

MINUTES OF THE MEETING
OF THE LAWRENCE CITY COUNCIL

DATE: Tuesday, December 16, 2008

A **REGULAR MEETING** of the City Council was held on **Tuesday December 16, 2008** at 7: 04 p.m. in the City Council Chamber with all Members present except for Councilor Silva and Councilor Alvarez-Rodriguez.

Approximately Fourteen [14] persons were present.

A Moment of Silence was held.

The Pledge of Allegiance was recited.

I. ACCEPTANCE OF MINUTES:

Council President Blanchette informed the Council Members present that the minutes of City Council Meetings conducted Nov. 5, 2008, Nov. 18, 2008 and Dec. 2, 2008 were submitted by the City Clerk for consideration and acceptance of the City Council Members.

Upon the motion of Councilor Kolofoles to accept the minutes as presented duly seconded by Councilor Moran, the Council Members present voted unanimously [7-0] to accept the minutes presented.

II. PUBLIC PARTICIPATION:

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

Elizabeth DiZazzo, 3 Lexington Avenue, Methuen, MA spoke about her grandfather Americo DiZazzo and the intentions of City Council to dedicate a square in his name.

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Joseph D'Amico, 11 Lorenzo Road, Lawrence, MA asked the Council Members to consider Alex Vega as a potential City Assessor. He wished everyone a Happy New Year and suggested that people make donations to the "Toys for Tots" toy drive.

H. Maali, 53 Chester Street, Lawrence, MA asked the Council Members to review the alternate parking program with particular attention to Chester Street.

Upon no further comments offered by members of the public, Councilor Kolofoles presented a motion to take document #309/2008 out of the order appearing on the agenda. The motion was seconded by Councilor Moran and unanimously approved by the Council Members present [7-0].

III. APPROPRIATIONS-ORDERS-RESOLUTION:

Doc.309/08: Resolution-William "Bill" Quinlan – Counc. Vice Pres. Kolofoles & Counc. Abdo – Presented

Council President Blanchette brought the measure to the attention of the Council Members present and called upon Council Vice President Kolofoles and Councilor Abdo to present the Resolution.

Councilor Kolofoles introduced Mr. Quinlan as the recipient of the Resolution and informed the Council Members present and others of his accomplishments and achievements. The Resolution was read by Council Vice President Kolofoles and Councilor Abdo and presented to Mr. Quinlan who thanked the Council Members for bestowing this honor on him.

Doc.309/08: Presented

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Councilor Kolofoles presented a motion to take document #275/2008 out of the order appearing on the agenda. The motion was seconded by Councilor Twomey and unanimously approved by the Council Members present [7-0].

IV. COMMITTEE REPORTS:

Doc.275/08: Dedication Square – Americo DiZazzo – Ord. Comm. - Approved

At the request of Council President Blanchette, Councilor Kolofoles presented the report from the Ordinance Committee in the form of a motion to award the dedication square at Juniper Street and Basswood Street in honor of Americo DiZazzo. Councilor Kolofoles commented upon the dedicated service Mr. DiZazzo provided to the United States and his continuous interest and participation in Lawrence Municipal government and politics. The motion was seconded by Councilor Moran.

Upon being granted the floor, Councilor Abdoo commented on the multiple bronze stars awarded to Mr. DiZazzo during his service in the military.

Council President Blanchette discussed his prior political relationship with Mr. DiZazzo and recounted events and experiences through their political careers.

Upon no further comment or discussion offered by the Council Members present, Council President Blanchette called upon the Council Members to consider the matter presented. Upon a motion to approve the measure as presented by Councilor Kolofoles, and seconded by Councilor Moran, the Council Members present voted unanimously [7-0] to dedicate a square in honor of Mr. DiZazzo to be located at Juniper Street and Basswood Street.

Doc. 275/08: Approved

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Councilor Kolofoles presented a motion to take document #261/2008 out of the order appearing on the agenda. The motion was seconded by Councilor Gonzalez and unanimously approved by the Council Members present [7-0].

**Doc.261/08: Permission to install a sewer line – 190 Sylvester Street –
Ord. Comm. – Approved**

At the request of Council President Blanchette, Councilor Kolofoles presented the report from the Ordinance Committee in the form of a motion to approve the measure presented. The motion was seconded by Councilor Moran and unanimously [7-0] approved by Council Members present.

Doc. 261/08: Approved

V. PUBLIC HEARINGS:

**Doc.226/08: Parking – Hale Street – intersection of Hale and Devonshire Streets-
hearing held – Approved/30 days Waived**

At the request of Council President Blanchette, 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 Blanchette 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 Blanchette 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 Blanchette closed the discussion portion of the hearing and called upon the

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

A further motion presented by Councilor Kolofoles to waive the 30 days waiting period required by section 3.8(a) of The Lawrence City Charter was duly seconded and unanimously approved by the Council Members Present [7-0].

