

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

**DATE: Tuesday, May 15, 2007**

A **REGULAR MEETING** of the City Council was held on **Tuesday, May 15, 2007** at 7: 09 p.m. in the City Council Chamber with all Members present except for Councilor Parolisi and Councilor Gonzalez. Council President Blanchette presided over the meeting.

Approximately Thirty-Five [35] 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 Meeting conducted May 1, 2007 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 DiMarca, the Council Members present voted unanimously [7-0] to accept the minutes.

**II. PUBLIC PARTICIPATION:**

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

Scott F. Gleason, Attorney representing Public Works Director Frank McCann, introduced himself to the City Council.

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Jude Charles, 126 Exeter Street, Lawrence, MA informed the public and Council Members that May is Haitian Cultural month and requested that it be formally recognized by the City Council Members.

David Mazzaglia, and employee of the Lawrence Public Works Department, Stated that Frank McCann should be reinstated as Director of the Lawrence Public Works Department.

John Lydon, 9 Monroe Street, Lawrence, MA, discussed the upcoming renewal of the City contract with Verizon Cable Company. He stated that he did not agree with the price structure being proposed by the company or its requirement that the applicants provide proof of age for discounts. He stated that Verizon the agreement requires that Verizon be responsible for broadcasting all public meetings held by any agency or political body in the City Of Lawrence.

Bill Collins, 1 Platt Court, Lawrence, MA , stated that he is in favor of competitive bidding for the cable television contract for the City of Lawrence. He spoke in favor of Paula Shaheen [a Lawrence High School Teacher] who was recently dismissed from her position. He state that he believed she was wrongfully fired from her position at the High School.

Fausto Nunez ,450 Hampshire Street, Lawrence, MA, spoke in favor of re-instating Frank McCann as the Public Works Director. He stated that the City would benefit tremendously if he were reinstated to his position.. He also stated that he supports Lawrence Police Chief John Romero for the work he and members of the Lawrence Police Department perform in the Lawrence Community.

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

#### **Doc.101/07: National Grid and Verizon New England, Inc. – request permission to locate poles, wires and fixtures – Chickering Street – hearing held - tabled**

At the request of Council President Blanchette, the City Clerk read the public hearing notice regarding the above matter 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.

A motion to approve the measure was presented by Councilor Kolofoles and seconded by Councilor DiMarca.

Upon being granted the floor, Councilor Frechette stated that the location of the work to be done is a location near the new Lawrence High School. He expressed concern about the proposed changes to the intersection which he believed require the approval of the City Council.

Upon being recognized, Councilor Kolofoles stated that he agrees with Councilor Frechette but suggested the document presented for approval in this petition is different than the construction work that Councilor Frechette referenced. He then retracted his motion for the approval of the measure and stated that he would amend his motion to "table" the measure and to have a letter sent to request the presence of a representative of the petition and an authorized Lawrence School Department individual with knowledge and information

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regarding the petition presented in order to allow the Council Members with the ability to ask questions about the matter.

Upon no further 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 amended.

Upon consideration, the Council Members voted unanimously [7-0] to “table” the measure.

**Doc. 101 /07: Tabled**

**Doc. 102/07: National Grid and Verizon New England, Inc. – request permission to locate poles, wires and fixtures – Railroad Street – hearing held - approved**

At the request of Council President Blanchette, the City Clerk read the public hearing notice regarding the item 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 public comment offered on the matter, Council President Blanchette closed the public hearing portion of the proceedings and called upon the Council Members present to offer comment or discussion.

Upon being granted the floor, Councilor Alvarez-Rodriguez asked the petitioner to provide detail of the work to be completed. The petitioner’s representative provided the information requested and described the work requested to be authorized.

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Upon no further 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 Alvarez-Rodriguez, as seconded by Councilor Kolofoles, the Council Members present voted unanimously [7-0] to approve the petition as presented.

**Doc. 102/07: Approved**

**Doc. 145/06: Parking Amendments – Common Street Jackson Street to Union Street – 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 public comment offered on the matter, Council President Blanchette closed the public hearing 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 Alvarez-Rodriguez, the Council Members present voted unanimously [7-0] to approve the petition as presented.

