cash option” is preferred under the circumstance and suggested that declaring the ACCUVOTE voting machines as “surplus property” would compel a transfer of funds from available “free cash”.

Council Vice President Rodriguez presented a motion to “table” the item. The motion was seconded by Councilor Levy and unanimously [7-0] approved by Council Members present.

**Doc. 336/18: Tabled**

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**ITEM ADDED AT THE MEETING**

**Doc. 117/19: Transfer from Free Cash to Special Projects Account to Purchase New Voting Machines [180,000.00]-Mayor Dan Rivera - Approved**

Council President Vasquez introduced the item and informed the Council Members the matter is presented for immediate attention of the Council Members.

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 add the item to the Council Agenda for the purpose of immediate consideration by the Council Members as seconded by Councilor Abdo.

Upon being granted the floor, Councilor Laplante discussed the purchase option proposed by Mayor Rivera as announced by Chief of Staff Eileen Bernal during discussions earlier in the evening. He stated that the purchase option using “free cash” makes it appear that the Council Members do not trust Mayor Rivera.

Upon being granted the floor, Councilor Reyes stated she agrees with Councilor Laplante.

Upon continuing, Councilor Laplante stated he does not wish to jeopardize the re-approval of the 2018 Capital Improvement Plan Loan Order which the City Council had previously considered and approved in May of 2018 pointing out that the current vote to affirm the prior approval is being required by bond counsel providing the funds to cover the cost of the projects included in the plan included in the petition.

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 suspend the Rules of the City Council and declare the measure an emergency in order to add the item to the Council Agenda for the purpose of immediate consideration presented by Council Vice President Rodriguez, as seconded by Councilor Abdo, the Council Members present voted by roll call vote to approve the motion as follows: Yes-6; No-1; Absent-2

Council Vice President Jeovanny Rodriguez - Yes  
 Councilor Brian DePena - Yes  
 Councilor Maria De La Cruz - Absent  
 Councilor Pavel Payano - Absent  
 Councilor David Abdo - Yes

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Councilor Marc Laplante – No  
 Councilor Anna Levy - Yes  
 Councilor Estela Reyes - Yes  
 Council President Kendrys Vasquez – Yes

Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve a transfer from Free Cash to Special Projects Account to Purchase New Voting Machines in the amount of 180,000.00 as presented by the Administration in the memo submitted to the City Council. The motion was seconded by Councilor Levy and Councilor Members present voted unanimously [7-0] to approve the item presented.

**Doc. 117/19: Approved**

**X. TABLED MATTERS:**

**Doc. 259/18: Loan Order for FY19-FY23 Capital Improvement Plan [8,666,300.00]– Mayor Dan Rivera [APPRVD: 8-21-18] Public Hrg/Closed [amend-confirmation-approval][03-19-19][T] – Approved**

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 [7-0].

Upon being recognized, Councilor Reyes presented a motion to approve the item as presented. The motion was seconded by Council Vice President Rodriguez and unanimously [7-0] approved by Council Members present.

**Doc. 259/18: Approved**

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.
314/14	12-14 Eutaw Street – Request to Rescind Disposition-Laiza St. Onge [03-05-19][T]
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

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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–Council. 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– Council. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Council. Abdo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Council. De La Cruz – Ord. Cmt
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Council. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Council. 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 & Council. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Poll Accessibity Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 189/18 A&M Auto Body, Inc. – 341 South Broadway –Zoning Amendment [Executive Session Anticipated][T][01-29-19]
- 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 – Council. Laplante – Presentation
- 208/18 Handicapped Parking – 69 Greenwood Street – Council. DePeña – Ord. Cmt. & Public Hearing to be Ordered
- 214/18 Board of Health Ordinance Amendment–Council. Payano–Public Hearing Closed [8-21-18]
- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Council. Payano – Public Hearing
- 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 - Councils. Abdo and Laplante [T][08-21-18]
- 293/18 Resolution – Police Officer Dean Thomas Murphy - Councils. Abdo 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 – Council. Payano and Council Vice Pres. Rodriguez [T][12-4-18]
- 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 [03-05-19][T]
- 388/18 Resolution - In honor of Patricia Karl – Council. Payano – Ord. Cmt.
- 389/18 Department Heads Quarterly Report-Council. Payano & Council Vice Pres. Rodriguez-Committee of the Whole [02-05-19][T]
- 8/19 Proposed Amend of the City’s Zoning Ordinance–Common Street Substation- NGrid [T][03-05-19]
- 14/19 Reclassification of Mayor’s Health Task Force Position – Mayor Dan Rivera [03-05-19][T]-Pub. Hrg.
- 53/19 American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director-Pers. Cmt. [03-05-19][T]



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**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:

- 96/19 Office of Planning and Development - Community Development Block Grant [1,742,830.00 +/- 10%] - HOME Grant [837,210.00 +/-10%] –ESG Grant [137,175.00]-Vilma Martinez-Dominguez, Planning and Development – Ref. to Budget & Finance Cmt.
- 97/19 Entertainment Sound Broadcast-Cielo y Tierra Unidos para Adorar- -Common Street and Broadway- 6/22/19- Jessica Aquino – Ref. to Ord. Cmt.
- 98/19 Preach the Gospel-Asociacion Ministerial Evangelica-59 Boxford Street-08/23/19 and 08/24/19- Vicente De La Rosa – Ref. to Ord. Cmt.
- 99/19 Clean Up-Comcast Cares Day/Earth Day-Groundwork Lawrence-50 Island Street [05/04/19]-Eddie Rosa – Ref. to Ord. Cmt.
- 100/19 Spickett River Clean Up-Groundwork Lawrence-Manchester Street Park [09/14/19]-Eddie Rosa – Ref. to Ord. Cmt.
- 101/19 Farmers Market-Groundwork Lawrence-Campagnone Common [06/05/19 thru 10/23/19]-Eddie Rosa – Ref. to Ord. Cmt.
- 102/19 Greenway 5k Race/Walk-Groundwork Lawrence-Manchester St. Park and Ferrous Site Park [08/11/19]-Eddie Rosa – Ref. to Ord. Cmt.
- 103/19 Parking-[2] 15 Minutes Space-178 Garden Street-Counc. Reyes – Ref. to Ord. Cmt.
- 104/19 Handicap Parking-126 Willow Street-Ysabel Gonzalez – Ref. to Ord. Cmt.
- 105/19 Handicap Parking-15 Bedford Street-Clara Lopez – Ref. to Ord. Cmt.
- 106/19 Handicap Parking Removal-170-172 Boxford Street-Irene Eva Frazier – Ref. to Ord.Cmt.
- 107/19 Second Hand/Old Gold License-92 Broadway-Jon M. Wolf – Ref. to Ord. Cmt.
- 108/19 Pawnbroker License-92 Broadway-Jon M. Wolf – Ref. to Ord. Cmt.
- 110/19 Traffic Study-Swan Street-speeding and traffic controls-Counc. De La Cruz – Ref. to Ord. Cmt.
- 111/19 Traffic Study-Berkeley Street-speeding and traffic controls-Counc. De La Cruz-Ref. to Ord. Cmt.
- 112/19 Traffic Study-East Haverhill Street-speeding and traffic controls-Counc. De La Cruz-Ref. to Ord Cmt.
- 113/19 Traffic Study-Avon Street-speeding and traffic controls-Counc. De La Cruz – Ref. to Ord. Cmt.
- 114/19 Fire Department- Order Authorization to Expend Grant Funds-EMPG Grant [20,460.00]-Fire Chief Brian F. Moriarty –Ref. to Budget & Finance Cmt.
- 115/19 Fire Department-Order Authorization to Expend Grant Funds-School SAFE Grant and Senior SAFE Grant [9,754.00] - Fire Chief Brian F. Moriarty – Ref. to Budget & Finance Cmt.
- 116/19 Four (4) Way Stop-Intersection of Willow and Alder Streets-Mayor Dan Rivera – Ref. to Ord. Cmt.

**XII. ADJOURNMENT:**

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

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**ADJOURNED**  
**(08:36p.m.)**

Attest:

William J. Maloney  
City Clerk

**Session Minutes of April 2, 2019 approved by City Council: May 7, 2019**

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

**DATE: Tuesday April 16, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, April 16, 2019** 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 Abdo [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 Sixteen [16] 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 stated that Mayor Rivera should show his support and gratitude for public safety personnel of the Lawrence Police Department, Lawrence Fire Department stating that they should be honored for their bravery and sacrifice during the Columbia Gas disaster on September 14, 2018. He praised the work of the Public Works staff, Lawrence Public School Teachers, its Union and Union representative Frank McLaughlin. He praised new Superintendent Cynthia Paris for her work with the Lawrence

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Public Schools and Lawrence Police Chief Roy Vasque. He stated that the Eagle Tribune is a purveyor of “fake news” for taking the position that Officer Vieira is guilty of crimes alleged to have committed while a Lawrence Police Officer attempting to remove the presumption of innocence that all are guaranteed by law.

Richard Russell, 34 Cross Street, Lawrence, MA commented that Mayor Rivera appears to be using the veto provision of the City Charter against allowing necessary appropriation transfers [Doc. 95/2019] as a means of retaliating against the City Council for voting to purchase new voting machines. He stated that his First Amendment Rights to freedom of the press were recently violated asking rhetorically “where the rights of a free press” are derived.

Lawrence Hester, 171 Abbott Street, Lawrence, MA stated that the Executive Branch in Lawrence failed to abide by the Lawrence City Charter. He stated that he continues to have knowledge about the current Lawrence politics asking the Council Members to look into “temporary appointments” to boards and commissions. He stated that the petition presented to the Zoning Board for conversion of the former nursing home to provide housing should be approved.

Upon no further participants offering statements, City Council President Vasquez closed the public participation portion of the proceedings and submitted the names of those requesting time to speak to the City Clerk to be recorded.

**III. PUBLIC HEARINGS:** - None

**IV. COMMITTEE REPORTS:**

Upon being recognized, Councilor Reyes presented a motion to take document 83/19 and 84/19 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 [9-0].

**Doc 83/19: Livery Company Application-Sun Medical Transportation, LLC-Leandro Manuel Martinez-Sgt. Melix Bonilla, Lawrence Police Dept.-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

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approve the item as seconded by Councilor De La Cruz and unanimously approved by the Council Members present [9-0].

**Doc. 83/19: Approved**

**Doc. 84/19: Taxi License Renewal-American Taxicab and Livery, LLC-Julio Diaz-Sgt. Melix Bonilla, Lawrence Police Dept.-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 seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 84/19: Approved**

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

**Doc. 128/19: Presentation of FY 2018 City Audit – Mark Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

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

**Doc. 131/19: Appropriations Transfer-Phase II South Common Construction-From Free Cash to Special Infrastructure Account [315,000.00] Daniel Rivera, Mayor – Ref. to Budget & Finance Cmt.**

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

**Doc. 128/19: Ref. to Budget & Fin. Cmt.**

**Doc. 131/19: Ref. to Budget & Fin. Cmt**

**VII. COMMITTEE REPORTS:**

**Doc. 55/19: Junk Dealer License – 1-15 Medford Street, Windfield Alloy, Inc., Arthur Caras/Eric Tetler-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, seconded by Councilor Levy.

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Upon being granted the floor, Council Vice President Rodriguez posed questions to Eric Tetler appearing on behalf of petitioner Windfield Alloy, Inc. informed the Council Members that the petition has completed all required inspections and has been approved by the Inspectional Service Department [ISD] and the Lawrence Fire Department [LFD] for consideration of approval.

At the request of Council President Vasquez, City Clerk Maloney informed the Council Members that section 5.40.060 of the Lawrence City Charter which provides the term of the Junk Dealer's License had been amended sometime in 2007 or 2008 and provides a license term of three years.

Upon inquiry by Council Vice President Rodriguez Mr. Tetler informed the Council Members that the sight of the petitioner's facility in Lawrence has been inspected by the Department of Environmental Protection [hereinafter referenced as DEP] and the Environmental Protection Agency [hereinafter referenced as EPA] without violations being cited for any reason. He explained that if the DEP or EPA found any violation there would be an order from these agencies. He stated that it is presumptuous for the City Council Members or any other State or Local authority to assert violation of Federal Law without evidence that there are existing violation stating further that the authority to cite his company is solely within Federal jurisdiction. He stated that asserting violations that are solely within the jurisdiction should not be considered. Upon continuing, Council Vice President Rodriguez discussed the Inspectional Services Department and Lawrence Fire Department recent inspections of the premises referencing EPA or DEP inspections expressing concern that there may be current violations of the Federal standards of operation. In response, Mr. Tetler explained the company is monitored regularly by the DEP and there are no violations cited by the Federal authorities responsible to monitor his business. Council Vice President Rodriguez requested that the petitioner provide information that indicate the business is operating within these guidelines.

Council President Vasquez asked that Council Vice President Rodriguez inquire of matters that are within the City of Lawrence authority pertaining to the petition requesting a municipal junk dealer license. A discussion

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ensued between Council President Vasquez and Council Vice President Rodriguez regarding the parameters of the license.

Upon response to further inquiry by Council Vice President Rodriguez Mr. Tetler stated that the petitioner's business does not receive junk cars and that license is governed by the City Licensing Board and State Law.

Upon being granted the floor, Councilor Payano posed questions to the petitioner concerning the business operation. Mr. Tetler stated that the business receives junk materials and separates the materials received for further use and distribution usually shipping them to other businesses for their use in manufacturing. Councilor Payano stated that although the DEP and EPA have not cited the petitioner for any violations the citation by the Lawrence Fire Department regarding sprinkler/alarm systems should be addressed. In response, Mr. Tetler stated a new sprinkler and alarm system has been installed and the work is in compliance with the building code requirements as indicated by the City Inspectional Services Department.

