

**City Councillor
Joseph A. DelGrosso
Council Chamber
Journal
November 30, 2015**

Regular meeting of the Revere City Council was called to order at 6:00 P.M.

President Powers presiding.

Salute to the Flag by the members of the Revere City Council and those in attendance.

1. Roll Call of Members: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers were present. Councillor Reardon absent.

2. Approval of the Journals of the meetings of November 9, 2015 and November 16, 2015.

The Journals were declared approved as presented.

Ordered received and filed.

President Powers moved at this time that the regular order of business be suspended for the purpose of taking up items 12 and 13 as it pertains to various appropriation requests.

15-265 3. Comm. from the Mayor:

Re: Insurance Proceeds – Transfer

The School Department had experienced property damage at the Whelan School. The responsibility for the damage was attributed to a vendor who was doing the cleaning of the Whelan School. The Public Adjuster at the firm of Swerling, Milton, Winnick, secured the necessary reimbursements from the claim that had been submitted to the vendor's insurance company.

The amount received by the City was \$170,935.00 in accordance with M.G.L. as amended Chapter 44, Section 53, I am requesting approval to appropriate these funds for necessary repairs

I respectfully request, that the sum of \$170,935 is to be appropriated to the insurance reimbursement account for the purpose of paying any and all costs to repair the damage at the Whelan School.

The Director of Finance, George Anzuoni and myself will be available to answer any inquires that your honorable body may have.

15-265 Motion presented by Councillor Zambuto: Shall the City Council appropriate \$170,935.00 to the Insurance Reimbursement Account for the purpose of paying any and all costs to repair the damage at the Whelan School?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and Powers voting “YES”. Councillor Reardon absent.

15-266 4. Comm. from the Mayor:

Re: *Additional Appropriations – FY2016*

After a review of the demands on the Fiscal Year 2016 budget that have occurred since City Council approval on June 22, 2016, five items have arisen that require additional appropriations.

As always is the case, the City seeks, with the assistance of a consultant, Doug Cameron, to secure the lowest cost and the most complete coverage on our property and vehicle liability insurance. After this process was completed, the results uncovered that the City is required to increase the liability insurance appropriations by \$114,500. This appropriation will increase the Insurance Premiums Account no. 135-011357-570900 to a total of \$978,197. Please remember that the City had experienced significant losses when the EF-2 category tornado that roared through this City on July 28, 2014.

- 1) As is the case throughout our nation, the devastating misuse and resulting problems with opioid addiction by the residents of Revere has increased. The life saving measure that can reverse the opioid overdose is to administer Naloxone (more commonly known as NARCAN) intranasally. The Fire Department during the last round of union negotiations which in the final analysis was decided by the Joint Labor-Management Committee through arbitration had received a stipend of five hundred dollars per firefighter who would administer NARCAN.**

The Police Patrolmen’s and Superior Officers’ Union had requested parity in this area. Although contract negotiations are ongoing and in light of the increased need for the use of NARCAN to save lives, I decided that a special agreement outside the contract was necessary. The terms of the agreement are the same as the firefighters i.e. five hundred dollars per police officer who would administer NARCAN. The steps that are required to implement this agreement is first for your Honorable Body to approve the contract. (see attached). Second to appropriate \$50,000 to the B-2 schedule of the Police Department under the Account titled NARCAN.

- 2) The City has reached a contract agreement with Unit C-Laborers International Local 22 for a period of one year. This union represents the call takers and dispatchers in the Police and Fire Departments. As your Honorable Body has been made aware of in the past, the wheels are in motion for this bargaining unit to matriculate to the Regional Emergency Communications Center. This RECC will be a separate and distinct entity from both the City of Revere and the Town of Winthrop as required by the Memorandum of Agreement.**

This agreement for Unit C stipulates:

- 1) The agreement is from July 1, 2015 to June 30, 2016**
- 2) Add four more holidays.**

- 3) **One time stipend: \$1,000 for the full time employees who are doing The Emergency Medical Dispatching (E.M.D.) \$500.00 for the part-time employees who are doing the (E.M.D.) \$200.00 for a full time employee who has the certification for the E.M.D. but are not performing the duty.**

A 1% percent increase from July 1, 2015.

The total cost of this agreement is calculated to be \$24,000. The agreement is attached for your review.

The steps that are required are: The City Council needs to approve the union agreement then appropriate the \$24,000 to the RECC salary account.

- 1.) The Parks and Recreation Department seeks requires an additional appropriation of \$34,000 in the Youth Summer Jobs Category. Acct# 016501-510800**
- 2.) The last request for appropriation is for \$10,000 to the Revere Beach Sandcastle Event Account# 016502-525600.**

I respectfully request that your honorable body approve these additional appropriations. These appropriations will not require any further appropriation from the Stabilization Fund.