**Doc. 145/06: Approved**

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Upon being recognized, Councilor Frechette presented a motion to take document 159/2007 out of the order appearing on the agenda. The motion was seconded by Councilor DiMarca and unanimously approved by the Council Members present [7-0].

**IV: COMMUNICATION FROM MAYOR, CITY OFFICIALS AND CITY ATTORNEY:**

**Doc.159/07: MHT/Lawrence Research Initiative – Presentation - Milagro Grullon-Presented**

Milagro Grullon of Community Development presented the item and informed the Council Members of the results of the Research Initiative.

Upon invitation, a representative of The Greater Lawrence Family Health Services explained the use and necessity of the research project efforts to be implemented.

Upon being granted the floor, Councilor Alvarez-Rodriguez stated that the work of the Greater Lawrence Family Health Programs should be recognized and praised for the work done to solve serious health matter.

Upon being granted the floor, Councilor DiMarca stated that diabetes is a serious health concern of many people and it is important that it be addressed in the community.

Upon conclusion of the presentation, Council President Blanchette thanked Ms. Grullon for her efforts bringing this matter to the attention of the Council Members.

**Doc.159/07: Presented**

Upon being recognized, Councilor Frechette presented a motion to take document 157/2007 out of the order appearing on the agenda. The motion was seconded by Councilor DiMarca and unanimously approved by the Council Members present [7-0].

**Doc. 157/07: Personnel Matters – to be discussed – Mayor Sullivan-Tabled**

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Council President Blanchette requested that Mayor Sullivan or a representative from the Mayor's Office be present to address the present matter. No one from the Mayor's Office appeared at the invitation of Council President Blanchette.

Council President Blanchette continued by reading an e-mail he received from Mayor Sullivan dated May 2, 2007 concerning "Personnel Matters" and his response sent by e-mail as well. Further correspondence from Council President Blanchette to Mayor Sullivan dated May 8, 2007 was also read into the record as well as the Mayor's response of May 9, 2007.

Upon being granted the floor, Councilor Frechette stated he had not received any information from the Administration concerning the status of Public Works Director McCann. He stated that he was disturbed that no information was sent to the City Council and that the Mayor didn't appear this evening to address the matter. He stated that he hoped the issue would be resolved soon if not this evening. Upon conclusion, Councilor Frechette moved to "table" the matter.

Council President Blanchette informed Council that a request to forward further communication to the Mayor regarding this matter appears on the agenda this evening for their consideration.

Upon being recognized, Councilor DiMarca agreed with Councilor Frechette's comments and expressed concern the issues regarding this matter were yet to be resolved. Councilor DiMarca also suggested that Attorney Scott Gleason [who represents Frank McCann privately] is welcomed to provide the Council Members with some insight and information regarding this matter if he wished.

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Upon being granted the floor, Councilor Silva agreed with Councilor Frechette's comments and also expressed concern that Mayor Sullivan was not present. She suggested the matter be sent to the Personnel Committee for further action.

Upon being recognized, Councilor Kolofoles stated that the issue regarding Mr. McCann's status is affecting the water department operations which is posing a staffing problem.

Upon being granted the floor, Councilor Gosselin stated that there is overwhelming support to reinstate Mr. McCann to his prior position as Public Works Director. She suggested that there may be something the Mayor may need to assist him with this matter or possibly other matters. She stated that she believes the issues presented could have been resolved this evening in executive session or through other means.

Upon being granted the floor, Councilor Alvarez-Rodriguez expressed her concern about the impact this matter has on current expenditures and stated that the City Council needs to address the FY 2008 Budget as soon as possible. She also stated that Personnel and the Administration need to consider how the City can continue to operate competently if and when key employees are lost for any reason. The City operations must include a plan for allowing cross-training of staff in key departmental positions.

Council President Blanchette again expressed his concern that the matter remains unaddressed and stated that Mr. McCann should be reinstated.