Upon being granted the floor, Councilor De La Cruz posed questions about the disposition of recyclable materials the business receives on a daily basis which is estimated to be approximately 110 transactions per day.

Upon being granted the floor, Councilor Reyes stated the concerns addressed by the City Council Members this evening were also addressed before the Ordinance Committee Meeting.

Upon no further inquiry, comment or discussion Council President Vasquez asked the Council Members to consider the motion to approve the item. Upon consideration of the item presented, the Council Members present voted by roll call vote to approve the item as follows: Yes-6; No-2; abstain-1

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

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**Doc. 55/19: Approved**

**Doc. 67/19: District A Neighborhood Community Concert-Scarito Park on Brook Street-June 22, 2019  
[amended date of event]-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 item presented. The report was presented in the form of a motion to approve the item as seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

**Doc. 67/19: Approved**

**Doc. 97/19: Entertainment Sound Broadcast-Cielo y Tierra Unidos para Adorar- -Common Street  
and Broadway-6/22/19 - 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 item presented. The report was presented in the form of a motion to approve the item as seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

**Doc. 97/19: Approved**

**Doc. 98/19: Preach the Gospel-Asociacion Ministerial Evangelica-59 Boxford Street-08/23/19 and 08/24/19-  
Vicente De La Rosa-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 seconded by Councilor De La Cruz and unanimously approved by the Council Members present [9-0].

**Doc. 98/19: Approved**

**Doc. 99/19: Clean Up-Comcast Cares Day/Earth Day-Groundwork Lawrence-  
50 Island Street [05/04/19]-Eddie Rosa-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



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approve the item as seconded by Councilor Abdo and unanimously approved by the Council Members present [9-0].

**Doc. 99/19: Approved**

**Doc. 100/19: Spicket River Clean Up-Groundwork Lawrence-Manchester Street Park [09/14/19]-  
Eddie Rosa-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 seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 100/19: Approved**

**Doc. 101/19: Farmers Market-Groundwork Lawrence-Campagnone Common [06/05/19 thru 10/23/19]-  
Eddie Rosa-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 seconded by Councilor Abdo and unanimously approved by the Council Members present [9-0].

**Doc. 101/19: Approved**

**Doc. 102/19: Greenway 5k Race/Walk-Groundwork Lawrence-Manchester St. Park and Ferrous Site Park  
[08/11/19]-Eddie Rosa-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 seconded by Councilor Levy and unanimously approved by the Council Members present [9-0].

**Doc. 102/19: Approved**

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**Doc. 107/19: Second Hand/Old Gold 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 item presented. The report was presented in the form of a motion to approve the item as seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 107/19: Approved**

**Doc. 108/19: Pawnbroker 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 item presented. The report was presented in the form of a motion to approve the item as seconded by Council Vice President Rodriguez and unanimously approved by the Council Members present [9-0].

**Doc. 108/19: Approved**

**Doc. 96/19: Office of Planning and Development - Community Development Block Grant [1,742,830.00 +/- 10%] - HOME Grant [837,210.00 +/-10%] –ESG Grant [137,175.00]-VilmaMartinez-Dominguez, Planning and Development- Budget & Fin. Cmt. – Public Hearing Ordered**

At the request of Council President Vasquez, Councilor Laplante 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 as seconded by Councilor Reyes.

Upon being recognized, Vilma Martinez Dominguez, Community Development Director addressed the City Council regarding the proposed petition for the FY 2020 awards as presented.

Council President Vasquez reviewed the amendments and changes to the projected awards totaling 849,450.00.

Upon being granted the floor, Council Vice President Rodriguez inquired about the Emergency Solution Grant proposed funding.

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Upon being granted the floor, Councilor De La Cruz inquired about the process of receiving applications for funding and the selection and aware to grant applicants. Councilor De La Cruz asked about funding allocations of awards to the City Recreation Department.

Upon being granted the floor, Councilor Laplante presented a motion to amend his main motion for the advertisement of the public hearing to include the new budget submission referenced in the submittal presented for the first time this evening.

Upon being granted the floor, Councilor Reyes thanked the selection committee members discussing the hard work of the committee to determine the final awards presented. She thanked Community Development Director Vilma Martinez Dominguez, Community Development Director for her work and ability preparing and presenting the proposed grants.

Upon being granted the floor, Councilor Abdoo thanked Director Martinez-Dominguez for the diligence and hard work to review and assess the applications and finalized the proposed awards.

Upon being granted the floor, Council Vice President Rodriguez asked about the application process and selection of the different programs presented for funding consideration.

Upon no further inquiry, comment or discussion Council President Vasquez called the item to the attention of the Council Members present voted unanimously [8-0] to order a public hearing on the proposed FY 2020 Annual Block Grant budget [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 96/19: Approved**

**Doc. 114/19: Fire Department- Order Authorization to Expend Grant Funds-EMPG Grant [20,460.00]- Fire Chief Brian F. Moriarty- Budget & Fin. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the Grant Funds 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

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[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. 114/19: Approved**

**Doc. 115/19: Fire Department-Order Authorization to Expend Grant Funds-School SAFE Grant and Senior SAFE Grant [9,754.00]-Fire Chief Brian F. Moriarty- Budget & Fin. Cmt. - Approved**

At the request of Council President Vasquez, Councilor Laplante presented the report of the Budget & Finance Committee recommending the approval of the Grant Funds 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, Council Vice President Rodriguez posed questions to Lawrence Fire Department Deputy Chief Robert Wilson who explained the grant funds awarded and their expenditures.

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 grant funds presented [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 115/19: Approved**

VIII. WITHDRAWALS: - None

**IX. OLD BUSINESS:**

**Doc. 80/19: Surplus Declaration-8-10 Archer Street [Tax Map 191, Lot 2] [to be referred to Hsg] – Laiza Lizardo St. Onge, Asset Officer –Ref. to Housing 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. 80/19: Ref. to Housing Cmt.**

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**Doc. 95/19: Appropriation Transfer-[5,000.00] From: Elections/Professional Services [010620-5300] To: City Clerk/Advertising [01060-5344]: [5,000.00] Elections/Professional Services [010620-5300] To: Elections/Printing & Mailing [010620-5343]-William J. Maloney, City Clerk-Budget & Fin. Cmt. [Mayor's Veto 4-5-19] – Veto Over-ride/Approved**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to over-ride the Veto of Mayor Rivera entered upon the prior City Council approval of the appropriation transfer. The motion was seconded by Councilor Levy.

Upon being recognized, City Clerk Maloney informed the City Council that the City Clerk followed the exact same process that had been followed in prior years presenting a petition for an appropriation transfer to the Finance Director and the Comptroller to assure the funds subject to the transfer were available and as notice to the Administration and State Overseer. He stated further that the funds subject to the appropriation transfer are necessary to provide payment for mail services to be provided by the United State Postal Service for “confirmation notices” which are required by State Law to support the validity of the voting list and for the payment of City Council Public Hearing Advertisement which has been exhausted and may require an additional 5,000.00 or more to assure the FY 2020 City Budget is properly advertised as well as past due obligations.

Upon being granted the floor, Councilor Payano suggested that any item presented by the City Clerk is important and deserves the respect of serious consideration by the Council Members. He stated that despite the reasons for the veto provided by Mayor Rivera it appears that the veto is being asserted in retaliation against the City Clerk.. Councilor Payano stated he supports the over-ride of the Mayor's Veto.

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 to over-ride the Mayor's veto as entered on May 4, 2019.

**Doc. 95/19: Veto of Mayor Over-Ridden/Approved**

**IX. TABLED MATTERS:**

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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–Council. Laplante–Ord. Cmt.
- 224/13 Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundza, Chairman-Pub. Hrg.[cont.]
- 133/14 Military/Veteran Recognition–Council. Laplante
- 175/14 Security regulations at nightclubs – Council. 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.
- 314/14 12-14 Eutaw Street – Request to Rescind Disposition-Laiza St. Onge [03-05-19][T]
- 337/15 E-Commerce Exchange Zone – Ordinance – For: Resolution - Council. 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 & Council. 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–Council. 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– Council. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Council. Abdo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Council. De La Cruz – Ord. Cmt
- 42/18 Disposition-7 Showell Ct-M-184, L-36 [T][04-02-19]
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Council. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Council. 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 & Council. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Poll Accessibity Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 189/18 A&M Auto Body, Inc. – 341 South Broadway –Zoning Amendment [Executive Session Anticipated][T][01-29-19]
- 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 – Council. Laplante – Presentation
- 208/18 Handicapped Parking – 69 Greenwood Street – Council. DePeña – Ord. Cmt. & Public Hearing to be Ordered
- 214/18 Board of Health Ordinance Amendment–Council. Payano–Public Hearing Closed [8-21-18]

[Tuesday, April 16, 2019]

- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Counc. Payano – Public Hearing
- 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. Abdoos 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 and Council Vice Pres. Rodriguez [T][12-4-18]
- 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 [03-05-19][T]
- 384/18 Resident Prkng 46-48 Kent Street–B. Roberge-PH-OpClsd-M to Aprv Pending [T][04-02-19]
- 388/18 Resolution - In honor of Patricia Karl – Counc. Payano – Ord. Cmt.
- 389/18 Department Heads Quarterly Report-Counc. Payano & Council Vice Pres. Rodriguez-Committee of the Whole [02-05-19][T]
- 8/19 Proposed Amend of the City’s Zoning Ordinance–Common Street Substation- NGrid [T][03-05-19]
- 53/19 American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director-Pers. Cmt. [03-05-19][T]
- 109/19 MA State Delegation Addresses to the Lawrence City Council [T][4-2-19]

#### **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:

- 118/19 Installation of Fences around Vacant Lots-Counc. Levy – Ref. to Ord. Cmt.
- 119/19 Speed Limit-Common Street to Newbury Street-Counc. Reyes – Ref. to Ord. Cmt.
- 120/19 Speed Limit-Common Street to Union Street-Counc. Reyes – Ref. to Ord. Cmt.
- 121/19 Parking-20 Minutes-139 Water Street-Counc. Vice Pres. Rodriguez-Ref. to Ord. Cmt.
- 122/19 34 Haverhill Street-Zoning Amendment-(Map 88 lot 15, Lot 114 and Lot 98)-James J. Curran, Planning Consultant – Ref. to Hsg. Cmt. & Planning Board
- 123/19 Disclosure-Clerk for Various Sub-Committees-Patricia Waters, Licensing Dept.-Ref. to Ord. Cmt.
- 124/19 Upgrade City Council and Clerk Office Salaries-Counc. De La Cruz-Ref. to Ord. Cmt.
- 125/19 General Donovan School to be named after Isabel Melendez-Counc. De La Cruz-Ref. to Ord. Cmt.
- 126/19 Handicap Parking-91 Phillip Street-Iris Weakley-Ref. to Ord. Cmt.
- 127/19 Religious Event-House of Worship Splendor of Zion-Campagnone Common-09/14/19-Denis A. Florentino – Ref. to Ord. Cmt.
- 129/19 Recreation water safety awareness-Riverfront State Park Boat Ramp-05/19/19-Daniel Marra-Ref. to Ord. Cmt.
- 130/19 Conflict of Interest Disclosure-Virginia Garcia-Ref. to Ord. Cmt.
- 132/19 Surplus Declaration-347 South Broadway [Map 97 lot 2]-Laiza Lizardo St. Onge, Asset Officer-Ref. to Housing Cmt.
- 133/19 Surplus Declaration-8 Bradford Place [Map 166 lot 41]-Laiza Lizardo St. Onge, Asset Officer-Ref. to Housing Cmt.
- 134/19 Dedication of the Corner of Dana and Sanborn Streets in Honor of Major Richard Taffe Kelly, USA-Counc. Abdoos- Ref. to Ord. Cmt.
- 135/19 Handicap Parking-33 State Street-Gloria Rivera-Gonzalez-Counc. Abdoos-Ref. to Ord. Cmt.
- 136/19 Ice Cream Truck Vendor – William DiBona & Chistina DiBona-Ref. to Ord. Cmt.

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**Doc. 137/19: Preaching Event-Iglesia Roca Firme-various locations [from 4/20/19 thru 6/29/19]-Pedro and Eliseida Sosa et. al. - Withdrawn**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to “withdraw” the item from the Council Agenda stating that the item presented only requires a permit to be issued by the Lawrence Police Department and the approval of the City Council is not required. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [9-0] to withdraw the item from the Council Agenda.

**XI. ADJOURNMENT:**

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

**ADJOURNED  
(08:22p.m.)**

Attest:

William J. Maloney  
City Clerk

**Session Minutes of April 16, 2019 approved by City Council: Approved May 21, 2019**



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

**DATE: Tuesday May 7, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, May 7, 2019** at 7: 12 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] – Present;  
Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor Payano arrived at 7:40 p.m.

**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 March 19, 2019 [Regular & Executive Session] and April 2, 2019 were submitted by the City Clerk for consideration of approval by the City Council Members.

Upon the motion of Councilor Abdoo to approve the minutes as presented duly seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [7-0] to approve the minutes. [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**II. PUBLIC PARTICIPATION:**

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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 that Mayor Rivera support the Lawrence Police Department, Lawrence Fire Department, Department of Public Works, Lawrence Public Schools their Teachers and Unions, and Superintendent Cynthia Paris. He praised the efforts of Police Chief Vasque. For his work during the Columbia Gas disaster on September 13, 2018 and for working to enter into a contract with the Lawrence Senior Police Officers.