I would like to extend my appreciation to your Honorable Body for the consideration of these requests. The Director of Finance, George Anzuoni, City Auditor, Laurie Giardella and myself will be available to answer any inquiries you may have.

15-266A Motion presented by Councillor Novoselsky: Shall the City Council increase the liability insurance appropriation by \$114,500.00?

Motion was declared Lost on a Roll Call: Councillors Guinasso, McKenna, Novoselsky, Patch, and Zambuto voting "YES". Councillors Arrigo, Giannino, Haas, Morabito and President Powers voting "NO". Councillor Reardon absent.

15-266B Motion presented by Councillor Zambuto: Shall the City Council approve the contract between the Revere Police Employees Association and the City of Revere relative to a Narcan Stipend?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting "YES". Councillor Giannino voting "PRESENT", and Councillor Reardon was absent.

15-266c Motion presented by Councillor Novoselsky: Shall the City Council increase the appropriation to the B-2 Schedule of the Police Department by \$50,000.00 under the Account titled, "Narcan"?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto

and President Powers voting “YES”. Councillor Giannino voting, “PRESENT”. Councillor Reardon absent.

15-266D Motion presented by Councillor Guinasso: Shall the City Council approve the Memorandum of Agreement by and between the Revere Unit C, Local 22 and the City of Revere which expires on June 30, 2016?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting “YES”. Councillor Reardon absent.

15-266E Motion presented by Councillor Guinasso: Shall the City Council increase the Regional Emergency Communications Center Account by \$24,000.00?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting “YES”. Councillor Reardon absent.

15-266F Motion presented by Councillor Zambuto: Shall the City Council increase the appropriation to the Parks and Recreation – Youth Summer Jobs Account by \$34,000.00?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting “YES”. Councillor Reardon absent.

15-266G Motion presented by Councillor Zambuto: Shall the City Council increase the appropriation to the Revere Beach Sandcastle Event Account by \$10,000.00?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting “YES”. Councillor Reardon absent.

Ordered referred back to the regular order of business.

Public Hearings

14-257 5. Hearing called, as ordered, upon the establishment of the Minimum Residential Factor for Fiscal Year 2016.

Proponents

Board of Assessors
Andrew Iovanna
Dana Brangiforte
John Verrengia

Opponents

None

Hearing closed, subject matter is now before the Council

15-255 Motion of Councillor Zambuto: Shall the City Council approve the Minimum Residential factor for the purpose of establishing the tax rate for FY 2016?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting "YES". Councillor Reardon absent.

15-257A Motion presented by Councillor Zambuto: Shall the City Council accept the provisions of MGL, Chapter 59S, 5C½?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting "YES". Councillor Reardon absent.

15-257B Motion presented by Councillor Zambuto: Shall the City Council accept the provisions of Section 4 of the Acts of 1986 as amended by Chapter 126 of the Acts of 1988?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting "YES". Councillor Reardon absent.

15-257C Motion presented by Councillor Zambuto: Shall the City Council approve a cost of living adjustment for the statutory exemption forms 17D and 41C by 1.63%.

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting "YES" Councillor Reardon absent.

15-257D Motion presented by Councillor Haas: Shall the City Council accept the provisions of MGL, Chapter 59, Section 5 as added by Chapter 181 of the Acts of 1995?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting "YES". Councillor Reardon absent.

15-257E Motion presented by Councillor Zambuto: Shall the City Council accept the provisions of MGL, C. 59, S. 5 Clause 17E.

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting "YES". Councillor Reardon absent.

15-257F Motion presented by Councillor Haas: Shall the City Council accept the provisions of MGL, C. 59, s. 5, clause 41D?

Motion was declared Ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto and President Powers voting “YES”. Councillor Reardon absent.

C-15-12

15-258 6. Hearing called, as ordered, on the special permit application of Wellness Connection of Massachusetts, Inc., 44 Railroad St., Revere, MA 02151 seeking permission from the Revere City Council to operate a medical marijuana treatment center on Lot A at 44 Railroad St., Revere, MA 02151.

Proponents

Larry Simeone, Atty., 300 Broadway, Revere, MA
Kathleen Donovan, 44 Railroad Street, Revere, MA
Guy Galotis, 39 Old Cart Road, Auburn, MA

Opponents

Viviana Catano, 202 Pearl Avenue, Revere, MA
Revere Cares

Julie DeMauro, Revere Cares

Patrick Keefe, 44 Kilburn Street, Revere, MA

Stacey Rizzo, 609 Mountain Avenue, Revere, MA

Pastor Tim Bogertman, 40 Winthrop Avenue, Revere, MA

Megan Catricala, 141 Pomona Street, Revere, MA

Joseph Catricala, 141 Pomona Street, Revere, MA

Jean Nucomb, 134 Railroad Street, Revere, MA

Hearing held, subject matter referred to the Zoning Subcommittee.