Upon no further comment, discussion or inquiry by the Council Members present, Council President Blanchette called the motion to the attention of the Council Members.

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A motion presented by Councilor Frechette to “table” the measure was seconded by Councilor Alvarez-Rodriguez and unanimously [7-0] approved by the Council Members present.

**Doc. 157/07: Tabled**

**Doc. 111/07: Department of Public Works – Frank McCann, Director – re-instatement –fourth letter- Council President Blanchette-Letter to Mayor**

Council President Blanchette introduced the item and suggested that based upon the current lack of information and lack of any contact from the Mayor’s Office concerning this matter that another letter outlining the requests of the City Council Members as a body should be sent to Mayor Sullivan.

On motion of Councilor Alvarez-Rodriguez, seconded by Councilor DiMarca, the Council Members present voted unanimously [7-0] to send a 4<sup>th</sup> letter to Mayor Sullivan matters pertaining to requests of the City Council and the employment status of Mr. McCann.

**Doc. 111/07: Letter to Mayor – to be sent**

Council President Blanchette called the following matter to the attention of the Council Members as appearing on the Agenda and referred it as indicated:

**Doc.158/07: Outstanding Invoices – three budget transfers – Mayor Sullivan-Ref to Budget & Finance**

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

**VI. COMMITTEE REPORTS:**

**Doc. 23/07: Parking – 11-13 Newbury Street – 25 spaces – Merrimack Taxi – 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

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report was presented in the form of a motion to order a public hearing, seconded by Councilor Alvarez-Rodriguez and unanimously approved by the Council Members present [7-0].

**Doc. 23/07: Public Hearing Ordered**

**Doc. 34/07: Arlington Street Smart Growth District - Ord. Comm. – Tabled**

At the request of Council President Blanchette, Councilor Kolofoles presented the report from the Ordinance Committed in the form of a motion to send the item to the full Council for further proceedings. The motion was seconded by Councilor Frechette.

Upon a call for discussion Councilor Kolofoles discussed the procedural history of the item. Further discussion ensued among Councilor Kolofoles and other members regarding the procedure of the item. Councilor Kolofoles read a letter from Kathy Felson regarding the impact approval of the measure may have. Councilor Kolofoles emphasized that State approval of the matter has not been confirmed as of yet.

Upon being granted the floor, Councilor Frechette stated that he objects to a letter being unilaterally entered into the record when the document was sent only to one Member of the City Council and without an opportunity of all Council Members to view and consider the information it may contain. He stated that the Chairman of the Ordinance Committee should have provided a copy of the letter being read to all Members of the Ordinance Committee and all City Council Members.

Upon being recognized, Councilor Alvarez-Rodriguez restated the proposed purpose of the petition and asked for more information about the way it may adversely impact residents and business in the area subject to the petition.

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Councilor Kolofoles presented a motion to “table” the measure which was seconded by Councilor Frechette and unanimously [7-0] approved by the Council Members present.

**Doc. 34/07: Tabled**

Councilor DiMarca presented a motion to take document 145/07 out of the order appearing on the agenda. The motion was seconded by Councilor Frechette and unanimously approved by the Council Members present [7-0].

**Doc. 145/07: Appointment – Commissioner of Inspectional Services – Myles Burke – Personnel Committee- Approved**

At the request of Council President Blanchette, Councilor Silva presented the report from the Personnel Committee in the form of a motion to approve the appointment of Myles Burke as Commissioner of Inspectional Services. The motion was seconded by Councilor Kolofoles.

Council President Blanchette opened the matter for discussion by Council Members present. Upon being recognized, Councilor Kolofoles invited Mr. Burke to address the City Council Members and asked he observed any morale problems or difficulties resulting from the term of the prior Inspectional Service Director. Mr. Burke stated that there are often difficulties that typically arise within the department regardless of who may be Director of the Department. He stated that morale is presently “good” and that he expects that his prior association and work in the Department will allow him the ability to work well with the staff. Councilor Kolofoles discussed the inspection times offered by the Building Inspectors and also discussed any suggested personnel changes that would possibly improve service to the

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public in the future. Councilor Kolofoles commented that he has known Mr. Burke and his family for a number of years and indicated that he supports his application for the position.