Anthony Wilson, 21 Brookfield Street, Lawrence, MA formerly lost his house on September 13, 2018 as a result of a gas fire in his home. He stated that he still needs assistance from Columbia Gas and urged the City Council Members to help him as well.

Richard Russell, 34 Cross Street, Lawrence, MA commented about a recent rally promoting driver's licenses for illegal immigrants held by "social justice warriors", liberals and other "politically correct" people stating that his first amendment rights as a member of the press were infringed when he was told to leave the event which was held at the Lawrence Public Library with invitation to the public. He stated the City Council was probably required to approve the use of the Public Library as well.

Thomas Barksdale, 12 Dracut Street, Lawrence, MA spoke in support of diversity in Lawrence and stated Columbia Gas is beginning to repair the roads damaged by excavation of the pipe lines.

Virginia Garcia, 411 Riverside Drive, Lawrence, MA asked the City Council to approve the conflict of interest disclosure she filed due to her two positions with the City of Lawrence as a School Department employee and as an employee of the Lawrence Police Department.

### **III. COMMITTEE REPORTS:**

**Doc. 134/19: Dedication of the Corner of Dana and Sanborn Streets in Honor of Major Richard Taffe Kelley, USA-Councilor Abdoo-Ord. Cmt. – Approved/30 days waived**

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Councilor Abdoo presented a motion to take document 134/19 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].

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

Upon being granted the floor, Councilor Abdoo introduced the item and spoke about Major Richard Kelley who was a Lawrence resident serving in the U.S. Marine Corps during the Viet Nam War. He informed the Council Members and the public that there is the City will be dedicating a location at Dana and Sanborn Streets memorializing his service in Special Forces/Air Borne Division. Councilor Abdoo thanked the Disabled American Veteran [hereinafter; D.A.V.] representatives and the Director of Veteran's Affairs Jamie Melendez for their efforts preparing the dedication and honor.

Upon being granted the floor, Councilor Laplante spoke in honor of Richard Kelley and invited Joseph Hey of the D.A.V. who spoke about Richard Kelley's life and accomplishments. Councilor Laplante concluded with comments about the dedication on behalf of Major Kelley.

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 approve the item.

Councilor Abdoo presented an amendment to his motion to allow for a waiver of any applicable 30 day waiting period that may be required pursuant to section 3.8(a) of The Lawrence City Charter. The amended motion was seconded and unanimously approved by the Council Members Present [7-0].

**Doc. 134/19: Approved/30 days waived**

**Doc. 82/19: Iglesia Cristo El Libertador-Request to use Campagnone Common for Religious Event [07-06-19, 07-13-19, 08-17-19]-Manuel Sanchez-Ord. Cmt. – Approved**

Councilor De La Cruz presented a motion to take document 82/19 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].

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Upon being granted the floor, Council Vice President Rodriguez presented a motion to approve the item as presented. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by Council Members present.

**Doc. 82/19: Approved**

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

**Doc. 96/19: Office of Planning and Development - Community Development Block Grant [1,742,830.00 +/- 10%] - HOME Grant [837,210.00 +/-10%] –ESG Grant [137,175.00]-Wilma Martinez-Dominguez, Planning and Development-Budget & Fin.-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 grant presented by Councilor Laplante, as seconded by Councilor De La Cruz, the Council Members present voted unanimously [6-0] to approve the Office of Planning and Development - Community Development Block Grant [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 96/19: Approved**

#### **V. COMMITTEE REPORTS:**

**Doc. 130/19: Conflict of Interest Disclosure-Virginia Garcia-Ord. Cmt. - Approved**

Councilor De La Cruz presented a motion to take document 130/19 out of the order appearing on the agenda. The motion was seconded by Councilor DePena and unanimously approved by the Council Members

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present [6-0][Council Vice President Rodriguez 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 as presented. The motion was seconded by Councilor De Pena and unanimously [7-0] approved by Council Members present.

**Doc. 130/19: Approved**

**[Approximately 7:40 p.m. – Councilor Payano arrived at the City Council Meeting]**

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

**Doc. 128/19: Presentation of FY 2018 City Audit – Mark Ianello, Finance Director-  
Budget & Fin. - Presented**

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 Abdo and unanimously [7-0] received by the Council Members present [Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

Upon invitation, Budget and Finance Director Ianello introduced Richard Sullivan of the financial firm of Sullivan & Powers who provided information concerning the 2018 financial Audit Report of the City of Lawrence reporting on the financial condition of the City of Lawrence from June 30, 2017 through June 30, 2018.

Upon presenting his report, Mr. Sullivan discussed Pension liability and debt obligations of the City of Lawrence. He stated that appropriations are balancing with revenues. He stated that accounts are in good order for FY 2019 and the budget is structurally sound. He stated audit information provided is timely presented and accurate. He stated there were no significant budget entries to correct. He commented favorably on City Enterprise Funds. He stated pension fund expenditures increase for 2017 and 2018. Mr. Sullivan stated services are favorable in relation to the Budget. Mr. Sullivan reviewed the “Federal Award Program” and commented favorably. He provided information regarding the “Management Letter”. He commented on the risk/tolerance measurement favorably. He stated that neither controls need to be in place to monitor school lunch operations.

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Upon being granted the floor, Council Vice President Rodriguez asked about implementation of recommendations presented in the “Management Letter” in particular regards to the suggested controls of Parking Garage Operations.

Finance Director Ianello discussed improvements to the parking garage operations and Capital Assets accounting recommendation.

Council Vice President Rodriguez inquired about abandoned property takings.

Director Ianello stated the high turnover of Treasures has been significant.

Upon continuing, Council Vice President Rodriguez asked about the free cash amount and its impact in the over-all budget. Mr. Sullivan stated the amount of Free Cash available is considered normal for the budget.

Council Vice President Rodriguez asked what should be approached during the up-coming budget. Mr. Sullivan stated that “Other Postemployment Benefits” [hereinafter referenced as “OPEB”] should be addressed. Mr. Sullivan suggested there should be a plan & policy for use of reserves.

Upon being granted the floor, Councilor Payano posed questions about the “School Lunch Operation”. Director Ianello stated the School Department is committed to addressing the issue and it is expected to be resolved.

**Doc. 128/19: Presented**

**Doc. 142/19: Columbia Gas Update-Mark Kempic, Columbia Gas President/COO-Counc.  
Pres. Kendrys Vasquez- Tabled**

Upon invitation by Council President Vasquez, Mark Kempic, Columbia Gas, President and COO, addressed the City Council Members. During his address he stated Columbia Gas continues to replace utility service in individual homes and is approximately 80% complete in all 3 communities affected [Lawrence, Andover and North Andover]. He discussed installation and stated that all equipment being installed are high efficiency units. He stated landscaping is being done where needed as part of the repair project including repair and replacement of concrete walkways in original condition.

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Upon being granted the floor, Councilor De La Cruz thanked Mr. Kempic for keeping the City Council informed. She asked to continue assisting residents who have been seriously impacted and improvements to the infrastructure damaged during the repairs of damages. She inquired about energy efficient equipment installations as referenced by Mr. Kempic.

Upon being granted the floor, Councilor Laplante asked if the Columbia Gas Company and NiSource Company will remain solvent during the restoration and repair process. Mr. Kempic assured the City Council Members that Columbia Gas will remain solvent and continues to be ready, willing and able to complete all necessary repairs. Councilor Laplante posed questions about continued service and asked that issues that arise be resolved favorable for each affected customer. He asked if the same malfunction could occur in North Lawrence or other areas of the City. Mr. Kempic stated that Columbia Gas is assuring the damages caused by high pressure gas will not occur again by replacing all high pressure “shut off” mechanisms at the delivery sources.

Upon being granted the floor, Councilor Payano inquired about future projects in Lawrence and plans for replacing meters in North Lawrence. Mr. Kempic stated that some emergency regulator devices have already been installed in homes on the North side of the City. Mr. Kempic stated he did not have a schedule available to project completion. Councilor Payano suggested that Columbia Gas needs to maintain better customer communication since there are many more customers who require assistance to replace equipment in their homes citing examples of residents and businesses being forced to abandon their homes and business locations because of the disaster of September 13, 2018. Councilor Payano asked Mr. Kempic to demand greater attention and assistance for those seriously injured with individualized attention being provided. In response to questions about future rate increases, Mr. Kempic stated that financial recovery will be obtained from rates applied for service not solely in the Merrimack Valley but throughout the service supply areas.

Upon being granted the floor, Councilor Levy inquired about the safety mechanism installations which Mr. Kempic stated are being installed at central service locations. Councilor Levy inquired about expected pavement projects and the recent financial settlement entered between Columbia Gas and the cities/towns affected.

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Upon being granted the floor, Council Vice President Rodriguez inquired about 1099 forms being issued and received by customers who were paid claims. Mr. Kempic stated that 1099's are required by the IRS and are not being issued for property damage losses. Mr. Kempic stated that if there is a claim that a 1099 may have been received in error that should be reported to the Columbia Gas claims center for resolution. Council Vice President Rodriguez suggested loss of "food" paid by Columbia Gas should be amended as a property loss where people were told to file claims for funds to replace food. Council Vice President Rodriguez also asked about the status of being compensated for damages to public property used as temporary housing areas. Mr. Kempic explained that the bulk of costs expended for mitigation and repair of damages cannot be recovered through rate increases. Mr. Kempic stated there is a program established in the three communities which operates better than the "Massachusetts Save Program".

Upon being granted the floor, Councilor DePena asked if the residents of North Lawrence are safe from a disaster happening again. Mr. Kempic stated that significant safety measures are being taken to assure all residents are safe.

Upon no further inquiry comment or discussion Council Vice President Rodriguez presented a motion to table the matter. The motion was seconded by Councilor Payano and unanimously [7-0] voted upon by Council Member present [Councilor De La Cruz being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 142/19: Tabled**

**Doc. 150/19: Gas Recovery-Small Business Marketing Campaign-Office of Planning & Development-  
June Black, Business & Economic Development Director – Tabled**

Upon being granted the floor, Councilor Abdoo moved to "table" the item. The motion was seconded by Councilor Levy and Council Members present voted unanimously [7-0] to "table" the item. [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 150/19: Tabled**



[Tuesday, May 7, 2019]

**VII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 152/19: Appropriation Transfer [225,000.00]-From: Cash To: MVRTA Special Project Account-Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

**Doc. 153/19: Appropriation Transfer-[5,000.00] From: Elections/Professional Services [010620-5300] To: City Clerk/Advertising [01060-5344]: [5,000.00] Elections/Professional Services [010620-5300] To: Elections/Printing & Mailing [010620-5343]-Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

**Doc. 154/19: Appropriation Transfer-[200,000.00]-From: Free Cash To: MassHire Special Project-Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

**Doc. 155/19: Appropriation Transfer-From: Free Cash [187,490.00] To: Proj. #30308-Replace Chillers in Schools-From: Free Cash [187, 510.00] Proj.# 30224-Replace Chillers in Schools From: Free Cash [180,000.00] To: Proj. #36038-Demolish Old Garage- From: Free Cash [200,000.00] To: Special Project Account-Playground Improvements-Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

Council President Vasquez informed the Council Member that the above referenced matters were being

referred for further proceedings by the City Council Subcommittees:

**Doc. 152/19: Ref. to Budget & Finance Cmt.**

**Doc. 153/19: Ref. to Budget & Finance Cmt.**

**Doc. 154/19: Ref. to Budget & Finance Cmt.**

**Doc. 155/19: Ref. to Budget & Finance Cmt.**

**Doc. 131/19: Appropriations Transfer-Phase II South Common Construction-From Free Cash to Special Infrastructure Account [315,000.00] Daniel Rivera, Mayor-Budget & Fin. - 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 Payano and unanimously [8-0] approved by the Council Members present.

**Doc. 131/19: Approved**

**VIII. COMMITTEE REPORTS:**

**Doc. 123/19: Disclosure-Clerk for Various Sub. - Committees-Patricia Waters, Licensing Dept.-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 Levy and unanimously approved by the Council Members present [8-0].

**Doc. 123/19: Approved**

**Doc. 127/19: Religious Event-House of Worship Splendor of Zion-Campagnone Common-09/14/19-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 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 [8-0].

**Doc. 127/19: Approved**

**Doc. 129/19: Recreation water safety awareness-Riverfront State Park Boat Ramp-05/19/19-Daniel Marra-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 [8-0].

**Doc. 129/19: Approved**

**Doc. 136/19: Ice Cream Truck Vendor – William DiBona & Chistina DiBona-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 [8-0].

