

#1-C0177-20

Legislative Affairs & Election Committee  
August 27, 2020

The Committee on Legislative Affairs & Elections met on Thursday, August 27, 2020.

Members present were Councilor Anthony DiPierro, presiding, Councilors Peter Napolitano, Fred Capone and Gerly Adrien.

The Committee considered an Ordinance offered by Councilor Rosa DiFlorio, as President: That the Everett City Council hereby enact pursuant to Chapter 356 of the Acts of 2016 authorizing the City of Everett to establish an affordable housing linkage ordinance.

Chairman DiPierro announced that Director of Planning & Development Tony Sousa requested that the matter be postponed to a future meeting so that he could be present to speak on the subject matter

The Committee voted: to grant further time.

Respectfully Submitted,

John W. Burley  
Clerk of Committees



#2-C0206-20

Legislative Affairs & Election Committee  
August 27, 2020

The Committee on Legislative Affairs & Elections met on Thursday, August 27, 2020.

Members present were Councilor Anthony DiPierro, presiding, Councilors Peter Napolitano, Fred Capone and Gerly Adrien.

The Committee considered a Resolution offered by Councilor Fred Capone: That the City of Everett review and amend, if appropriate, its current ordinance for regulating small cell wireless facilities.

Councilor Capone informed the Committee that he was working with the City Solicitors office to determine what can or cannot be done in conjunction with FCC regulations.

The Committee voted: to grant further time.

Respectfully Submitted,

John W. Burley  
Clerk of Committees

The Committee on Legislative Affairs & Elections met on Thursday, August 27, 2020.

Members present were Councilor Anthony DiPierro, presiding, Councilors Peter Napolitano, Fred Capone and Gerly Adrien.

The Committee considered an Ordinance offered by Councilor Gerly Adrien: To require the City of Everett City Solicitor Department to post on the City of Everett's website certain claims against the City of Everett police misconduct and unlawful discrimination; requiring the City of Everett City Solicitor Department to report to the City Council on certain litigation involving the City of Everett; prohibiting the City of Everett City Solicitor Department from approving certain settlement agreements that require claimants to waive certain rights; defining certain terms, and generally relating to improved transparency and oversight of claims against the City of Everett.

Communication received from City Solicitor Colleen Mejia informing the Committee that she will be at a School Finance meeting and will be unable to attend this Committee meeting with a request that the subject matter be laid over so she can review the proposed ordinance prior to the next committee meeting.

Councilor Adrien stated that this was in line with Councilors Capone prior request to obtain information on certain claims against the City. She stated further that the City Council was still awaiting these reports and needed transparency on what lawsuits were brought against the City. She remarked that she thought it would be a great idea to have this information posted on the City's website so the public could have access. Councilor Capone agreed that this would be helpful in making it more visible to the public.

The Committee voted: to grant further time

Respectfully Submitted,

John W. Burley  
Clerk of Committees

The Committee on Legislative Affairs & Elections met on Thursday, August 27, 2020.

Members present were Councilor Anthony DiPierro, presiding, Councilors Peter Napolitano, Fred Capone and Gerly Adrien.

The Committee considered a Resolution offered by Councilor Stephanie Martins: That Section 3-2 of the Animal Control Ordinances be updated to allow for dogs to be off-leash at certain designated public spaces.

Councilor Stephanie Martins, the Sponsor was also present.

Councilor Martins provided the Committee with a copy of a proposed draft amendment that would add the words "unless otherwise posted" after the word "length" at the end of Section 3-2. Councilor Adrien inquired to where, when and what hours of day was the Sponsor looking for as it related to this proposed change. Councilor Martins responded that most of the feedback was for this to be done within the grassy area in the 7 acres park area but that it could be done anywhere else the City so designates. Chairman DiPierro suggested that the Sponsor work with the Administration and public to fine tune the where and when. Councilor Napolitano stated that he preferred a fenced in area and suggested that this only apply to Everett residents with residency being enforced. Councilor Capone noted that it has merit but needed to know about the assumed risk and liability to city. He concurred with Councilor Napolitano that this should apply only to Everett residents and would need to be enforced. He also agreed that the Sponsor should obtain some public input on the proposal.

The Committee voted: to grant further time and to invite a representative of Planning and Development to the next meeting.

Respectfully Submitted,

John W. Burley  
Clerk of Committees

The Committee on Legislative Affairs & Elections met on Thursday, August 27, 2020.

Members present were Councilor Anthony DiPierro, presiding, Councilors Peter Napolitano, Fred Capone and Gerly Adrien.

The Committee considered a Resolution offered by Councilor Stephanie Martins: That the Committee review the Animal Control Ordinance to add a new section about Pest Control and setting traps outside for squirrels and raccoons. Due to high temperatures of summer trapped animals must be removed in a humane manner before the end of the day or a fee will be assessed to the pest control company.

Councilor Stephanie Martins, the Sponsor was also present.

Councilor Martins provided the Committee with a copy of a proposed draft amendment that would add a new Section 3-34 "Pest Control (Trapping of Squirrels and Raccoons)". Councilor Martins referenced situations in which these animals were trapped and left in cages on the hot summer days to suffer and die in an inhumane manner which she classified as animal cruelty. She explained that this would only apply to pest control companies and not individual residents. The Ordinance would require that trapped animals be released to the City of Everett Animal Control Officer who would then relocate the wildlife without harm and the pest control company could be assessed a \$300 fine if they exceed a 6 hour maximum release period of the trapped animals. Councilor Capone inquired to how prevalent this situation of trapping was in the community and questioned if the City Solicitor had reviewed the proposal. Councilor Martins responded that she was aware of many such situations that had been brought to her attention but that the City Solicitor had not reviewed her proposal as of yet. Councilor Napolitano expressed concern over the involvement of the Animal Control officer and the special training needed to deal with trapped animals and then releasing. He stated that he was more concerned with residents trapping and killing these animals and felt that these living beings should be treated properly with the proposed Ordinance including residents as well as pest control companies but noted the City Solicitor would need to determine legality. Councilor Napolitano also expressed concern over where and how the animals were being released.

The Committee voted: to grant further time and to invite the City Solicitor and Animal Control Officer to the next meeting.

Respectfully Submitted,

John W. Burley  
Clerk of Committees

#6-C0268-20

Legislative Affairs & Election Committee  
August 27, 2020

The Committee on Legislative Affairs & Elections met on Thursday, August 27, 2020.

Members present were Councilor Anthony DiPierro, presiding, Councilors Peter Napolitano, Fred Capone and Gerly Adrien.

The Committee considered an Ordinance offered by Councilor Stephanie Martins: An Ordinance establishing an Everett Housing Trust Fund.

Councilor Stephanie Martins, the Sponsor was also present.

The Committee was informed that the subject matter sponsored by Councilor Stephanie Martins was inadvertently on the Committee agenda since the City Council at its last regular meeting had referred the matter to the Housing Task Force

NO ACTION IS NECESSARY

Respectfully Submitted,

John W. Burley  
Clerk of Committees