Upon being granted the floor, Councilor Frechette asked Mr. Burke if there was a system in place that allows for computer input and access to each property in the City of Lawrence and, if not, could a plan be developed for implementation in the near future. Mr. Burke stated that there was not currently a computer program of the dimension suggested but he believed that such a program would be developed and implemented. Councilor Frechette stated that such a program could track any changes occurring to properties in Lawrence over time which could be catalogued and up-dated continuously. In conclusion, Councilor Frechette complimented Mr. Burke for his past frankness and availability to the Council Members in his position as "Chief of Staff". He stated that he has established a good working relationship with the City Council in his prior service and he believed it is expected that this relationship will continue upon his approval as Inspectional Services Director.

Upon being granted the floor, Councilor Alvarez-Rodriguez stated her concern that the application process was not correctly followed. Mr. Burke responded by explaining and discussing the application process that was used in this instance. Councilor Alvarez-Rodriguez also discussed Building Inspector Certification requirements and the time frame which they are required to be achieved. Mr. Burke explained and discussed the certification process for Building Inspectors. Additional and further discussion ensued between Councilor Alvarez-Rodriguez and Mr. Burke concerning the permit granting authority of the Inspectional Services Director and applicable appellate decisions of various boards and

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agencies. Councilor Alvarez-Rodriguez posed questions concerning the basic competency of inspectors who have not yet been certified as building inspectors and the ramifications of employing individuals who do not pass minimum certification requirements. Mr. Burke explained the details of the certification process for inspectors currently employed by the Inspectional Services Department. Councilor Alvarez-Rodriguez also posed questions and discussed improvements that could be implemented to improve customer service during his term. Councilor Alvarez-Rodriguez concluded by stating that she is confident Mr. Burke will improve in the performance of the Inspectional Service Department and public access to the services offered.

Council President Blanchette asked for the indulgence of the Council Members and requested that City Attorney Charles Boddy be allowed to leave the meeting unless any of the Council Members required him to remain. Councilor Silva stated that Attorney Boddy was present at her request and that he had provided the necessary information and that it was no longer necessary to require him to remain if he wished to leave. Attorney Boddy was excused from further attendance.

Upon being granted the floor, Councilor DiMarca pointed out to Mr. Burke the many issues to be addressed through the Office of Inspectional Services including, illegal dumping, illegal apartments, building code requirements as well as other code violations which the department is responsible. He suggested that student interns can be engaged to assist with direct public communications in order to improve dissemination of information to the public to increase understanding of specific actions that may be taken by the Inspectional Services Department. Councilor DiMarca stated that he appreciates Mr. Burke's availability to the

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Council Members while Chief of Staff and that he was sure his availability and frankness would continue as Director of Inspectional Services. At the request of Councilor DiMarca, Mr. Burke discussed the measures he intends to put into place in order to address the specific matters of concern to Councilor DiMarca.

Upon being granted the floor, Councilor Gosselin discussed the requirement to place visible address numbers on houses in the City of Lawrence and other issues related to ownership of a house on Halsey Street. Councilor Gosselin also discussed concerns about “budgeted positions” and “grievances” that persist and may have been inherited from the prior director. Mr. Burke discussed his approach to these matters which he stated he would seek to resolve.

Upon no further comment, discussion or inquiry by the Council Members present, Council President Blanchette called the motion to the attention of the Council Members present and asked for their consideration. The Council Members present voted unanimously [7-0] to approve the appointment of Myles Burke as Commissioner of Inspectional Services.

Mr. Burke thanked the Council Members for their comments and support.

**Doc.145/07: Approved**

**Doc. 89/07: City Contracts Ordinance – approval for over \$50,000 – 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 item presented. The report was presented in the form of a motion, seconded by Councilor Alvarez-Rodriguez, and unanimously approved by the Council Members [7-0].