**Doc. 136/19: Approved**

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**Doc. 80/19: Surplus Declaration-8-10 Archer Street [Tax Map 191, Lot 2][to be referred to Hsg] – Laiza St. Onge, Asset Officer-Hsg. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Council Vice President Rodriguez presented a motion to receive the report of the Housing Committee without a recommendation. The motion was seconded by Councilor Payano and unanimously [8-0] received by the Council Members present.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to declare property located at 8-10 Archer Street [Tax Map 191, Lot 2] as surplus City property. The motion was seconded by Councilor Payano and Council Members present voted by roll call vote to declare the property surplus as follows:

Yes-7; Abstain-1; Absent-1

Councilor Estela Reyes - Absent  
 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. 80/19: Declared Surplus**

**Doc. 133/19: Surplus Declaration-8 Bradford Place [Map 166 lot 41]-  
 Laiza Lizardo St. Onge, Asset Officer-Hsg. Cmt. – Declared Surplus**

At the request of Council President Vasquez, Council Vice President Rodriguez presented a motion to receive the report of the Housing Committee with no recommendation. The motion was seconded by Councilor DePena and Council Members present voted by roll call vote to receive the report as follows: Yes-7; Abstain-1;

Absent-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 – Yes  
 Councilor Anna Levy - Abstain  
 Councilor Estela Reyes - Absent

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Council President Kendrys Vasquez - Yes

Upon being granted the floor, Council Vice President Rodriguez presented a motion to declare property located at 8 Bradford Place [Map 166 lot 41] as surplus City property. The motion was seconded by Councilor De La Cruz and Council Members present voted by roll call vote to declare the property surplus as follows: Yes-6; Abstain-2; Absent-1

Councilor Estela Reyes - Absent  
 Councilor Anna Levy - Abstain  
 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. 133/19: Declared Surplus**

**IX. WITHDRAWALS: - None**

**X. OLD BUSINESS: - None**

**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–Council. Laplante–Ord. Cmt.
224/13	Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundza, Chairman-Pub. Hrg.[cont.]
133/14	Military/Veteran Recognition-Council. Laplante
175/14	Security regulations at nightclubs – Council. 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.
314/14	12-14 Eutaw Street – Request to Rescind Disposition-Laiza St. Onge [03-05-19][T]
337/15	E-Commerce Exchange Zone – Ordinance – For: Resolution - Council. 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 & Council. Rodriguez – Public Hearing

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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–Council. 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– Council. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Council. Abdo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Council. De La Cruz – Ord. Cmt
- 42/18 Disposition-7 Showell Ct-M-184, L-36 [T][04-02-19]
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Council. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Council. 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 & Council. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Pol Accessibility Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 189/18 A&M Auto Body, Inc. – 341 South Broadway –Zoning Amendment [Executive Session Anticipated][T][01-29-19]
- 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 – Council. Laplante – Presentation
- 208/18 Handicapped Parking – 69 Greenwood Street – Council. DePeña – Ord. Cmt. & Public Hearing to be Ordered
- 214/18 Board of Health Ordinance Amendment–Council. Payano–Public Hearing Closed [8-21-18]
- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Council. Payano – Public Hearing
- 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 - Councils. Abdo 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 – Council. Payano and Council Vice Pres. Rodriguez [T][12-4-18]
- 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 [03-05-19][T]
- 384/18 Resident Prkng 46-48 Kent Street–B. Roberge-PH-OpClsd-M to Aprv Pending [T][04-02-19]
- 388/18 Resolution -In honor of Patricia Karl – Council. Payano – Ord. Cmt.
- 389/18 Department Heads Quarterly Report-Council. Payano & Council Vice Pres. Rodriguez-Committee of the Whole [02-05-19][T]
- 8/19 Proposed Amend of the City’s Zoning Ordinance–Common Street Substation- NGrid [T][03-05-19]
- 53/19 American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director-Pers. Cmt. [03-05-19][T]
- 109/19 MA State Delegation Addresses to the Lawrence City Council [T][4-2-19]

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**XII. NEW BUSINESS:**

**Doc. 149/19: Voting Machine Use and Discontinued Use – G.L. c. 54, sec. 34 requirements and other matters-William J. Maloney, City Clerk/Declared Emergency**

Upon being recognized, Councilor Levy presented a motion to suspend the Rules of the City Council and declare the matter an emergency for the purpose of considering the item. The motion was seconded by Councilor Payano 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].

Upon being granted the floor, Councilor Levy discussed the importance of the time line and the need to vote on the matter.

Upon being recognized, City Clerk Maloney discussed and explained the potential time line that would require the “discontinuance” of the ACCUVOTE voting machines [ie: old voting machines] and allow the use of new voting machines subject to a request for proposal that has been completed and forwarded to the Mayor for consideration of award.

Upon being granted the floor, Councilor De La Cruz posed questions regarding the risk of using the old voting machines. In response, City Clerk Maloney discussed the rate of machine failure that is occurring at each election that is held with the old machines stating that even if one poll location is compromised by machine failure it will be chaotic and may result in claims filed against the City by candidates who may claim error in the vote count.

Upon being granted the floor, Council Vice President Rodriguez presented a motion to enter an order for the purchase, vote to purchase, lease, or lease with option to purchase, one or more voting machines as presented in Document 149/19. The motion was seconded by Councilor Depena.

Upon being granted the floor, Councilor Laplante inquired about the action being taken and the time necessary to proceed with the purchase of new voting machines. He suggested that there appears to be sufficient time to refer the matter to the appropriate City Council Subcommittee for review and report to the Full City Council.

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Upon being granted the floor, Councilor Payano suggested amending the motion in line with the City Attorney and does not see much wiggle room and urges the City Council Members to vote on the first vote tonight.

Upon being granted the floor, Councilor De La Cruz stated the upgrade is necessary and spoke favorably about obtaining new voting machines.

Council President Vasquez informed the Council Members that the item would be placed into three separate items as follows:

**Doc. 149A/19: Voting Machine Use and Discontinued Use—G.L. c. 54, sec. 34-vote to purchase, lease, or lease with option to purchase, one or more voting machines-William J. Maloney, City Clerk – Declared Emergency/Approved**

**Doc. 149B/19: Voting Machine Use and Discontinued Use—G.L. c. 54, sec. 34-Order of City Council to use new voting machines at municipal preliminary 2019 and/or such other election thereafter -William J. Maloney, City Clerk-ref. to Ord. Cmt.**

**Doc.149C/19: Voting Machine Use and Discontinued Use—G.L. c. 54, sec. 34-Vote of City Council to discontinue use of currently used voting machine in Municipal Preliminary 2019 and/or any election thereafter -William J. Maloney, City Clerk-ref. to Ord. Cmt.**

Upon no further inquiry, comment or discussion Council President Vasquez called the motion to approve Document 149A/2019 which the City Council Members present voted unanimously [8-0] to approve the matter presented.

Council President Vasquez referred the following two items to the Ordinance Committee for further proceedings.

**Doc. 149B/19: Voting Machine Use and Discontinued Use—G.L. c. 54, sec. 34-Order of City Council to use new voting machines at municipal preliminary 2019 and/or such other election thereafter -William J. Maloney, City Clerk-ref. to Ord. Cmt.**

**Doc.149C/19: Voting Machine Use and Discontinued Use—G.L. c. 54, sec. 34-Vote of City Council to discontinue use of currently used voting machine in Municipal Preliminary 2019 and/or any election thereafter -William J. Maloney, City Clerk-ref. to Ord. Cmt.**

**Doc. 149A/19: Declared Emergency/Approved**

**Doc. 149B/19: Ref. to Ord. Cmt.**

**Doc.149C/19: Ref. to Ord. Cmt.**

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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:

- 138/19 Transient Vendor License-85 Lawrence St.-Jose Ramon Hernandez – Ref. to Ord. Cmt.
- 139/19 Transient Vendor License-154 Margin St.-Antonio Javier – Ref. to Ord. Cmt.
- 140/19 Handicapped Parking-9 Saratoga St.-Richard Martinez De Leon- Ref. to Ord. Cmt.
- 141/19 Handicapped Parking-76 Dorchester St.-Victor Chamorro- Ref. to Ord. Cmt.
- 143/19 Parking [15 min]-28 Yale St.-Counc. Reyes- Ref. to Ord. Cmt.
- 144/19 Conflict of Interest Disclosure by City Employee-Felix Josue Garcia-Ref. to Ord. Cmt.
- 145/19 Stop Sign-Intersection of Osgood St. and Abbott St.-Counc. LaPlante-Ref. to Ord. Cmt.
- 146/19 Parking [2] 15 Minute Spaces-241 South Union St.-Amable Batista-Counc. De Pena-Ref. to Ord. Cmt.
- 147/19 Request to use Campagnone Common for Religious Services-Iglesia Casa del Alfaro [06/28/2019] Mille and Ivan Villot – Ref. to Ord. Cmt.
- 148/19 Petition to Install Underground Conduit-National Grid-Dave Johnson, Distribution Design- Ref. to Ord. Cmt.
- 151/19 Ice Cream Truck Vendor -53 Steven Ave.- Ricardo Sequinot – Ref. to Ord. Cmt.
- 156/19 Appointment of Lunara I. Devers to Historic Commission-Mayor Dan Rivera – Ref. to Pers. Cmt.
- 157/19 Transient Vendor-315 High Street 1<sup>st</sup> Floor-Angel Bisono – Ref. to Ord. Cmt.
- 158/19 Appointment of First City Attorney-[Timothy Houten]-Executive Session Anticipated-Raquel Ruano, City Attorney – Ref. to Pers. Cmt.

### **XIII. ADJOURNMENT:**

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

**ADJOURNED  
(09:37p.m.)**

Attest:

William J. Maloney  
City Clerk

**Session Minutes of May 7, 2019 approved by City Council: June 4, 2019**



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

**DATE: Tuesday May 21, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, May 21, 2019** 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] – Present;  
Councilor Anna Levy [Councilor at Large] - Present;  
Councilor Marc Laplante [District F Councilor] – Present;  
Councilor David Abdo [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-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 April 16, 2019 were submitted by the City Clerk for consideration and approval of the City Council Members.

Upon the motion of Council Vice President Rodriguez to approve the minutes as presented duly seconded by Councilor Abdo, the Council Members present voted by roll call vote to approve the minutes as follows: Yes-7; Abstain-1; Absent-1

Councilor Estela Reyes - Abstain  
Councilor Anna Levy - Yes  
Councilor Marc Laplante - Yes  
Councilor David Abdo - 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

## **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 s demanded Mayor Rivera support the Lawrence Police Department by finalizing contract negotiations with the Patrolman’s Union. He praised the Lawrence Police Department, Police Chief Roy Vasque, Fire Department, Department of Public Works, Lawrence Public Schools their Teachers and Unions, and Superintendent Cynthia Paris for the work they provide to the City of Lawrence . He criticized Massachusetts Attorney General Maura Healy for failing to take any legal action against Columbia Gas for the disaster it caused on September 13, 2108 resulting in the death of one person. He stated that the Eagle Tribune newspaper is creating fake news reports for its attack on Lawrence Police Office Carlos Vieriera who is charged with serious crimes against young children.

Maria Fiato, 2 Museum Square, Lawrence, MA spoke about the recent closing of the Museum Square parking garage due to unsafe building conditions. She stated the garage needs repairs and or it will be condemned. She stated the City Council and Mayor Rivera failed to repair the Museum Square Garage for many years and allowed it to deteriorate to its current condition of disrepair. She stated that the inaction by Lawrence City Officials has caused her to be in fear of her personal safety and demanded that something be done to repair the Museum Square Parking Garage.

Jackie Marmol, 2 Museum Square, Lawrence, MA stated that the Museum Square Parking Garage must be repaired quickly for the residents of the apartment complex at Museum Square many of whom are diabled and cannot use alternative parking locations far away from the apartment complex.

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Richard Russell, 34 Cross Street, Lawrence, MA discussed FY 2020 proposed budget. He stated that the manner which property is evaluated results in a tax increase stating that residential proper is being assessed higher to generate revenue and make it appear there is not an increase in taxation.

Councilor Marc Laplante, current City Councilor from District F, 9 Durso Ave., Lawrence, MA discussed the repairs needed for the Museum Square Parking Garage urging the support of the Council Members as an emergency measure. He informed the City Council Members and the public of the deployment of a Lawrence Firefighter who is being sent to the Middle East

Martin Puello, a Lawrence resident and local artist displayed art work that he donated to the City of Lawrence.

**III. PUBLIC HEARINGS:** - None

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

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

**Doc. 173/19: FY 2020 Proposed Budget-Mayor Daniel Rivera –  
Public Hearing Ordered/Ref. to Budget & Finance Cmt.**

Upon being recognized, Councilor Reyes presented a motion to take document 173/19 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].

Upon being invited by Council President Vasquez Mayor Rivera presented the FY 2020 Budget commenting on its provisions and highlighting certain aspects of the budget concluding by urging the City Council Members to approve the budget as presented.

Upon being granted the floor, Councilor Laplante presented a motion to order a public hearing to be held on Wednesday June 19, 2019 The motion was seconded by Reyes and unanimously [8-0] approved by Council Members present.

Council President Vasquez then referred the item to the Budget & Finance Committee for further proceedings.

**Doc. 173/19: Public Hearing Ordered/Ref. to Budget & Finance Cmt.**

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**Doc. 180/19: Museum Square Parking Garage Repairs-Bond Authorization [4,000,000.00]-Mayor Daniel Rivera and Council Pres. Kendrys Vasquez – Declared an Emergency/ Public Hearing Ordered/Ref. to Budget & Finance Cmt.**

Upon being recognized, Councilor Laplante presented a motion to suspend the Rules of the City Council and declare the item an emergency measure stating that the item concerns issues of public safety requiring the immediate attention of the City Council Members. The motion was seconded by Councilor Reyes.

Upon invitation, Public Works Director Carlos Jacques provided information to the City Council regarding the condition and current repairs needed to address safety concerns of the Museum Square Parking Garage estimating repairs to be approximately \$4 million dollars.

Upon being granted the floor, Councilor Payano asked about the procedures being followed to effectuate necessary repairs.

Upon being granted the floor, Councilor De La Cruz stated that she supports the item presented and that repairs need to be completed as soon as possible.

Upon being granted the floor, Councilor Laplante stated that the item should be placed on a Public Hearing for June 4, 2019.

Upon being granted the floor, Councilor Payano stated that he has not seen the proposed loan document subject to the request for bond funds and stated that the Budget & Finance Committee be allowed to review the bond terms before it is voted upon.