15-256 7. Hearing called, as ordered, upon a loan order in the amount of \$77,000.00 to pay costs of a feasibility study for the replacement of the Garfield School roof.

Proponents

George Anzuoni, Director of Finance

Opponents

None

Hearing held, subject matter is now before the Council for a vote.

ORDERED: That the City appropriates the amount of Seventy Seven Thousand Dollars (\$77,000.00), in addition to the amount of Fifty Thousand Dollars (\$50,000.00) previously appropriated, for a total appropriation of One Hundred Twenty Seven Thousand Dollars (\$127,000.00), for the purpose of paying costs of a feasibility study for the replacement of the Garfield Elementary School Roof, located at 170 Garfield Avenue, in Revere, Massachusetts, including the payment of all costs incidental or related thereto, and for which the City may be eligible for a grant from the Massachusetts School Building Authority (“MSBA”), said amount to be expended under the direction of the School Committee. To meet this appropriation the City Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to M.G.L. Chapter 44, or pursuant to any other enabling authority. The City acknowledges that the MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the City incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the City and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Feasibility Study Agreement that may be executed between the City and the MSBA.

FURTHER ORDERED: That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the “Commonwealth”) to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized by this Order, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

Loan Order was ordered on a Roll Call: Councillors Arrigo, Giannino, Guinasso, Haas, McKenna, Morabito, Novoselsky, Patch, Zambuto, and Council President Powers voting “YES”. Councillor Reardon was absent.

CZ-15-04

15-259 8. Hearing called, as ordered, on the application of Nadine Service Station, Inc., 485 Broadway, Revere, MA 02151 requesting an amendment of the zoning map of the City of Revere as follows:

An Ordinance Further Amending the Zoning Ordinances of the City of Revere, as follows:

Be It Ordained by the City Council of the City of Revere, as follows:

Section 1. “Lot 9A” on a certain plan entitled “Subdivision Plan of Land in Revere Mass.”, dated June 11, 2015 and recorded in the Suffolk Registry of Deeds in Plan Book 2015, Page 457, from the Residential B district to the General Business district.

Proponents

Corey Rhoades, D’Ambrosio/Brown

Opponents

None

Hearing held, subject matter referred to the Zoning Subcommittee.

Committee Reports

15-094 9. Re: Proposed Ordinance Amendment to Section I. Section 2.12.130 – Financial Impact Statements of the Revised Ordinances of the City of Revere.

Ordered referred back to Committee.

15-162 10. Re: Comm. from the Mayor relative to Capital Improvement Plan for the City of Revere.

Ordered referred back to Committee.

15-254 11. Re: Ways and Means Committee Report

Motion of Councillor Arrigo: That the Mayor request the Director of Finance to address the City Council with an update on the FY 16 Budget specifically addressing any new employees that have been hired and any pay raises that have been granted since the FY 16 Budget was approved by the City Council. Further, that the Director of Finance be requested to appear before the City Council Ways and Means to discuss same.

Ordered subject matter placed on file.

Motions

15-260 12. Ordered on a Motion presented by Councillors Giannino and Powers: That the Mayor request the MBTA to relocate the bus stop on Revere Street to 101 Revere Street. The current location is disruptive to the homeowners.

15-261 13. Ordered on a Motion presented by Councillors Guinasso and Reardon: That the City Council issue a Certificate of Commendation to Mr. Derek Cummings, 29 McCoba St., Apt. 23 in recognition of his outstanding efforts and contributions in support of charitable endeavors on behalf of the children of the world.

15-263 14. Ordered on a Motion presented by Councillor Guinasso: That the Mayor request the Police Department to investigate gang activity in the Revere Street neighborhoods. Many buildings are constantly being tagged with graffiti which leaves a poor impression on the City.

15-264 15. Ordered on a Motion presented by Councillor Zambuto: That the Mayor request the Superintendent of Public Schools and the Revere High School Principal to appear before the City Council on December 7, 2015 to discuss the egregiously disproportionate action taken against a Revere High

student for a comment made on social media in comparison to other students who did not receive any action for their wildly racist comments in retaliation to the student's original comment. The Superintendent of Public Schools shall provide the City Council with an explanation specifically citing the policy or law that provides punishment for "insensitive language" and why the First Amendment does not apply in this case.

Ordered on a Motion of Councillor Zambuto: That the City Council now stands adjourned to meet on Monday, December 7, 2015 at 6:00 PM

Ordered adjourned at 8:30 P.M.

Attest:

**Ashley Melnik
City Clerk**