

MEETING OF THE LAWRENCE CITY COUNCIL

Date & Time: Tuesday, January 21, 2020 at 7:00 p.m. Location: City Council Chambers, City Hall, 200 Common Street, Lawrence, MA

POSTED: 01/16/20 @ 5:00 PM

AGENDA [third draft]:

Roll Call - Moment of Silence -Pledge of Allegiance

Minutes for Council Approval: 12-26-19;

Public Participation

1. Public Hearings:

- 183/19 Stop Signs-Intersection of Cutler and Emerald/Vandergrift-Counc. Laplante-Ord. Cmt.-Pub. Hrg.
224/19 Amend zoning Sec. 29-19 C5-permitted uses "shopping centers" and "car wash" -Counc. DePena- [11-12-19]- Pub. Hrg.
276/19 Handicap Parking-51 Cross Street-Mercedes M. Peralta-Ord. Cmt.-Pub. Hrg.

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

22/20 Museum Square-Litigation Discussion [Executive Session Anticipated]-Counc. Payano

3. Appropriations-Orders-Resolutions

Resolutions:

Appropriations-Orders-Requests-Petitions [New Filings only]:

20/20 Loan Order to Authorize Borrowing [8,000,000.00] for Museum Square Parking Garage-Mayor Dan Rivera

Budget and Finance Committee Reports [Committee Reports only]:

- 392/19 Creation of Columbia Gas Road Paving and Reconstruction Account [31,910,000.00]-Mayor Dan Rivera-Budg. & Fin. Cmt.
393/19 Creation of Columbia Gas Reserve Account [3,821,560.26]-Mayor Dan Rivera-Budg. & Fin. Cmt.
398A/19 Emergency Projects Appropriation [470,000.00]-Mayor Dan Rivera-Budg. & Fin. Cmt.
8/20 Transfer from Free Cash-Arlington Street Parking Lot-Brian Pena, DPW Acting Director-Budg. & Fin. Cmt.
9/20 Appropriation Transfer Free Cash-Arlington Street Parking Lot to DPW-[Special Accounts to be created][75,450.00]- Mayor Dan Rivera-Budg. & Fin. Cmt.
10/20 Emergency Appropriation Transfer-Free Cash-Removal of Underground Fuel Tanks to DPW Special Projects Fund [285,398.95]-Mayor Dan Rivera-Budg. & Fin. Cmt.
11/20 Transfer Free Cash to Capital Improvement Pay-Go Projects-Replacement of Scoreboards at Veteran's Stadium [95,000.00] Mayor Dan Rivera-Budg. & Fin. Cmt.
12/20 Transfer Columbia Gas Reserve Account to Capital Improvement Pay-Go Projects-Vehicle Maintenance [380,000.00] Mayor Dan Rivera-Budg. & Fin. Cmt.
13/20 Transfer Columbia Gas Reserve Account to Capital Improvement Pay-Go Projects-Vehicle Maintenance [105,000.00] Mayor Dan Rivera- Budg. & Fin. Cmt.

4. Committee Reports:

Ordinance Committee Reports:

- 371A/19 Application of New Cingular Wireless to Install Small Cell Facility (dba AT&T)-Pole #84-Near 270 Ames Street- Edward Pare, Esq.-Ord. Cmt.-Pub. Hrg. Ord.
371B/19 Application of New Cingular Wireless to Install Small Cell Facility (dba AT&T)-Pole #16-Near 298 So. Broadway- Edward Pare, Esq.-Ord. Cmt.-Pub. Hrg. Ord.
380/19 Dedication of Council Outer Office in the name of Lillian Michaud [retired City Council Administrator]-Counc. Laplante- Ord. Cmt.-Pub. Hrg. Ord.
388/19 Pawnbroker License Application-Carlos Camacho-Ord. Cmt.
7/20 National Grid & Verizon-Request to locate poles, wires & fixtures-Emmett Street-Dave Johnson, Eng. Dept.- Ord. Cmt. Pub. Hrg. Ord.

Housing Committee Reports:None

Personnel Committee Reports:

- 3/20 Appointment of Vivian Marmol to the Lawrence Redevelopment Authority-Mayor Dan Rivera-Pers. Cmt.
4/20 Appointment of Eddie E. Rosa to the Lawrence Redevelopment Authority-Mayor Dan Rivera-Pers. Cmt.
5/20 Appointment of Dania Amador-Martis to the Lawrence Airport Commission-Mayor Dan Rivera-Pers. Cmt.
6/20 Appointment of Ernest E. Coutermarsh to the Lawrence Airport Commission-Mayor Dan Rivera-Pers. Cmt.

Public Safety Committee Reports:

391/19 Firewatch discussion-Counc. De Pena, Counc. Pres. Vasquez, Counc. Payano, Counc. Levy, Counc. Reyes, Counc. Rodriguez-Pub. Safety Cmt.