Upon being granted the floor, Councilor Laplante stated that he amends hi motion to add a provision that a public hearing be ordered while the item is pending a Committee Report from the Budget and Finance Committee. The motion to amend was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Reyes asked for a more detail status of the condition of the parking garage and availability to public safety.

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Upon being recognized, Mayor Rivera discussed and explained parking accommodation near the Museum Square Apartments for residents and those parking near the area where the parking garage is located during the time period the garage is being repaired.

Upon being granted the floor, Council Vice President Rodriguez posed questions about the current contract with the owners of the Museum Square property with emphasis on the terms relating to City of Lawrence use and ownership interest of the parking garage.

In response, Mayor Rivera explained that the parking areas subject to the contract provisions with the City of Lawrence are subject provisions that are literally “in perpetuity” discussing the ownership interest in some parking locations in the garage while there are others that are not the responsibility of the City. He informed the Council Members that the City of Lawrence has a current obligation to repair the parking garage and restore for the benefit of the residents of Museum Square who rely on it for access to their apartments.

Upon continuing, Council Vice President Rodriguez discussed the current condition may cause the garage owner to re-negotiate the contract.

Upon being granted the floor, Councilor Payano commented that he would like some assurance that the residents are not charged for repairs.

Upon no further comment, discussion or inquiry, the Council Members presented voted unanimously [7-0] to suspend the Rules of the City Council and declare the item an emergency measure for the immediate attention of the Lawrence City Council [Councilor Abdoo being absent from the Council Chamber at the time the vote was called and recorded].

The Council Members then voted unanimously [7-0] to order a public hearing on the item pending the committee report and referred the item to the Budget and Finance Committee of the Lawrence City Council for further proceedings [Councilor Abdoo being absent from the Council Chamber at the time the vote was called and recorded].

Council President Vasquez confirmed the referral of the item to the Budget & Finance Committee.

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**Doc. 180/19: Rules of Council Suspended/Item Declared an Emergency/Public Hearing Ordered/  
Ref. to Budget & Finance Cmt.**

**Doc. 173/19: FY 2020 Proposed Budget-Mayor Daniel Rivera –  
Public Hearing Ordered/Ref. to Budget & Finance Cmt.**

Upon being recognized, Councilor Reyes presented a motion to take document 173/19 out of the order appearing on the agenda. The motion was seconded by Council Vice President Rodriguez and unanimously approved by the Council

Upon invitation, Overseer Sean Cronin addressed the City Council regarding the financial aspects of the proposed FY 2020 budget. He stated the excess revenue of \$6 million is keeping property taxes low. He discussed additional police officers added to the Lawrence Police Department. He stated use of GIC Health Insurance is a valuable benefit to the city. He discussed increased salaries suggesting the salaries should be increased to remain competitive with salaries at other municipalities and industry. He suggested the Capital Improvement Plan should remain on the current track to continue with favorable progress. Overseer Cronin commented that “Free Cash” is sufficient at 8% of the budget and should increase to 10%. He informed the City Council the city has followed the suggestion of the Fiscal Overseer with a few remaining matters (ie: Police Agreements). He stated the city may see the end of State Overseer with the approval of the FY 2020 Budget.

Council President Vasquez thanked the overseer for the presentation and affirmed the item is referred to the Budget and Finance Committee for further proceedings.

**Doc. 173/19: Public Hearing Ordered/Ref. to Budget & Finance Cmt.**

**Doc. 170/19: Resolutions to honor academic achievers from Lawrence High School, Notre Dame Cristo Rey High School, Greater Lawrence Technical School, Central Catholic High School, and Northern Essex Community College-Counc. Laplante – Ref. to Ord. Cmt.**

Council President Vasquez brought the matter listed above to the attention of the Council Members present and referred it to the Council Subcommittee as indicated:

**Doc. 170/19: Ref. to Ord. Cmt.**

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**VI. COMMITTEE REPORTS:**

**Doc. 156/19: Appointment –Historical Commission-Lunara I. Devers-Mayor Dan Rivera-Pers. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdo presented the report of the Personnel Committee recommending the appointment of Lunara I. Devers to the Historical Commission. The report was presented in the form of a motion to approve the petition which was seconded by Council Vice President Rodriguez and Council Members present voted unanimously [8-0] to approve the appointment of Lunara I. Devers to the Historical Commission.

**Doc. 156/19: Approved**

**Doc. 158/19: Appointment-First City Attorney-Timothy Houten-Executive Session Anticipated- Raquel Ruano, City Attorney-Pers. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdo presented the report of the Personnel Committee recommending the appointment of Timothy Houten as First City Attorney for a one year term. The report was presented in the form of a motion to approve the petition which was seconded by Councilor Reyes.

Upon being granted the floor, Councilor Payano invited City Attorney Ruano who addressed the City Council regarding the application process resulting in the recommendation of Attorney Timothy Houten as First City Attorney for the City of Lawrence. City Attorney Ruano provided additional information to the Council Members and reviewed Attorney Houten's experience and employment history.

Upon being recognized, Councilor Payano posed questions to City Attorney Ruano regarding the application, selection and interview process. He discussed and commented that the proposed appointment to the position is for a one year term.

Upon invitation, Attorney Timothy Houten addressed the City Council providing background information concerning his recent term as a Town Selectman and work as a trial attorney. He discussed his experience and knowledge of municipal law which he stated would benefit the City of Lawrence as City Attorney if he were select to fill the position as First City Attorney.

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Upon being granted the floor, Council Vice President Rodriguez posed questions about the one year term contract and whether Attorney Houten had long terms plans to remain Lawrence.

Upon being granted the floor, Councilor Abdoo discussed the reasons the Personnel Committee recommended Attorney Houten for consideration of approval by the City Council.

Upon being recognized, Councilor Payano presented a motion to amend the motion to approve the appointment for a contract term of one year. Councilor Abdoo assented to the amendment of his motion.

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 the amended motion to approve the appointment of Attorney Timothy Houten to the position of First City Attorney for a contract term of one year, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve the appointment of Timothy Houten as First City Attorney for a contract term of one year.

**Doc. 158/19: Approved**

**VII. TABLED MATTERS:**

**Doc. 8/19: Proposed Amend of the City's Zoning Ordinance–  
Common Street Substation- NGrid-Approved**

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 [8-0].

Upon being granted the floor, Councilor Payano inquired about the concerns of the Council Members expressed and asked if all concerns were satisfactorily addressed.

Council President Vasquez reviewed the legislative history of the item with the City Clerk resulting in the item last being tabled on March 19, 2019 with a motion to approve pending

Upon being granted the floor, Council Vice President Rodriguez presented an amendment to the motion to approve to reflect the Planning Boards recommendation of May 2, 2019.

Upon being granted the floor, Councilor Levy stated the Planning Board recommended approval of the measure. A discussion ensued among the Council Members regarding the amendment.



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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 approve the measure presented by Councilor Laplante on March 19, 2019, as seconded by Councilor Reyes, the Council Members present voted unanimously [8-0] to approve the measure as recommended by the Planning Board dated May 2, 2019.

**Doc. 8/19: Approved**

**VIII. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc. 153/19: Appropriation Transfer-[5,000.00] From: Elections/Professional Services [010620-5300] To: City Clerk/Advertising [01060-5344]: [5,000.00] Elections/Professional Services [010620-5300] To: Elections/Printing & Mailing [010620-5343]-Mayor Dan Rivera-Budget & Fin. 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 appropriation transfer 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 which was seconded by Councilor Reyes and unanimously [8-0] approved by the Council Members present.

**Doc. 153/19: Approved/30 days waived**

**Doc. 154/19: Appropriation Transfer-[200,000.00]-From: Free Cash To: MassHire Special Project-Mayor Dan Rivera-Budget & Fin. 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, as seconded by Councilor Reyes.

Upon being granted the floor, Councilor Payano posed questions to the Workforce Investment Board [hereinafter WIB] Director Abel Vargas stated that the item presented for consideration of approval provides employment training to inmates being released from incarceration to the Lawrence Community.

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Upon being recognized, Councilor Payano inquired about the manner of selecting program participants and the funding source. In response, Director Vargas stated that grants are provided by the Commonwealth through the State Legislature offered to participants based on criteria established by the State over a two year period. Councilor Payano inquired further about methods of tracking participants to determine program progress and the expectation of future funding.

Upon being granted the floor, Councilor De La Cruz suggested this item should be presented in the FY 2021 Budget and if not, the program should be considered for approval in later years.

Upon being granted the floor, Councilor Levy asked Director Vargas about the history of the program and how long its services have been available asked how long the program has been in operation. Director Vargas stated that the program has been in operation since January 2017 and that the continuation of the program is at the discretion of the Mayor.

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.

**Doc. 154/19: Approved**

**Doc. 155A/19: Appropriation Transfer-From: Free Cash [187,490.00] To: Proj. #30308-Replace Chillers in Schools-Mayor Dan Rivera Budget & Fin. 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 motion was seconded by Councilor Reyes.

Upon being granted the floor, Council Vice President Rodriguez asked if there were sufficient funds available to finance the requested appropriation and discussed the repair contract subject to the appropriation.

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 appropriation transfer as follows: Yes-7; Present-1; Absent-1

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Councilor Estela Reyes - Yes  
 Councilor Anna Levy - Yes  
 Councilor Marc Laplante - Yes  
 Councilor David Abdo - 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

**Doc. 155A/19: Approved**

**DOC. 155B/19: Appropriation Transfer [187,510] From: CIP Project No. 30224 Central Fire Heating-Mayor Dan Rivera-Budget & Fin. 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 motion was seconded by Councilor Reyes and Council Members present voted unanimously [8-0] to approve the Appropriation Transfer.

**Doc. 155B/19: Approved**

**Doc. 155C/19: Appropriation Transfer-From: Free Cash [180,000.00] To: Proj. #36038-Demolish Old Garage-Mayor Dan Rivera-Budget & Fin. Cmt. – Approved**

At the request of Council President Vasquez, Councilor Abdo presented the report of the Budget & Finance Committee recommending the approval of the appropriation transfer as presented. The motion was seconded by Councilor Reyes and Council Members present voted unanimously [6-0] to approve the Appropriation Transfer [Councilor Laplante and Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 155C/19: Approved**

**Doc. 155D/19: Appropriation Transfer-From: Free Cash [200,000.00] To: Special Project Account-Playground Improvements-Mayor Dan Rivera-Budget & Fin. 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 motion was seconded by Councilor Abdo and Council Members present voted unanimously [7-0] to approve the

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Appropriation Transfer [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 155D/19: Approved**

**IX. COMMITTEE REPORTS:**

**Doc. 355/18: Arlington Street – One Way [30 minutes from 3pm to 3:30pm] in front of the Arlington School – Counc. DePeña- Ord. Cmt. - Tabled**

At the request of Council President Vasquez, Councilor Reyes presented a motion to “table” the measure presented. The motion was seconded by Councilor De La Cruz and unanimously [7-0] approved by the Council Members present to “table” the measure [Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 355/18: Tabled**

**Doc. 23/19: Parking – [2] 15 minutes spaces @ 51 Myrtle Street [Carlos Grocery Store] – Counc. Reyes Ord. Cmt.-Pub. Hrg. 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 Councilor Levy and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 23/19: Public Hearing Ordered**

**Doc. 41/19: Handicapped Parking – 32 Knox Street – Counc. DePeña-Ord. Cmt.-Pub. Hrg. 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 Councilor De La Cruz and unanimously approved

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by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 41/19: Public Hearing Ordered**

**Doc. 45/19: Handicapped Parking – 41 East Haverhill Street –Ann Balsamo-  
Ord. Cmt.-Pub. Hrg. 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 Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 45/19: Public Hearing Ordered**

**Doc. 69/19: Parking – 15 minutes space – 14 Lexington St. – [Rear of Mello Supermarket] –  
Counc. Reyes-Ord. Cmt. - Pub. Hrg. 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 Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 69/19: Public Hearing Ordered**

**Doc. 73/19: Handicapped Parking- 27 Woodland Street-Isabel Ramirez-Ord. Cmt.-Pub. Hrg. 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 Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber

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at the time the vote was called and recorded].

**Doc. 73/19: Public Hearing Ordered**

**Doc. 75/19: Two Hour Parking-Osgood Street- (betwn Merrimack Street and Railroad Tracks)-Counc. Laplante-Ord. Cmt.-Pub. Hrg. 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 Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 75/19: Public Hearing Ordered**

**Doc. 81/19: Handicapped Parking-15 Falmouth Street-Roberto Olivo Vidal-Ord. Cmt.-Pub. Hrg. 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 Councilor Levy and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 81/19: Public Hearing Ordered**

**Doc. 103/19: Parking-[2] 15 Minutes Space-181Garden Street-Counc. Reyes-Ord. Cmt.-Pub. Hrg. 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 Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 103/19: Public Hearing Ordered**

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**Doc. 104/19: Handicap Parking-126 Willow Street-Ysabel Gonzalez-Ord. Cmt.-Pub. Hrg. 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 Councilor Levy and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 104/19: Public Hearing Ordered**

**Doc. 105/19: Handicap Parking-15 Bedford Street-Clara Lopez-Ord. Cmt.- Pub. Hrg. 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 Councilor Levy and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 105/19: Public Hearing Ordered**

**Doc. 116/19: Four (4) Way Stop-Intersection of Willow and Alder Streets-Mayor Dan Rivera-Ord. Cmt.-Pub. Hrg. 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 Councilor De La Cruz and unanimously approved by the Council Members present [7-0][Council Vice President Rodriguez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 116/19: Public Hearing Ordered**

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**Doc. 125/19: General Donovan School to be named after Isabel Melendez-Counc. De La Cruz-Ord. Cmt. - Defeated**

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 Councilor De La Cruz.