Doc. 226/08: Approved-30days Waived

**Doc.239/08: Parking – request to change one hour parking limit to a two hour parking limit on Essex Street between Hampshire and Lawrence Streets – hearing held-
Approved**

At the request of Council President Blanchette, 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 Blanchette 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 Blanchette 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 Blanchette 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 Kolofoles, as seconded by Councilor Abdo, the Council Members present voted unanimously [7-0] to approve the measure.

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Councilor Kolofoles presented a further motion to waive the 30 days waiting period required by section 3.8(a) of The Lawrence City Charter was duly seconded and unanimously approved by the Council Members Present [7-0].

Doc. 239/08: Approved-30days Waived

**Doc.230/08: Handicapped Parking – 264 Ames Street – hearing held–
Approved/30 days Waived**

At the request of Council President Blanchette, 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 Blanchette 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 Blanchette 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 Blanchette 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 Kolofoles, as seconded by Councilor Gonzalez, the Council Members present voted unanimously [7-0] to approve the measure.

A further motion presented by Councilor Kolofoles to waive the 30 days waiting period required by section 3.8(a) of The Lawrence City Charter was duly seconded and

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unanimously approved by the Council Members Present [7-0].

Doc. 230/08: Approved-30days Waived

Doc.243/07: Traffic Pattern Design – East Haverhill/Newbury Streets Triangle – request lines and signs, etc. - hearing held- Approved

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

Joseph D'Amico spoke in support of the measure presented.

Upon no further discussion or comment offered by anyone present, Council President Blanchette 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 Blanchette 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 Kolofoles, as seconded by Councilor Twomey, the Council Members present voted unanimously [7-0] to approve the measure.

Doc. 243/07: Approved

VI: COMMUNICATION FROM MAYOR, CITY OFFICIALS & CITY ATTORNEY:

Council President Blanchette called the following four matters to the attention of the Council Members as appearing on the Agenda which were referred as indicated:

281/08 Lawrence Revised Zoning Ordinances – Political Signage Regulations –
Atty. Charles D. Boddy, City Attorney – Ref. to Ord. Cmt.

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- 306/08 Appointment – Lawrence Redevelopment Authority – Mrs. Constance M. Clark –Mayor Sullivan – Ref. to Pers. Cmt.
 307/08 Appointment – Lawrence Historical Commission –Mr.Frank S. Giles –Mayor Sullivan – Ref. to Pers. Cmt.
 308/08 Appointment–Labor Representative Lawrence Housing Authority–Mr. Patrick Driscoll–Mayor Sullivan –Ref. to Pers. Cmt.

VII. COMMITTEE REPORTS:

Doc.227/08: Speed Restrictions – Corbett Road – 20 mph – Ord. Comm. & Public Hearing ordered

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Abdoo and unanimously approved by the Council Members present [7-0].

Doc. 227/08: Public Hearing Ordered

Doc.228/08: Speed Restrictions – Hamlett Street – 20 mph – Ord. Comm. & Public Hearing ordered

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Twomey and unanimously approved by the Council Members present [7-0].

Doc. 228/08: Public Hearing Ordered

Doc.242/08: Essex St.–“Right turn only”–McDonalds Restaurant–Ord. Comm. & Public Hearing ordered

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Moran and

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unanimously approved by the Council Members present [7-0].

Doc. 242/08: Public Hearing Ordered

Doc.252/08: Parking–773-775-777 Essex St.–15 min–3 spaces-Ord. Comm. & Public Hearing ordered

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Abdoo and unanimously approved by the Council Members present [7-0].

Doc. 252/08: Public Hearing Ordered

Doc. 253/08: Handicapped Parking – 189 Crawford St. - Ord. Comm. – Public Hearing ordered

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Abdoo and unanimously approved by the Council Members present [7-0].

Doc. 253/08: Public Hearing Ordered

Doc.257/08: Handicapped Parking – 6 Vermont St. – to be removed – Ord. Comm. - Hearing ordered

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Gonzalez and unanimously approved by the Council Members present [7-0].

Doc. 257/08: Public Hearing Ordered

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**Doc.280/08: Handicapped Parking – 205 Willow St.-to be removed –
Ord. Comm. - Hearing ordered**

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Abdoo and unanimously approved by the Council Members present [7-0].

Doc. 280/08: Public Hearing Ordered

**Doc.260/08: National Grid – permission to locate poles, wires, fixtures on Cross Street–
Ord. Comm. - Public Hearing ordered**

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Twomey and unanimously approved by the Council Members present [7-0].

Doc. 260/08: Public Hearing Ordered

**Doc.270/08: Adoption of MGL Ch. 59, Sec. 5L – Ord. Comm. -
Public Hearing ordered**

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to order a public hearing on the measure presented. The report was presented in the form of a motion, seconded by Councilor Twomey and unanimously approved by the Council Members present [7-0].

Doc. 270/08: Public Hearing Ordered

**Doc. 254/08: Parking – Ferry and Kendall Sts. – “No Parking here to corner” signs-
Ord. Comm. – Approved**

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At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee in the form of a motion to approve the installation of signs ["No Parking Here to Corner"] at locations on Ferry Street and on Kendall Street. The motion was seconded by Councilor Abdo and unanimously [7-0] approved by Council Members present.