Committee of the Whole Reports: None

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**5. Withdrawals:**

- 131/13 Bowdoin/South Bowdoin-WWII GI Home Historical Marker and Historical recognition-Counc. Rivera-Ord. Cmt.
- 199/14 City Charger Change Proposal-Counc. Laplante-Ord. Cmt.
- 306/14 Tenants Protection-Ordinance-Counc. Vasquez-Ord. Cmt.
- 308/14 Hillside Avenue-One Way Traffic-Counc. Vasquez-Ord. Cmt.
- 309/14 Ames Street-One Way Traffic-[from Haverhill Street to Yale Street]-Counc. Vasquez-Ord. Cmt.
- 374/14 Landlord/Tenant-rights-Counc. Almonte-Ord. Cmt.
- 14/15 Taxi License-Authorization to Transfer Medallion-Ord. Sec. 5.48.090-Counc. Pres. Maldonado-Ord. Cmt. [prev appr]
- 15/15 City of Lawrence Towing-fees and procedures-Counc. Pres. Maldonado-Ord. Cmt.
- 37/15 Anti-Graffiti-Ordinance-Counc. Vasquez-Ord. Cmt.
- 38/15 Recycling-Ordinance-Counc. Vasquez and Counc. Pres. Maldonado-Ord. Cmt.
- 66/15 Taxi/Livery Businesses as Tenants in Buildings with Delinquent Property Taxes/Betterments-Pres. Maldonado-Ord. Cmt.
- 314/15 Water and Sewer Dept. Rules and Regulations-Amendments-Brian Pena, Water and Sewer Commissioner-Ord. Cmt.
- 336/15 Livery and Taxi Licenses Process-Counc. Pres Maldonado-Ord. Cmt.
- 9/16 Common Street-Two Way Traffic-Counc. Maldonado-Ord. Cmt.
- 18/16 Parking-Woodland Court-to be added to Alternate Side Parking Ordinance-[Ord. Sec. 10.36.031]-Counc. Almonte-Ord. Cmt.
- 31/16 Taxi/Livery Licenses-Authority to Suspend and/or Revoke License-Councilors Alvarez-Rodriguez- & Maldonado-Ord. Cmt.
- 32/16 Water and Sewer System repairs, construction and improvements-Counc. Alvarez-Rodriguez-Ord. Cmt.
- 40/16 Short Street-One Way Proposed-Counc. Reyes-Ord. Cmt.
- 41/16 Saratoga Street-One Way Proposed-Counc. Reyes-Ord. Cmt.
- 42/16 Union Street-from Mechanic Street to Haverhill Street-One Way Proposed-Counc. Reyes-Ord. Cmt.
- 50/16 Board and Commission Appointments-terms of appointment-Counc. Maldonado-Ord. Cmt.
- 64/16 Parking-Wilmot Street-Alternate Parking-Counc. Reyes-Ord. Cmt.
- 73/16 Special Limit/Traffic review-Haverhill Street-between St. Mary's and Notre Dame School-Counc. Reyes-Ord. Cmt.
- 122/16 No Parking-19 Bennett Street-Counc. Rodriguez-Ord. Cmt.
- 123/16 Speed Limit Review/Enforcement Data/Signage-Counc. Pres. Vasquez-Ord. Cmt.
- 124/16 Parking Restrictions-Ferry Street-Patrick J. Blanchette & Counc. Pres. Vasquez-Ord. Cmt.
- 126/16 Stop Sign-4 way Study-Ferry Street & Ridge Road & Harriman Street-Patrick J. Blanchette & Counc. Pres. Vasquez-Ord. Cmt.
- 135/16 Re-adoption of the Revised Zoning Ordinances of the City of Lawrence and re-adoption of the updated Zoning Map-  
Anne-Marie Nyhan Doherty, Admin. Asst. & Daniel McCarthy, Land Use Planner-Ord. Cmt.
- 144/16 Sick Days for Substitute Teachers-Acceptance of G.L.c. 149, Sec. 148C-Counc. Alvarez-Rodriguez-Ord. Cmt.
- 202/16 Stop Sign-4 Way-Prospect and Knox Streets-Counc. Almonte-Ord. Cmt.
- 212/16 Barber Shops and Beauty Salons-closing times-Counc. Maldonado-Ord. Cmt.
- 222/16 Lawrence and Maple Streets-Review of Traffic conditions and appropriate signage-Counc. Alvarez-Rodriguez-Ord. Cmt.
- 224/16 Home Rule Petition-Charter Section 9.2 [b]re: "Citizen Initiative Measures"-Charles J. Boddy, Jr. City Attorney-Ord. Cmt.
- 234/16 Recall Petition Process-proposed reforms-Counc. Pres. Vasquez & Council Vice Pres. Laplante-Ord. Cmt.
- 236/16 Disclosure by members of the City Council-Counc. Maldonado-Ord. Cmt.
- 241/16 Taxi Fines-Ordinance-Atty. Charles D. Boddy, Jr.-Ord. Cmt.
- 259/16 No parking across 112-118 Beacon Ave. from 8:00am-12:00pm every Wednesday-Counc. Pres. Vasquez-Ord. Cmt.
- 316/16 Buswell Street-Alternate Side Street Parking [sec. 10.36.190]-Counc. Reyes-Ord. Cmt.
- 65/19 Handicapped Parking-102 Bailey Street., Apt. 1-DELETE-Xiomara Blanco-Ord. Cmt.
- 351/19 Handicapped Parking-REMOVAL-41 East Haverhill St.-Ann Balsamo-Ord. Cmt.