Upon invitation to provide public comment, Richard Russell 34 Cross Street, Lawrence, MA spoke in opposition to the proposed item.

Upon being granted the floor, Councilor De La Cruz stated the item should not remove the General Donovan School recognition commenting that the amended name of the building is in recognition of Isabel Melendez' contributions to the City of Lawrence.

A discussion ensued among the Council Members regarding the necessity of a Public Hearing concerning the item.

Upon being granted the floor, Councilor Reyes presented a motion to amend her motion to change it to a motion to approve the item stating that a public hearing is not required.

Upon being granted the floor, Councilor Laplante stated that the honor of designating the Franklin Street School in the name of General Donovan is an honor that should not be taken lightly. He stated that he is not in favor of changing the name of the School and suggested that Isabel Melendez should be recognized for her contributions to the City of Lawrence in some form such as naming a public way or other public location that is not already designated.

Upon being granted the floor, Councilor De La Cruz discussed the many achievements and accomplishments of Isabel Melendez.

Upon being granted the floor, Councilor Abdoo stated it is difficult to vote against honoring Isabel Melendez and commented that he finds it difficult to alter the honor to General Donovan by dedicating the name of the Franklin Street School in his name as a War Veteran which friends and family members of General Donovan probably expected would be a memorial that would remain in perpetuity. He stated that altering the dedication



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changes the memorial and memory of General Donovan. He stated that although he does not oppose honoring Isabel Melendez in some manner but changing the honor bestowed to General Donovan should not be altered.

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 and defeated the motion as follows: Yes-2; No-2;

Abstain-2; Absent-3

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

**Doc. 125/19: Defeated**

**Doc. 138/19: Transient Vendor License-85 Lawrence St.-Jose Ramon Hernandez-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, seconded by Councilor Levy and unanimously approved by the Council Members present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 138/19: Approved**

**Doc. 139/19: Transient Vendor License-154 Margin St.-Antonio Javier-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, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time

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the vote was called and recorded].

**Doc. 139/19: Approved**

**Doc. 144/19: Conflict of Interest Disclosure by City Employee-Felix Josue Garcia-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, seconded by Councilor De La Cruz and unanimously approved by the Council Members present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 144/19: Approved**

**Doc. 147/19: Request to use Campagnone Common for Religious Services-Iglesia Casa del Alfaro [06/28/2019]-Mille and Ivan Villot-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, seconded by Councilor Levy and unanimously approved by the Council Members present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 147/19: Approved**

**Doc. 149B/19: Voting Machine Use and Discontinued Use–G.L. c. 54, sec. 34-Order of City Council to use new voting machines at municipal preliminary 2019 and/or such other election thereafter – William J. Maloney, City Clerk-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 Levy.

A discussion ensued between the City Clerk and some Councilors about the item.

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Upon being recognized, Councilor Levy moved to “table” the item. The motion was seconded by Councilor Reyes and unanimously [6-0] approved by Council Members present [Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 149B/19: Tabled**

**Doc. 149C/19: Voting Machine Use and Discontinued Use–G.L. c. 54, sec. 34-Vote of City Council to discontinue use of currently used voting machine in Municipal Preliminary 2019 and/or any election thereafter -William J. Maloney, City Clerk-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 [6-0] approved by Council Members present [Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 149C/19: Tabled**

**Doc. 151/19: Ice Cream Truck Vendor License-53 Steven Ave.- Ricardo Sequinot-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, seconded by Councilor Levy and unanimously approved by the Council Members present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 151/19: Approved**

**Doc. 157/19: Transient Vendor License-315 High Street 1<sup>st</sup> Floor-Angel Bisono-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, seconded by Councilor Levy and unanimously approved by the Council Members present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time

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the vote was called and recorded].

**Doc. 157/19: Approved**

X. WITHDRAWALS: - None

**XI. OLD BUSINESS:** - None

Upon being recognized, Councilor Reyes commented on dedications while alive.

**XII. TABLED MATTERS:**

**Doc. 337/15: E-Commerce Exchange Zone – Ordinance – For: Resolution - Counc. Vasquez – Ord. Cmt. – Withdrawn**

Councilor Reyes presented a motion to remove the item from the table and withdraw the item from the Council Agenda which was seconded by Councilor Abdo and unanimously approved by the Council Members present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 337/15: Withdrawn**

**Doc. 175/14: Security regulations at nightclubs – Counc. Laplante – Ord. Cmt. [T][09-05-18] – Withdrawn**

Councilor Laplante presented a motion to remove the item from the table and withdraw the item from the Council Agenda which was seconded by Councilor Reyes and unanimously approved by the Council Members present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 175/14: Withdrawn**

**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 – Withdrawn**

Councilor Laplante presented a motion to remove the item from the table and withdraw the item from the Council Agenda which was seconded by Councilor Abdo and unanimously approved by the Council Members

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present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 190/18: Withdrawn**

**Doc. 224/13: Lawrence Historical Commission-Temp. Public Art Ord. & Art/Mural Regulations-Jonas Stundza, Chairman-Pub. Hrg.[cont.] - Withdrawn**

Councilor Reyes presented a motion to remove the item from the table and withdraw the item from the Council Agenda which was seconded by Councilor Abdoo and unanimously approved by the Council Members present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 224/13: Withdrawn**

**Doc. 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 – Correspondence/retabled**

Councilor Reyes presented a motion to remove the item from the table send correspondence to the Water Department and re-table the item. The motion was seconded by Councilor De La Cruz and Council Members present voted by roll call vote to approve the motion as follows: Yes-5; Abstain-1; Absent-3

Council Vice President Jeovanny Rodriguez - Absent

Councilor Brian DePena - Absent

Councilor Maria De La Cruz - Yes

Councilor Pavel Payano - Absent

Councilor David Abdoo - Yes

Councilor Marc Laplante – Abstain

Councilor Anna Levy - Yes

Councilor Estela Reyes – Yes

Council President Kendrys Vasquez – Yes

**Doc. 162/17: Correspondence/Retabled**

**Doc. 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 – Withdrawn**

Councilor Laplante presented a motion to remove the item from the table and withdraw the item from the Council Agenda which was seconded by Councilor Reyes and unanimously approved by the Council Members

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present [6-0][Council Vice President Rodriguez and Councilor Payano being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 308/17: Withdrawn**

**Doc. 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. –Item remains tabled**

Councilor Reyes presented a motion to remove the item from the table and withdraw the item from the Council Agenda. Motion dies for lack of a second.

**Doc. 342/17: Item remains tabled**

**Doc. 341A/16: Removal of Breda Daou from Office of Assessor – Mayor Dan Rivera – Pers. Cmt. – Withdrawn**

Councilor Reyes presented a motion to remove the item from the table and withdraw the item from the Council Agenda which was seconded by Councilor De La Cruz and Council Members present voted by roll call vote to remove the item from the Council Agenda as follows: Yes-5; No-1; Absent-3

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

**Doc. 341A/16: 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–Counc. Laplante–Ord. Cmt.
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.
314/14	12-14 Eutaw Street – Request to Rescind Disposition-Laiza St. Onge [03-05-19][T]

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- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt
- 125/17 Establishing maximum motor vehicle speed city wide to 25mph–Request to Amend Chapter 10.26 – Council Pres. Vasquez & Council. 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–Council. Vice Pres. Laplante–Public Hrg Pending–Traffic Study 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– Council. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Council. Abdo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Council. De La Cruz – Ord. Cmt
- 42/18 Disposition-7 Showell Ct-M-184, L-36 [T][04-02-19]
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Council. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Council. 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 & Council. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Poll Accessibity Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 189/18 A&M Auto Body, Inc. – 341 South Broadway –Zoning Amendment [Executive Session Anticipated][T][01-29-19]
- 208/18 Handicapped Parking – 69 Greenwood Street – Council. DePeña – Ord. Cmt. & Public Hearing to be Ordered
- 214/18 Board of Health Ordinance Amendment–Council. Payano–Public Hearing Closed [8-21-18]
- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Council. Payano – Public Hearing
- 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 - Councils. Abdo 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 – Council. Payano and Council Vice Pres. Rodriguez [T][12-4-18]
- 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 [03-05-19][T]
- 384/18 Resident Prkng 46-48 Kent Street–B. Roberge-PH-OpClsd-M to Aprv Pending [T][04-02-19]
- 388/18 Resolution - In honor of Patricia Karl – Council. Payano – Ord. Cmt.
- 389/18 Department Heads Quarterly Report-Council. Payano & Council Vice Pres. Rodriguez–Committee of the Whole [02-05-19][T]
- 53/19 American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director-Pers. Cmt. [03-05-19][T]
- 109/19 MA State Delegation Addresses to the Lawrence City Council [T][4-2-19]
- 142/19 Columbia Gas Update-Mark Kempic, Columbia Gas President/COO-Council. Pres. Vasquez [T][05-07-19]

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150/19 Gas Recovery-Small Business Marketing Campaign- Planning & Development Ofc- June Black, Business & Economic Development Director [T][05-07-19]

**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:

- 159/19 Ice Cream Truck Vendor License-53 Stevens Ave.-Jennifer Alvarado – Ref. to Ord. Cmt.
- 160/19 Ice Cream Truck Vendor License-76 Newbury Street-Francisco A. Valdez – Ref. to Ord. Cmt.
- 161/19 4-Way Stop at the Intersection of Bailey and Abbott Streets-Counc. Laplante – Ref. to Ord. Cmt.
- 162/19 Allowing commercial vehicles to park on S. Union St. (east side), between Salem and Market St. between the hours of 7am-6pm, Monday through Saturday-Counc. Laplante –Ref. to Ord. Cmt.
- 163/19 Puerto Rican Pride Parade and Festival-Campagnone Common-07/21/19-Movimiento Puertorriqueño Para Desarrollo Inc. – Ref. to Ord. Cmt.
- 164/19 Transient Vendor License-91 Cambridge Street-Fernando Santiago- Ref. to Ord. Cmt.
- 165/19 Handicap Parking-74 Weare Street-James Delcheccolo – Ref. to Ord. Cmt.
- 166/19 Recreation Dept.-Order Authorizing the Expenditure of a Gift [6,148.00] 2019 Summer Program Transportation-Dean & Flynn Inc.-Nelson Ortiz, Acting Director – Ref. to Ord. Cmt.
- 167/19 Handicap Parking-1-17 Thornton Avenue-Request to DELETE, Attorney William H. DiAdamo – Ref. to Ord. Cmt.
- 168/19 Ice Cream Truck Vendor License-46 Rollins Street-Edwin Rodriguez, Jr. – Ref. to Ord. Cmt.
- 169/19 Ice Cream Truck Vendor License-46 Rollins Street-Melissa Sequinot – Ref. to Ord. Cmt.
- 171/19 Annual Neighborhood Block Party-at Corner of Essex and Nesmith Streets [6/22/19][12-5pm]-Maggie Superchurch – Ref. to Ord. Cmt.
- 172/19 Order Authorizing the Expenditure of Grant Funds-Greater Lawrence Relief Fund (Code Red) [30,000.00]-Brian F. Moriarty, Fire Chief – Ref. to Budget & Finance. Cmt.
- 174/19 Request to Authorize Expenditure of Grant Funds-New England Regional Council of Carpenters [10,000.00] Director Martha Velez, The Center - Ref. to Budget & Finance Cmt.
- 175/19 Request to Authorize the Expenditure of Grant Funds-University of Mass Lowell [10,000.00]- Director Martha Velez, The Center – Ref. to Budget & Finance Cmt.
- 176/19 Request to Authorize the Expenditure of Grant Funds-Groundwork Lawrence-Age Friendly Tufts- [111,336.00]- Director Martha Velez, The Center – Ref. to Budget & Finance Cmt.
- 177/19 Handicap Parking-170 High Street-Aisha Nakazibwe – Ref. to Ord. Cmt.
- 178/19 Huse Street-Petition to Amend Director of One Way Street-[from northerly to southerly]-Huse Street-Milagros Puello, City Engineer – Ref. to Ord. Cmt.
- 179/19 Petition to Relocate Existing Handicap Parking Space-Bennington St-Milagros Puello, City Engineer – Ref. to Ord. Cmt.

**XIV. ADJOURNMENT:**

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



[Tuesday, May 21, 2019]

**ADJOURNED**  
**(09:55p.m.)**

Attest:

William J. Maloney  
City Clerk

**Session Minutes of May 21, 2019: approved 06-18-19**

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

**DATE: Tuesday June 4, 2019**

A **REGULAR MEETING** of the City Council was held on **Tuesday, June 4, 2019** 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] – Absent;  
 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] – Absent at roll call [arrived at 7:12 pm];  
 Council Vice President Jeovanny Rodriguez [District D Councilor] – Present;  
 Council President Kendrys Vasquez [District C Councilor] – Present;

Councilor DePena arrived at the meeting at 7:12 p.m.

**Other attendance matters:**

Approximately Fifty-seven [57] 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 7, 2019 were submitted by the City Clerk for consideration and approval by the City Council Members.

Upon the motion of Council Vice President Rodriguez to approve the minutes as presented duly seconded by Councilor Levy, the Council Members present voted unanimously [6-0] to approve the minutes [Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

[Tuesday, June 4, 2019]

**II. NEW BUSINESS:**

**Doc. 190/19: Rail Vision Presentation by Alexandra Markiewicz, MassDot-  
Mayor Dan Rivera – Presented**

Councilor Payano presented a motion to take document 190/19 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 [6-0][Councilor DePena being absent from the Council Chamber at the time the vote was called and recorded].