**Doc. 89/07: Public Hearing Ordered**

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**Doc. 113/07: Hispanic Week – use of Common – Ord. Comm. – Approved**

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to approve the use of the Common June 13-17, 2007 for Hispanic Week. The report was presented in the form of a motion for approval, seconded by Councilor Gosselin, and unanimously approved by the Council Members present [7-0].

**Doc. 113/07: Approved**

**Doc.118/07: Stand and Deliver MCAS on Common Mentoring Program – Ord. Comm. – Approved**

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to approve the measure. The report was presented in the form of a motion to approve and seconded by Councilor Frechette.

Upon being recognized, Councilor Kolofoles read the description of the program to be presented into the record. Council President Blanchette provided additional information concerning the program.

Upon no further comment or discussion offered by the Council Members, Council President Blanchette called the motion for consideration by the Council Members present who voted unanimously [7-0] to approve the measure.

**Doc. 118/07: Approved**

**Doc. 119/07: Iglesia Cristo Misionero – use of Common – parade and religious service – Ord. Comm. – Approved**

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee to approve the measure. The report was presented in the form of a motion to approve the item presented which was seconded by Councilor Alvarez-

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Rodriguez. The Council Members present voted unanimously [7-0] to approve use of Campagnone Common as requested by Iglesia Cristo Misionero.

**Doc. 119/07: Approved**

Upon the motion of Councilor Kolofoles, seconded by Councilor Alvarez-Rodriguez, the following items were unanimously approved by the Council Members present [7-0] to consider them as a block.

**Doc. 121A/07: Second Hand/Pawnbroker Dealer License – Eric Mane – 77 Essex Street  
- Ord. Comm. – Approved**

**Doc. 121B/07: Old Gold License – Eric Mane – 77 Essex Street – Ord. Comm.-  
Approved**

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee for the approve the license requests presented. The report was presented in the form of a motion to approve the request which was seconded by Councilor Alvarez-Rodriguez. The Council Members present voted unanimously [7-0] to approve the petition for a Second Hand/Pawnbroker Dealer License and Old Gold License.

**Doc. 121A/07 Approved**

**Doc. 121B/07: Approved**

**Doc.123/06: Revisiting Residency Requirements - Ordinance Committee – Tabled &  
Letter to Attorney**

At the request of Council President Blanchette, Councilor Kolofoles presented the report of the Ordinance Committee for revisiting the residency requirements. The Ordinance Committee report was an unfavorable recommendation presented to the Council Members. The motion was seconded by Councilor Frechette.

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Upon a call for discussion, Councilor DiMarca stated he supports a residence requirement and explained that many of the higher paying jobs are being awarded to non-residents.

Upon being granted the floor, Councilor Frechette stated that the issue was presented as a ballot question in 2001 and despite the intention to hire City residents, the proposed legislation would not affect many of the City Employees except those employees within City Hall. He stated that nothing has changed since 2001 that would result in any real difference.

Upon being recognized, Councilor Alvarez-Rodriguez informed the Council Members that the ballot question was poorly worded when presented to the voters in 2001. She stated that the format of the question confused voters who thought they were voting in favor of the measure when they were actually voting against the measure. She stated that a well phrased question to the voters should be placed on the ballot for further consideration by the voters.

Councilor Frechette discussed enforcement against people who presently live outside the City with Councilor DiMarca. Councilor DiMarca stated that many of the employees who are subject to the legislation, if approved, would be required to comply. A discussion ensued among the Council Members about the practical manner of implementing such a restriction.

Upon being granted the floor, Councilor Kolofoles commented that he supported the proposed residency requirement before the change of the City Charter and throughout his political career. He recounted the vote of 2001 regarding the measure and suggested that the

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City Attorney be consulted to draft a proposed ordinance that will be more direct and clearer so that the voters can understand it when they appear at the polls to vote on the measure.

Upon being recognized, Councilor DiMarca stated that the approval of the three recent appointments to key administrative positions were from Lawrence.