Doc. 254/08: Approved

Doc.272/08: Dedication of Sgt. Pierre Raymond – Ord. Comm. – Approved

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee in the form of a motion to approve the installation of a commemorative dedication to Sgt. Pierre Raymond. The motion was seconded by Councilor Moran and unanimously [7-0] approved by Council Members present.

Councilor Twomey explained that the Family of Sgt. Pierre Raymond participated by providing specific details on the construction and installation of the memorial. He stated that the Family requested that the memorial be completed some time in early May of 2009 to allow for as many members of Sgt. Pierre Raymond's Family to be present.

Doc. 272/08: Approved

VIII. WITHDRAWALS:

**Doc.34/08: Boards and Commissions Meeting – to be televised –
Ord. Comm. – Withdrawn**

Council President Blanchette recognized Councilor Kolofoles for the purpose of presenting matters pending before the Ordinance Committee for consideration of withdrawal from the City Council Agenda.

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Upon a motion to withdraw the above item presented by Councilor Kolofoles, as seconded by Councilor Moran, the Council Members present voted unanimously [7-0] to withdraw the item from the City Council Agenda:

Doc.34/08: Withdrawn

IX. OLD BUSINESS: - None

X. TABLED MATTERS:

Councilor Kolofoles presented a motion to remove Doc.14/07 from the table which was seconded by Councilor Abdo and unanimously approved by the Council Members present [7-0].

Doc.14/07: Temporary Appointments–proposed amendments to Sec. 2.04.081 of the Municipal Code – Withdrawn

Councilor Kolofoles moved to withdraw the item from the Council Agenda which was seconded by Councilor Abdo and unanimously approved [7-0] by the Council Members present.

Doc.14/07: Withdrawn

The following items remained “tabled” without further action:

275/07	Marion Avenue – park to be named – Ord. Comm.
6B/08	City Contract Ordinance – Section 3.04.230- Ord. Comm.
146/08	Water Treatment Plant and its affect on the 2009 City Budget
22/08	Personnel Dept. – reorganization
236/08	National Grid– request permission to place underground electric conduits on Green Street Hearing
256/08	Parking – Prospect St/East Haverhill St- - removal of a 20 minute parking sign

XI. NEW BUSINESS:

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

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- 282/08 Taxi Licenses – Renewals – Sgt. Melix Bonilla – Ref. to Ord. Cmt.
- 283/08 National Grid – request permission to locate poles, wires and fixtures on Canal Street – Ref. to Ord. Cmt.
- 284/08 Transient Vendor – Roberto Burgos – 105 Jackson Street – Ref. to Ord.
- 285/08 Surplus Declaration – 85 Bay State Road – (Tax Map #143, Lot 1)- Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 286/08 Surplus Declaration – 17 Beacon St. – (Tax Map #158, Lot 1) – Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 287/08 Surplus Declaration – 449 Broadway – (Tax Map #192, Lot 20)–Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 288/08 Surplus Declaration–453-457 Broadway–(Tax Map #192, Lot 19) –Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 289/08 Surplus Declaration – 50 Crosby St. – (Tax Map #141, Lot 48A)-Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 290/08 Surplus Declaration – 147-149 Essex St.– (Tax Map #106, Lot 53)- Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 291/08 Surplus Declaration–102-104 Exchange St–(Tax Map #171, Lot 51)-Michael R. Sweeney Planning Dept. Director – Ref. to Housing Cmt.
- 292/08 Surplus Declaration – 86-90 Foster St.–(Tax Map #81, Lot 41) –Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 293/08 Surplus Declaration – 13-35 Haverhill St.(Tax Map #88, Lot 96)-Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 294/08 Surplus Declaration – 37 Haverhill St.(Tax Map #88, Lot 94) -Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 295/08 Surplus Declaration – 197-203 Jackson St. (Tax Map #109, Lot 80)-Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 296/08 Surplus Declaration – 49-51A Newbury St. (Tax Map #87, Lot 4) –Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 297/08 Surplus Declaration – 59-59A Newbury St.(Tax Map #87, Lot 53)– Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 298/08 Surplus Declaration – 61 Newbury St.- (Tax Map #87, Lot 52)- Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 299/08 Surplus Declaration – 219-225 Park St.(Tax Map #171, Lot 122)- Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 300/08 Surplus Declaration – 50 Pleasant St.(Tax Map #50, Lot 23) – Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 301/08 Surplus Declaration – Riverside Dr. (Tax Map #225, Lot 92) – Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 302/08 Surplus Declaration – 74 Springfield St. (Tax Map #102, Lot 59A)-Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 303/08 Surplus Declaration -83-85½ Tremont St.(Tax Map #168, Lot 117)- Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 304/08 Surplus Declaration – Water St. Rear of 76 (Tax Map #143, Lot 8)– Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.
- 305/08 Surplus Declaration – Willow St. (Tax Map #171, Lot 40) – Michael R. Sweeney, Planning Dept. Director – Ref. to Housing Cmt.

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XII. ADJOURNMENT:

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

**ADJOURNED
(7:54p.m.)**

Attest:

William J. Maloney
City Clerk