Alexandra Markiewicz from MassDot addressed the Council Members and gave a presentation on the Rail Vision.

**[7:12 p.m. Councilor DePena arrived]**

Upon being granted the floor, Councilor Payano inquired about the times of rail departure and expected schedule. He asked about the cost and available services. He stated the proposed increase in service will benefit Lawrence area residents.

Council President Vasquez thanked Alexandra Markiewicz for the presentation.

**Doc. 190/19: Presented**

**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 stated that Mayor Rivera should show his support and gratitude for public safety personnel and the members of the Lawrence Police Department, Lawrence Fire Department stating that they should be honored for their bravery and sacrifice during the Columbia Gas disaster on September 13, 2018. He praised the work of the Public Works staff, Lawrence Public School Teachers, its Union and Union representative Frank McLaughlin. He praised new Superintendent Cynthia Paris for her work with the Lawrence Public Schools and Lawrence Police Chief Roy Vasque. He stated that the Eagle Tribune is a purveyor

[Tuesday, June 4, 2019]

of “fake news” for taking the position that Officer Vieira is guilty of crimes alleged to have committed while a Lawrence Police Officer attempting to remove the presumption of innocence that all are guaranteed by law. He stated that Massachusetts Attorney General Maura Healy should take action against Colombia Gas.

Jeanne Ryder, 2 Museum Square, Lawrence, MA spoke in support of the Document 180/19 and urged the Council Members to approve the loan order to provide for the necessary repair to the Museum Square Parking Garage.

Richard Russell, 34 Cross Street, Lawrence, MA spoke about a new position being considered [could not hear]. He asked is T.I.F. monies being spent for the benefit of non-profit organizations in the City. He spoke about the failure of Mayor Rivera to sign contract for new voting machines. He suggested the City take over the Parking Garage at 2 Museum Square and condemn it. He suggested elected officials should show up for area events in the City of Lawrence.

Jaime Melendez, Director of Veteran’s Services 155 Haverhill Street, Lawrence, MA invited the public to a re-dedication of a square to Lawrence Military on June 8, 2019 [could not hear which square].

Ana Levy, 167 Prospect Street, Lawrence, MA [City Councilor-at-Large] spoke about the apathy of voters and commented that voters deserve new voting machines but Mayor Rivera has stalled signing the contract to purchase. She urged Mayor Rivera to sign the contract for the purchase of new voting machines for the benefit of the public.

Councilor DePena [City Councilor-at-Large], stated he agrees with Councilor Levy and urged Mayor Rivera to sign the contract to purchase new voting machines and keep the issue non-political.

Jeovanny Rodriguez, 37 Gale Street, Lawrence, MA [City Councilor District D and Council Vice President] spoke in support of the new voting machines stating that the voting machines being used are breaking down because they are 28 year old.

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Pavel Payano, 596 Haverhill Street, Lawrence, MA [City Councilor-at-Large] spoke in support of purchasing new voting machines stating that the City Council has approved the item and Mayor Rivera should approve the purchase as soon as possible.

Mayor Daniel Rivera, 1 Thomas Road, Lawrence, MA requested that the City Council Members consider taking Document 180/19 out of order to take up the matter pertaining to the loan order for the repair to Museum Square Parking Garage.

#### **IV. OLD BUSINESS:**

**Doc. 170/19: Resolutions to honor academic achievers from Lawrence High School, Notre Dame Cristo Rey High School, Greater Lawrence Technical School, Central Catholic High School, and Northern Essex Community College-Counc. Laplante-Ord.-Tabled**

Councilor Laplante presented a motion to take document 170/19 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].

Councilor Laplante along with Michael Fiato, Lawrence High School Principal, assisted Councilor Laplante introducing and presenting the Resolutions to recipients Dalvyn Velez, Kelvin Sanchez, Johnny Thai, Elvianna De Jesus, Chabeli Garcia. The recipients each addressed the City Council and thanked the City Council Members for the honor and recognition.

Councilor Laplante along with Principal of the Notre Dame School also presented a Resolution to Jennifer Santana of the Notre Dame School in Lawrence who earned a 4.5 Grade Point Average. Ms. Santana addressed the City Council and thanked them for the honor and recognition introducing her Family Members.

Upon conclusion of the presentments, Council Vice President Rodriguez moved to “table” the item, which was seconded by Councilor Payano and unanimously [6-0] approved by Council Members present.

[Councilor Laplante being absent from the Council Chamber at the time the vote was called and recorded].

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**Doc. 170/19: Tabled**

**V. PUBLIC HEARINGS:**

**Doc. 229/18: City Nurse Job Position–Counc. Payano – Ord. Cmt-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 Payano presented a motion to approve the measure as presented, as seconded by Council Vice President Rodriguez.

Upon being granted the floor, Councilor Payano addressed the City Council and invited Personnel Director Frank Bonet who discussed the legislative history of the proposed measure. He suggested the position be approved as an “employee contract position” to be directly negotiated with the Mayor.

Councilor Payano amended his motion to approve the petition for a Public Health Nurse as a contract position. The motion was seconded by Council Vice President Rodriguez.

Upon continuing, Councilor Payano discussed the ability of the nurse currently serving in the position to continue in that position. Director Bonet stated that final terms would have to be negotiated by the individual with the Mayor.

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 as amended presented by Councilor Payano, as seconded by Council Vice President Rodriguez, the Council Members present voted unanimously [7-0] to approve the measure.

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**Doc. 229/18: Approved**

**Doc. 180/19: Museum Square Parking Garage Repairs-Bond Authorization [4,000,000.00]-Mayor Daniel Rivera and Council Pres. Kendrys Vasquez-Ord. Cmt.-Pub. Hrg. Held – Charter Objection**

Upon being recognized, Councilor Laplante presented a motion to take document 180/19 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].

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.

Jackie Marmol, 2 Museum Square, Lawrence, MA urged the City Council to approve the proposed loan order stating that the item is a public safety measure.

Linda Howe, 2 Museum Square, Lawrence, MA discussed the current contract regarding the Museum Square Parking Garage and its current ownership. She stated the residents of Museum Square need the use of a parking garage to access their homes.

Joan Finnichiaro, 2 Museum Square, Lawrence, MA spoke in support of the proposed loan order.

Mayor Rivera spoke in support of the proposed loan order stating that the City of Lawrence owns the lot stating that specific lots in the garage continue to be owned by the City of Lawrence.

Arroyo Rivera, 2 Museum Square, Lawrence, MA spoke in support of the proposed loan order. He stated the tenants do not use the parking spaces during the day and those spaces are leased to generate revenue for the benefit of the City of Lawrence.

Ms. Tang, 2 Museum Square, Lawrence, MA stated she works from 11:00 am to 10:00 p.m. and does not feel safe parking at the satellite locations that are being suggested for use during the time the parking garage is not in service. She urged the City Council to approve the proposed loan order.

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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 Laplante presented a motion to approve the bond authorization.

Council President relinquished the gavel to Council Vice President Rodriguez and seconded the motion to approve the item as presented.

Upon being granted the floor, Councilor Laplante invited Public Works Director Carlos Jaquez to address the City Council who presented Wayne [last name inaudible] an engineer hired by the City who spoke about the necessity or repairs and estimated cost of repair.

Upon being granted the floor, Councilor Payano posed questions to the engineer and Director Jaquez about the proposed repairs.

Upon being recognized, Mayor Rivera stated that the information provided was generated in a very short period of time due to the emergency circumstances and it may have to be amended as more is learned about the damages.

Upon continuing, Councilor Payano stated that there is a significant difference between of 2.7 million dollars and the proposed loan order requesting 4 million dollars be allowed to fund the repair project.

Upon being recognized, Director Jaquez explained that the 4 million amount is only an estimate and may be adjusted to reflect actual repairs.

Upon being recognized, Councilor Payano suggested that is important that the estimated amount be more accurate because the funds are being secured by a loan. Councilor Payano asked if any of the funds could be drawn from available "free cash". In response, Mayor Rivera stated that free cash cannot be used in this instance and discussed funding of capital improvements generally through the bond process.



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Upon being granted the floor, Councilor De La Cruz inquired about the responsibility of the Museum Square owners to provide for repairs. In response, Mayor Rivera explained the City owns the garage and has provided easements to many of the parking spaces “in perpetuity”.

Upon being granted the floor, Councilor Laplante stated the residents of 2 Museum Square are pawns as a result of the damages to the garage. He urged the City Council to meet its obligation to repair the garage by approving the loan order as presented.

Upon being granted the floor, Council President Vasquez stated he relinquished his position as “Chair of the City Council” for this item due to the emergency nature of the item and urged the Council Members to approve the item presented.

Upon being granted the floor, Councilor DePena agreed that the repairs to the Museum Square Parking Garage is an emergency item and should be addressed accordingly. He stated the contract the City has with the owners of the property needs to be revised.

Upon being granted the floor, Councilor Levy inquired about the parking spaces which Director Jacques and Mayor Rivera stated was about 412, 276 subject to easement and 387 being useable out of the 412 spaces. Councilor Levy continued to inquire if the City has made any effort to negotiate the existing contract and needed repairs with the current owners of 2 Museum Square.

Upon being granted the floor, Councilor Payano stated that the issue presented has presents concerns about the existing agreement which there is insufficient information to make a reasonable decision on the item on this item.

Upon being granted the floor, Councilor DePena commented that the City must take action on this issue suggesting that the rents being paid by the tenants is not intercepted to be used to make the repairs.

Upon being recognized, Mayor Rivera agreed to revisit and renegotiate the agreement with Museum Square owners as a condition of approval.

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Upon being recognized, Councilor DePena repeated that rent monies collected should be used to pay for repairs and paid to the City.

Upon being granted the floor, Councilor De La Cruz stated the issue is whether the City will support the residents of 2 Museum Square and by approving the proposed loan order.

Upon taking the floor, Council Vice President Rodriguez informed the Council Members and all concerned that the building at 2 Museum Square is currently owned by Jackson Street Associates of Tremont Street, Boston, MA.

Upon being recognized, Mayor Rivera stated that if the loan is approved it will be paid through the debt service which will not result in an increase the proposed FY'2020 Budget which is pending approval.

Council Vice President Rodriguez stated that tax increases of 2% and 2.5% providing dollar amounts associated with tax revenue from 2020 – 2021.

Upon being granted the floor, Council President Vasquez presented a motion to “table” the matter. The motion was seconded by Councilor Levy and Council Members present defeated the motion by roll call vote as follows: Yes-4; No-3; Absent-2

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

Council President Vasquez then entered a Charter Objection pursuant to City Charter Sec. 3.8(c) suspending all further proceedings regarding this item and requiring the item be placed on the next agenda at the next session of the Lawrence City Council.

**Doc. 180/19: Motion to Approve/Table-Failed/Charter Objection**

**Doc. 23/19: Parking – [2] 15 minutes spaces @ 51 Myrtle Street [Carlos Grocery Store] –  
 Counc. Reyes-Ord. Cmt.-Pub. Hrg. – Approved**

[Tuesday, June 4, 2019]

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 Payano, as seconded by Councilor DePena, the Council Members present voted unanimously [5-0] to approve the measure [Councilor Levy and Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 23/19: Approved**

**Doc. 41/19: Handicapped Parking – 32 Knox Street – Counc. DePeña- Ord. Cmt. - Pub. Hrg. – 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 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 De La Cruz, as seconded by Councilor

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DePena, the Council Members present voted unanimously [5-0] to approve the measure [Councilor Levy and Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 41/19: Approved**

**Doc. 45/19: Handicapped Parking – 41 East Haverhill Street –Ann Balsamo-  
Ord. Cmt.-Pub. Hrg. – 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 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 De La Cruz, as seconded by Councilor DePena, the Council Members present voted unanimously [5-0] to approve the measure [Councilor Levy and Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 45/19: Approved**

**VI. COMMITTEE REPORTS:**

**Doc. 166/19: Recreation Dept.-Order Authorizing the Expenditure of a Gift [6,148.00] 2019 Summer Program Transportation-Dean & Flynn Inc.-Nelson Ortiz, Acting Director-  
Budg. & Fin. Cmt. – Approved**

Councilor Laplante presented a motion to take document 166/19 out of the order appearing on the agenda. The motion was seconded by Councilor Payano and unanimously approved by the Council Members present [6-0][Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

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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 Payano and unanimously [6-0] approved by the Council Members present [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 166/19: Approved**

**Doc. 172/19: Order Authorizing the Expenditure of Grant Funds-Greater Lawrence Relief Fund (Code Red) [30,000.00]-Brian F. Moriarty, Fire Chief-Budg. & Fin. 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 DePena and unanimously [6-0] approved by the Council Members present [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 172/19: Approved**

**Doc. 174/19: Request to Authorize Expenditure of Grant Funds-New England Regional Council of Carpenters [10,000.00]-Director Martha Velez, The Center-Budg. & Fin. 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 Payano and unanimously [6-0] approved by the Council Members present [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 174/19: Approved**

**Doc. 175/19: Request to Authorize the Expenditure of Grant Funds-University of Mass Lowell [10,000.00]-Director Martha Velez, The Center-Budg. & Fin. 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

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of a motion to approve the item which was seconded by Councilor Payano and unanimously [6-0] approved by the Council Members present [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 175/19: Approved**

**Doc. 176/19: Request to Authorize the Expenditure of Grant Funds-Groundwork Lawrence-Age Friendly Tufts-[111,336.00] - Director Martha Velez, The Center-Budget. & Fin. 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 Payano and unanimously [6-0] approved by the Council Members present [Council President Vasquez being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 176/19: Approved**

**VII. PUBLIC HEARINGS:**

**Doc. 69/19: Parking – 15 minutes space – 14 Lexington St. – [Rear of Mello Supermarket] – Counc. Reyes-Ord. Cmt.-Pub. Hrg. Held – Tabled**

Upon being granted the floor, Councilor Levy presented a motion to “table” the measure presented. The motion was seconded by Councilor DePena and Council Members present voted unanimously [7-0] to “table” the measure.