Upon being granted the floor, Councilor Kolofoles discussed Mayor Menino's approval of Boston Ordinances requiring residency of its employees. A discussion ensued about the presentment of a Home Rule Petition rather than a ballot question.

Council President Blanchette suggested a letter to the City Attorney for a draft question for ballot.

Upon no further discussion or comment, Council President Blanchette called the motion presented with an unfavorable recommendation for approval as reported by the Ordinance Committee. Councilor Blanchette reminded that a "Yes" vote would be a vote to approve the unfavorable recommendation of the Ordinance Committee and would result in a "defeat" of the measure while a "No" vote would be a vote to "against" the unfavorable recommendation and permit further action on the measure as the Council Members may determine. Upon vote of the Council Members present, the measure to approve the unfavorable recommendation was defeated as follows: 1-YES; 6-NO;

2-ABSENT:

Councilor Marie Gosselin – No  
Councilor Jorge Gonzalez - Absent  
Councilor Joseph Parolisi - Absent  
Councilor Nunzio DiMarca - No  
Councilor Nicholas Kolofoles - No  
Councilor Nilka Alvarez-Rodriguez - No

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Councilor Grisel Silva - No  
 Council Vice Pres. Gil Frechette - Yes  
 Council Pres. Patrick Blanchette - No

After the vote taken, Councilor Alvarez-Rodriguez presented a motion to send a letter to the City Attorney requesting a draft a proposed amendment to the City Charter that would appear as ballot question to be presented to voters concerning approval or disapproval of a residency requirement. The motion was seconded by Councilor Kolofoles and approved by vote of the Council Member as follows: 6-Yes; 1-No;

2-Absent

Councilor Frechette – No  
 Councilor Silva - Yes  
 Councilor Alvarez-Rodriguez - Yes  
 Councilor Kolofoles - Yes  
 Councilor DiMarca - Yes  
 Councilor Parolisi – Absent  
 Councilor Gonzalez - Absent  
 Councilor Gosselin - Yes  
 Councilor Blanchette – Yes

**Doc.123/06: Letter to be sent to City Attorney**

**Doc. 117/07: Police Dept. – panel to probe possibility of Citizen Review Board – Public Safety Comm. - Ref to Ordinance**

At the request of Council President Blanchette, Councilor Gosselin presented the report of the Public Safety Committee. Councilor DiMarca presented a motion to approve the recommendation of the Public Safety Committee which was seconded by Councilor Gosselin.

A discussion ensued among the Council Members concerning the proper procedure to be followed.

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Upon being granted the floor, Councilor Kolofoles asked for a copy of the executive session minutes of the Public Safety Committee meeting held concerning the report presented.

Upon being recognized, Councilor DiMarca stated that he supports the establishment of a citizen's review board.

Upon being granted the floor, Councilor Alvarez-Rodriguez stated she also supports establishing a citizen review board. She also presented information that was previously supplied to the Public Safety Committee by a representative of the American Civil Liberties Union [hereinafter referenced as A.C.L.U.]. She stated that she would make the information available to the Council Members at their request.

Upon being recognized, Councilor DiMarca amended his motion to approve the recommendation of the Public Safety Committee to allow the matter to be referred to the Ordinance Committee for further proceedings.

Upon no further comment, discussion, or inquiry by the Council Members present, Council President Blanchette called the amended motion to the attention of the Council Members who voted unanimously [6-0] to refer the matter to the Ordinance Committee. [The City Clerk noted that Councilor Silva was recorded as "absent" from the Chamber at the call of the vote].

**Doc. 117/07: Ref. to Ord. Cmt.**

Upon the motion of Councilor Alvarez-Rodriguez, seconded by Councilor Kolofoles, the following items were unanimously accepted "in block form" by unanimous vote of the Council Members present [7-0].