**6. Old Business:**

- 308/19 Merrimack Street-4 Temporary Resident Parking Spaces (To expire upon completion of the Riverwalk Parking Garage)-  
Counc. Laplante (ref. to Off. Scanlon 10/15/19)(Ord. Cmt to be discharged)
- 395/19 Ward F, Precint 3-Poll Location Review-William J. Maloney, City Clerk (Ord. Cmt. to be discharged)
- 399/19 Open Meeting Law Complaint-Martha Sybert-recd. 12-18-19 (Executive Session Anticipated)

**7. Tabled Matters [ud: 01-16-20]**

- 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 [ud][11-12-19]
- 311/14 Guilmette & Lawrence High Schools Litigation [Executive Session Anticipated]–Atty. Raquel D. Ruano, Ass't. City Atty.
- 72/16 Residency requirement-City Employees – Home Rule Petition – Review – Council Pres. Vasquez – Ord. Cmt

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**7. Tabled Matters [ud: 01-16-20]-Con't.**

- 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
- 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]
- 121/18 Recycling Program Ordinance–Council. Payano–Ord.[PH Closed][ud][01-07-20]
- 148/18 Lawrence Auxiliary Police – Council Vice Pres. Rodriguez & Council. Payano – Public Safety Cmt.
- 168/18 Americans with Disabilities Act: Pol 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]
- 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]
- 355/18 Arlington Street – One Way [30 minutes from 3pm to 3:30pm] in front of the Arlington School – Council. DePeña–Ord. Cmt. [T] [05-21-19]
- 384/18 Resident Prkng 46-48 Kent Street–B. Roberge–PH–Op–Clsd–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]
- 69/19 Parking–15 minutes space–14 Lexington St.–Mello Supermarket–Council. Reyes–Ord. Cmt. [ph closed] [06-04-19]
- 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 [ud] [11-12-19]
- 162/19 Allowing Commercial Vehicles to park on Union St.[East Side]–Council. Laplante–Ord. Cmt. [T] [09-03-19]
- 170/19 Resolutions- Recognition of Lawrence Academic Achievers–Council. Laplante–[T][06-04-19]
- 192/19 Proposed Five-Year Financial Forecast–Sean Cronin, Fiscal Overseer and Mayor Dan Rivera [T] [06-04-19]
- 218/19 National Grid and Verizon–Request to locate poles, wires and fixtures–John St. and Midland St. [T] [09-03-19]
- 224/19 Amend zoning Sec. 29-19 C5-permitted uses “shopping centers” and “car wash” –Council. DePena [T] [11-12-19]
- 243/19 Request to display and sell produce–127 South Union St–Tropical Mini Market Corp.–Ysidro Polo–Ord. Cmt. [T] [09-03-19]
- 296/19 Museum Square Litigation–Dan Rivera, Mayor [T][09-03-19]
- 332/19 Sound the Alarm Program–American Red Cross–Council. Laplante and Council. Abdo [T] [10-15-19]
- 354/19 Oliver School Building Project–[Executive Session Anticipated]–Cynthia Paris, Superintendent of Schools [T][11-12-19]

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**8. New Business:**

- 15/20 New Livery Company-Ride Plus Transportation, LLC-599 Canal Street-Sgt. Melix Bonilla, LPD
- 16/20 Olive in July-Campagnone Common-07/10/2020 [Rain Date: 07/19/2020-Eulalia Feliz
- 17/20 Handicapped Parking-76 Melvin Street Apt. 14-4-Nilda L. Carrasquillo
- 18/20 Appointment of Eric Lundquist to the Conservation Commission-Mayor Dan Rivera
- 19/20 Appointment of Nelson Butten-Lawrence Public Library Board of Trustees-Mayor Dan Rivera
- 21/20 Handicapped Parking-10 Mason Street-Maria C. Martinez