**Doc. 69/19: Tabled**

**Doc. 73/19: Handicapped Parking- 27 Woodland Street-Isabel Ramirez-Ord. Cmt.- Pub. Hrg. Held – Approved**

At the request of Council Vice President Rodriguez, Councilor De La Cruz presented the report of the Ordinance Committee recommending the approval of the measure as presented. The report was presented in the form of a motion to approve the measure which was seconded by Councilor DePena and unanimously [7-0] approved by the Council Members present.

**Doc. 73/19: Approved**

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**Doc. 75/19: Two Hour Parking-Osgood Street- (betwn Merrimack Street and Railroad Tracks)-Counc. Laplante-Ord. Cmt.-Pub. Hrg. – held – Approved**

At the request of Council Vice President Rodriguez, Councilor DePena presented the report of the Ordinance Committee recommending the approval of the measure as presented. The report was presented in the form of a motion to approve the measure which was seconded by Councilor Levy and unanimously [7-0] approved by the Council Members present.

**Doc. 75/19: Approved**

**Doc. 81/19: Handicapped Parking-15 Falmouth Street-Roberto Olivo Vidal-Ord. Cmt.- Pub. Hrg. – held – Approved**

At the request of Council Vice President Rodriguez, Councilor DePena presented the report of the Ordinance Committee recommending the approval of the measure as presented. The report was presented in the form of a motion to approve the measure which was seconded by Councilor De La Cruz and unanimously [7-0] approved by the Council Members present.

**Doc. 81/19: Approved**

**Doc. 104/19: Handicap Parking-126 Willow Street-Ysabel Gonzalez-Ord. Cmt.- Pub. Hrg. – held - Approved**

At the request of Council Vice President Rodriguez, Councilor DePena presented the report of the Ordinance Committee recommending the approval of the measure as presented. The report was presented in the form of a motion to approve the measure which was seconded by Councilor Levy and unanimously [6-0] approved by the Council Members present [Councilor De La Cruz being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 104/19: Approved**

**Doc. 105/19: Handicap Parking-15 Bedford Street-Clara Lopez-Ord. Cmt.- Pub. Hrg. Held – Approved**

At the request of Council Vice President Rodriguez, Councilor DePena presented the report of the Ordinance Committee recommending the approval of the measure as presented. The report was presented in the

[Tuesday, June 4, 2019]

form of a motion to approve the measure which was seconded by Councilor Levy and unanimously [6-0] approved by the Council Members present. [Councilor De La Cruz being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 105/19: Approved**

**Doc. 116/19: Four (4) Way Stop-Intersection of Willow and Alder Streets-Mayor Dan Rivera-Ord. Cmt.-Pub. Hrg. Held – Approved**

At the request of Council Vice President Rodriguez, Councilor DePena presented the report of the Ordinance Committee recommending the approval of the measure as presented. The report was presented in the form of a motion to approve the measure which was seconded by Councilor Payano and unanimously [6-0] approved by the Council Members present [Councilor De La Cruz being absent from the Council Chamber at the time the vote was called and recorded].

**Doc. 116/19: Approved**

**[10:47 p.m. - Council Vice President Rodriguez relinquished the Chair Council President Vasquez]**

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

**Doc. 192/19: Proposed Five-Year Financial Forecast and User’s Guide and Assumptions-Sean Cronin, Fiscal Overseer and Mayor Dan Rivera – Tabled**

Upon being granted the floor, Council Vice President Rodriguez presented a motion to “table” the item presented. The motion was seconded by Councilor Levey and unanimously [7-0] approved by Council Members present.

**Doc. 192/19: Tabled**

**IX. APPROPRIATIONS-ORDERS-RESOLUTIONS:**

**Doc.188/19: Appropriation transfer from Free Cash [100,000.00] to Special Project Account-Lawrence Promise Program at Northern Essex Community College-Mayor Dan Rivera – Ref. to Budget & Finance Cmt.**

**Doc. 191/19: Appropriation Transfer SEIU Local 3-Inspector’s Union-Collective Bargaining Agreement-FY19 Funding Water/Sewer Enterprise Fund [55,000]-Frm: Free Cash Resrvs. [01-3590]; To: Inspectors Personal Services [0124xx-5110] (variousaccounts)-Mark Ianello, Finance Director – Ref. to Budget & Finance Cmt.**



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**Doc. 193/19: Appropriation Transfer Year End Transfers between Departmental Accounts-Mark Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

**Doc. 194/19: Appropriation Transfer [3,949,400]-From Free Cash to various Reserve Funds and Snow and Ice Accounts- Mark Ianello, Finance Director –Ref. to Budget & Finance Cmt.**

**Doc. 195/19: Appropriation FY20-PEG Access and Cable Fund Acceptance and Appropriation-Acceptance of G.L. c. 44, Sec. 53F¾ -Mark Ianello, Finance Director –Ref. to Budget & Finance Cmt.**

**Doc. 196/19: Appropriation – FY20-Annual Authorization of Revolving Funds-Bellevue Cemetery; Council on Aging-Recreation and Park Supporting Service-Veteran’s Memorial Stadium-Library Programs-Mark Ianello, Finance Director – Ref. to Budget & Finance Cmt.**

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

**X. WITHDRAWALS: - None**

**XI. OLD BUSINESS:**

**Doc. 40/18: Disposition–23 Doyle Street [Tax Map 184, Lot 161]–Laiza Lizardo St. Onge, Asset Officer – Hous. Cmt. – Ref. to Housing 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. 40/18: Ref. to Hsg. Cmt.**

**Doc. 130/18: Review of Police Cameras to Rules and Regulations of Surveillance Cameras – Council Payano-Ref. to Pub. Safety – Approved**

Upon being recognized, Councilor Payano presented a motion to suspend the Rules of the City Council and declare the item an emergency measure to allow the City Council to immediately discharge the matter from the Public Safety Committee and address the matter. The motion was seconded by Council Vice President Rodriguez and unanimously [7-0] approved by Council Members present.

Upon being granted the floor, Councilor Payano discussed proceedings regarding a review.

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Upon no further inquiry, discussion or comment Councilor Payano presented a motion to approve the item presented. The motion was seconded by Council Vice President Rodriguez and unanimously [7-0] approved by Council Members present.

**Doc. 130/18: Approved**

**XII. TABLED MATTERS:**

**Doc. 142/19: Columbia Gas Update-Mark Kempic, Columbia Gas President/COO-Counc. Pres. Vasquez [T][05-07-19] – Tabled**

Councilor Laplante 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 [7-0].

A brief discussion ensued among the Council Members present.

Upon no further discussion, comment or inquiry Council Vice President Rodriguez moved to “table” the item. The motion was seconded by Councilor DePena and unanimously [7-0] approved by Council Members present.

**Doc. 142/19: Tabled**

**Doc. 149B/19: Voting Machine Use and Discontinued Use–G.L. c. 54, sec. 34-Order of City Council to use new voting machines at municipal preliminary 2019 and/or such other election thereafter -William J. Maloney, City Clerk-Ord. Cmt.[T][5-21-19] - Tabled**

**Doc. 149C/19: Voting Machine Use and Discontinued Use–G.L. c. 54, sec. 34-Vote of City Council to discontinue use of currently used voting machines in Municipal Preliminary 2019 and/or any election thereafter -William J. Maloney, City Clerk-Ord. Cmt. [T][5-21-19] - Tabled**

Councilor Levy presented a motion to remove the items from the table which was seconded by Councilor Payano and unanimously approved by the Council Members present [7-0].

Upon being granted the floor, City Clerk Maloney gave an update on the items presented.

Upon no further discussion comment or inquiry Councilor Levy moved to “table” the items. The motion was seconded by Council Vice President Rodriguez and unanimously [7-0] approved by Council Members present.

**Doc. 149B/19: Tabled**

**Doc. 149C/19: Tabled**

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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–Council. Laplante–Ord. Cmt.
- 133/14 Military/Veteran Recognition–Council. 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.
- 314/14 12-14 Eutaw Street – Request to Rescind Disposition–Laiza St. Onge [03-05-19][T]
- 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 & Council. 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–Council. Vice Pres. Laplante–Public Hrg Pending–Traffic Study 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– Council. Reyes – Ord. Cmt.
- 392/17 Speed Limit–South Broadway [30 MPH]–Council. Abdo [T][2-6-18]
- 11/18 Creation of City Council Standing Subcommittee on Education – Council. De La Cruz – Ord. Cmt
- 42/18 Disposition-7 Showell Ct-M-184, L-36 [T][04-02-19]
- 85B/18 Rental Insurance Policy Requirement for All Rental Units– [Sec. 15.12.065] - Council. Payano – Public Hearing
- 110/18 Haverhill St–One way btwn Prospect and Haverhill Sts–Council. 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 & Council. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Poll Accessibility Citations DOJ– [Executive Session Anticipated][T][08-21-18]
- 189/18 A&M Auto Body, Inc. – 341 South Broadway –Zoning Amendment [Executive Session Anticipated][T][01-29-19]
- 208/18 Handicapped Parking – 69 Greenwood Street – Council. DePeña – Ord. Cmt. & Public Hearing to be Ordered
- 214/18 Board of Health Ordinance Amendment–Council. Payano–Public Hearing Closed [8-21-18]
- 280/18 Stop Sign – 4-way – Alder and Hampshire Streets – Council. Payano – Public Hearing
- 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 - Councils. Abdo 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 – Council. Payano and Council Vice Pres. Rodriguez [T][12-4-18]
- 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 [03-05-19][T]

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- 355/18 Arlington Street – One Way [30 minutes from 3pm to 3:30pm] in front of the Arlington School – Counc. DePeña-Ord. Cmt. [T][05-21-19]
- 384/18 Resident Prkng 46-48 Kent Street–B. Roberge-PH-OpClsd-M to Aprv Pending [T][04-02-19]
- 388/18 Resolution - In honor of Patricia Karl – Counc. Payano – Ord. Cmt.
- 389/18 Department Heads Quarterly Report-Counc. Payano & Council Vice Pres. Rodriguez-Committee of the Whole [02-05-19][T]
- 53/19 American Disability Act [ADA] Coordinator – Reclassification – Frank Bonet, Personnel Director-Pers. Cmt. [03-05-19][T]
- 109/19 MA State Delegation Addresses to the Lawrence City Council [T][4-2-19]
- 142/19 Columbia Gas Update-Mark Kempic, Columbia Gas President/COO-Counc. Pres. Vasquez [T][05-07-19]
- 149B/19 Voting Machine Use and Discontinued Use–G.L. c. 54, sec. 34-Order of City Council to use new voting machines at municipal preliminary 2019 and/or such other election thereafter -William J. Maloney, City Clerk-Ord. Cmt.[T][5-21-19]
- 149C/19 Voting Machine Use and Discontinued Use–G.L. c. 54, sec. 34-Vote of City Council **to discontinue use** of currently used voting machines in Municipal Preliminary 2019 and/or any election thereafter -William J. Maloney, City Clerk-Ord. Cmt. [T][5-21-19]
- 150/19 Gas Recovery-Small Business Marketing Campaign- Planning & Development Ofc-June Black, Business & Economic Development Director [T][05-07-19]

### **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:

- 181/19 Cypress Street Potluck Block Party-07/06/19-Analuz Garcia – Ref. to Ord. Cmt.
- 182/19 Our Lady of Perpetual Help Feast-06/23/19-Manchester Street Park-Rev. Jose L. Lopez – Ref. to Ord. Cmt.
- 183/19 Stop Signs-Intersection of Cutler at Emerald and Vandergrift-Counc. Laplante – Ref. to Ord. Cmt.
- 184/19 Handicap Parking-34 Kendal Street-Carolina Hilton – Ref. to Ord. Cmt.
- 185/19 Handicap Parking-311 Howard Street-Frederick & Kyle Whitehead – Ref. to Ord. Cmt.
- 186/19 Handicap Parking-2 Museum Square-Julian Aybar – Ref. to Ord. Cmt.
- 187/19 Thirty Minute Parking [2] spaces -126 South Broadway-Brito Wireless Multiservice-Counc. De Pena – Ref. to Ord. Cmt.
- 189/19 Acceptance of Emergency Preparedness Items-Michael Armano, Inspectional Services Director – Ref. to Budget & Finance
- 197/19 Appointment-Airport Commission- William B. Pedrick-re-appointment-Mayor Dan Rivera – Ref. to Pers. Cmt.
- 198/19 Appointment-Airport Commission- Wender J. Perez-re-appointment-Mayor Dan Rivera – Ref. to Pers. Cmt.
- 199/19 Surplus Declaration-74 Holly Street (Tax Map 192 lot 25)-Laiza Lizardo St. Onge, Asset Officer – Ref. to Housing Cmt.
- 200/19 Establishment of Health and Human Services (including reorganization)-Mayor Dan Rivera – Ref. to Ord. Cmt.

### **XIV. ADJOURNMENT:**

[Tuesday, June 4, 2019]

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

**ADJOURNED**  
**(10:05p.m.)**

Attest:

William J. Maloney  
City Clerk

**Session Minutes of June 4, 2019: Approved 07-18-19**