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Upon the motion of Councilor Alvarez-Rodriguez, as seconded by Councilor Kolofoles, the following items were declared surplus by unanimous vote of the Council

Members present [7-0]:

125/07	Surplus Declaration – 89-95 Alder Street – Hous. Comm.-Declared Surplus
126/07	Surplus Declaration – 7-21 Archer Street – Hous. Comm. - Declared Surplus
127/07	Surplus Declaration – 80-82 Cross Street - Hous. Comm. – Declared Surplus
128/07	Surplus Declaration – 50-56 Eutaw Street – Hous. Comm. - Declared Surplus
129/07	Surplus Declaration – 10-18 Florence Place – Hous. Comm.-Declared Surplus
130/07	Surplus Declaration – 19-21 Florence Street – Hous. Comm.-Declared Surplus
131/07	Surplus Declaration – 23-25 Florence Street – Hous. Comm. - Declared Surplus
132/07	Surplus Declaration – 40-42 Fulton Street – Hous. Comm. – Declared Surplus
133/07	Surplus Declaration – 23-27 Hall Street – Hous. Comm. – Declared Surplus
134/07	Surplus Declaration – 5 McFarlin Court – Hous. Comm. – Declared Surplus
135/07	Surplus Declaration – 127-133 Melvin Street – Hous. Comm.-Declared Surplus
136/07	Surplus Declaration – 141-143 Melvin Street – Hous. Comm. - Declared Surplus
137/07	Surplus Declaration - 6-8 Perkins Court – Hous. Comm. – Declared Surplus
138/07	Surplus Declaration - 17-19 Pleasant Street – Hous. Comm. - Declared Surplus
139/07	Surplus Declaration – 46-54 Vine Street – Hous. Comm. – Declared Surplus
140/07	Surplus Declaration – 55 Warren Street – Hous. Comm. – Declared Surplus
141/07	Surplus Declaration – 61 Warren Street – Hous. Comm. – Declared Surplus
142/07	Surplus Declaration – 165-167 West Street – Hous. Comm. – Declared Surplus
143/07	Surplus Declaration – 189-195 West Street – Hous. Comm. – Declared Surplus

## **VII. WITHDRAWALS:**

At the request of Council President Blanchette, Councilor Kolofoles presented a motion to allow the following matters pending before the Ordinance Committee to be considered in “block form” for “withdrawal”. The motion was seconded by Councilor Silva and voted unanimously [7-0] to withdraw all matters in block form.

62/07:	Review of Ordinance – Jackson St. from Haverhill Street to Canal Street – Ord. Comm-	Withdrawn
63/07:	Review of Ordinance – Mill Street from Canal Street to Essex Street – Ord. Comm. -	Withdrawn
86/07:	Union Contracts – Review of Charter/Ordinances – Ord. Comm. -	Withdrawn
120/07:	Disclosure Statement –Lawrence Cultural Commission - Ord. Comm. –	Withdrawn

At the request of Council President Blanchette, Councilor Gosselin presented a motion to allow the following matters pending before the Public Safety Committee to be considered in “block form” for “withdrawal”. The motion was seconded by Councilor Silva and voted unanimously [7-0] to withdraw all matters in block form.

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140/06 Night Clubs and Bars – rollback to 1:00 a.m. – Public Safety Comm. - Withdrawn  
252/06 Bars/Liquor establishments – hours of operation – Public Safety Comm. – Withdrawn

**Doc. 309/05: Surplus Declaration – 128 Newbury Street –  
Housing Committee - Tabled**

Council President Blanchette granted Councilor Alvarez-Rodriguez the floor for the purpose of withdrawing Doc. 309/05 from the agenda only. The motion was seconded by Councilor Gosselin.

A discussion ensued among the Council Members regarding the appropriate process to be followed. Several Councilors expressed concerns about the method and manner the Planning Department may reject any Request for Proposals [RFP] submitted.

**Councilor Alvarez-Rodriguez presented a motion to conduct Council business past 10:00 p.m. which was duly seconded by Councilor Kolofoles and unanimously approved [7-0] by the Council Members present.**

Upon resuming proceedings, Councilor Kolofoles presented a motion to “table” the item which was seconded by Councilor Alvarez-Rodriguez and unanimously [7-0] approved by the Council members present.

**Doc. 309/05: Tabled**

**VIII. OLD BUSINESS: - None**

**IX. TABLED MATTERS:**

The following items remained “tabled” without further action:

60/06 Zoning Board of Appeals, Planning Board, Lawrence Redevelopment Authority  
& Conservation Commission – hearing held  
215/06 Good Citizenship Award – Mayor  
128/06 Acting Jobs Positions and Consultants – on more than 90 days  
257/06 Resolution – Dr. Claire Paradiso  
367/06 Water Treatment Center – Fiber Optics – update on who authorized such work to occur –  
Where is the contract and the bid? – Council President Blanchette  
46/07 Sign Ordinance – new sign – discussion – Peter Blanchette, Building Inspector  
42/07 Lawrence Community Works – FY 2006 unpaid invoice - \$4,217.66

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- 14/07 Temporary Appointments – proposed amendments to Section 2.04.081 of the  
Municipal Code  
107/07 Legal Pending Litigation and Claims against the Police Dept. and the City- Counc. Silva

### **X. 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:

- 149/07 Handicapped Parking – 226 Andover Street – Counc. Gosselin-Ref. to Ord.  
150/07 District F–all streets–to be repaired, resurfaced, handicapped accessible–Counc.  
Gosselin-Ref. to Ord.  
151/07 Abandoned Property – 22 Hancock Street - public nuisance property –Counc. Alvarez-  
Rodriguez-Ref. to Housing  
152/07 Traffic Study – Merrimack Street – from South Broadway to the North Andover Town  
Line – Counc. Gosselin-Ref. to Ord.  
153/07 Movimiento Puertorriqueño – request permission to use the Pemberton Park to celebrate  
the Puerto Rican Night on June 13, 2007 – Vanessa Espendez, President-Ref. to Ord.  
154/07 Church House of Prayer – request permission to use the Campagnone Common Park  
on August 4, 2007 from 2:00 p.m. to 6:00 p.m.to hold a religious service –  
Pastor Higinio Santana-Ref. to Ord.  
155/07 Yawkey Children Hospital –request permission to use the Pemberton Park for a fund  
raising activity on June 24, 2007 starting at 8:00 a.m. – Jennifer Martinez-Ref. to Ord.  
156/07 Handball Courts in Lawrence – Counc. Alvarez-Rodriguez-Ref. to Housing

### **ITEMS ADDED AT MEETING**

### **XI. COMMITTEE REPORTS:**

**Doc. 112/07: Appropriation Transfer - \$1,500.00 from Lease Payments to Office  
Supplies \$500.00 and to Printing and Mailing \$1,000.00 –  
William J. Maloney, City Clerk- Approved**

At the request of Council President Blanchette, Councilor Parolisi presented the  
report of the Budget and Finance Committee recommending approval of the measure.

The report was presented in the form of a motion to approve and seconded by Councilor  
Frechette.

Upon no comment or discussion offered by the Council Members, Council President  
Blanchette called the motion for consideration of the Council Members present who voted

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unanimously [7-0] to approve the measure.

**Doc. 112/07: Approved**

**Doc. 144/07: Lawrence High School Scholarship Check –  
Thomas D. Sharkey, Principal-Approved**

At the request of Council President Blanchette, Councilor Parolisi presented the report of the Budget and Finance Committee recommending approval of the measure.

The report was presented in the form of a motion to approve and seconded by Councilor Frechette.

Upon no comment or discussion offered by the Council Members, Council President Blanchette called the motion for consideration of the Council Members present who voted unanimously [7-0] to approve the measure.

**Doc. 144/07: Approved**

**Doc. 160/07: Dominican Night-Claudio Perez, Pres.- Comite Noche Dominicana De  
Lawrence-Counc. Pres. Blanchette- Ref. to Ord. Cmt.**

**XII. ADJOURNMENT:**

Upon Motion of Councilor DiMarca as seconded by Councilor Alvarez-Rodriguez, the Council Members present voted unanimously [7-0] to Adjourn.

**ADJOURNED  
(10:06p.m.)**

Attest:

William J. Maloney  
City Clerk