



AGENDA PACKET

**REGULAR MEETING OF THE CITY COUNCIL
TUESDAY, MAY 26, 2026 7:00 PM**

**EVERETT CITY HALL, 484 BROADWAY, CITY COUNCIL CHAMBERS, 3RD FLOOR
EVERETT, MA 02149**

EVERETT CITY CLERK'S OFFICE
REC'D 2026 MAY 21 PM 12:23

Posted in accordance with the
provisions of Mass. General Laws
Chapter 30A- Sections 18-25

on 5/21/2026 at 12:23 AM

Attest:


Assistant City Clerk



AGENDA

REGULAR MEETING OF THE CITY COUNCIL TUESDAY, MAY 26, 2026 7:00 PM

EVERETT CITY HALL, 484 BROADWAY, CITY COUNCIL CHAMBERS, 3RD FLOOR
EVERETT, MA 02149

ROLL CALL

PLEDGE OF ALLEGIANCE

PUBLIC PARTICIPATION

COMMUNICATIONS FROM HIS HONOR THE MAYOR

1. **C0139-26** Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the promotion of Lieutenant Eric Keller to the rank of Captain for the Everett Fire Department.

2. **C0140-26** Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the appointment of Kristin Foote to the position of Director of Elections for the City of Everett for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029

3. **C0141-26** Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the appointment of Thomas E. Abruzzese to the City of Everett Zoning Board of Appeals for a term not to exceed five (5) years, commencing on June 8, 2026 and ending on June 8, 2031.

4. **C0142-26** Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the reappointment of Ophny Jean- Francois to the City of Everett Elections Commission for a term not to exceed four (4) years, commencing on June 8, 2026 and ending June 8, 2030.

5. **C0143-26** Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the reappointment of Brian A. McCarthy to the City of Everett Elections Commission for a term not to exceed four (4) years, commencing

on June 8, 2026 and ending June 8, 2030.

6. C0144-26 Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the reappointment of Jay Holt to the Everett Public Works Commission / Glenwood Cemetery Commission for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029

7. C0145-26 Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the reappointment of Ednard Michelin to the City of Everett Library Board of Trustees for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

8. C0146-26 Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the reappointment of Eleanor Gayhart to the City of Everett Library Board of Trustees for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

9. C0147-26 Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the reappointment of Carol Dello Russo to the Council on Aging for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

10. C0148-26 Appointment/s/ Councilor Stephanie V. Smith, as President

An order requesting confirmation of the reappointment of Josephine Navarra to the Council on Aging for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

11. C0149-26 Order/s/ Councilor Stephanie V. Smith, as President

An order requesting approval to accept and expend a grant of \$13,000.00 from SAFE grant.

12. C0150-26 Order/s/ Councilor Stephanie V. Smith, as President

An order requesting approval to accept and expend a grant of \$200,000.00 from the Commonwealth of Massachusetts for the Commercial Triangle Design Project.

13. C0151-26 Order/s/ Councilor Stephanie V. Smith, as President

An order requesting approval to accept and expend a grant of \$10,000.00 from the Massachusetts Office of Travel and Tourism for the FIFA Watch Party.

14. C0152-26 Order/s/ Councilor Stephanie V. Smith, as President

An order requesting approval to accept and expend a grant of \$120,600.00 from the Commonwealth of Massachusetts Community Compact Cabinet (CCC) Information Technology grant program for the utilization of GIS-based infrastructure asset management.

15. C0153-26 Order/s/ Councilor Stephanie V. Smith, as President

An order requesting approval to accept and expend a donation of \$1,000.00 donation from the Carmen A. Schiavo Association to support Veteran Affairs.

16. C0154-26 Order/s/ Councilor Stephanie V. Smith, as President

A resolution requesting that the City Council receive/review an informational presentation regarding the design for the renovation of Everett Square Park.

PETITIONS AND LICENSES

17. C0136-26 Petition/s/ Councilor Stephanie V. Smith, as President

A petition requesting approval to issue a special one-day alcoholic beverage license to the Everett Public Schools to serve beer and wine at a post graduation reception occurring on June 3, 2026 from 6:00 PM – 10:00 PM at Everett Stadium

18. C0137-26 Petition/s/ Councilor Stephanie V. Smith, as President

A petition requesting approval to issue a special one-day alcoholic beverage license to Saint Anthony's Parish to serve beer and wine at a fundraiser occurring on June 6, 2026 from 3:00 PM – 11:00 PM at The Meadows park

COMMITTEE REPORTS

19. C0120-26 Order/s/ Councilor Stephanie V. Smith, as President

An order requesting approval to appropriate by borrowing the amount of \$4,000,000.00 for the modernization of the Everett Public Schools Network Infrastructure

20. C0007-26 Ordinance/s/ Councilor Katy L. Rogers, Councilor Vivian Nguyen, Councilor Stephanie Martins

An ordinance amending Section 37 (Everett Docklands Innovation District ("EDID")) of the city's Zoning Ordinance to add data centers to the prohibited uses portion of the section's use category table

21. C0135-26 Order/s/ Councilor Stephanie V. Smith, as President

An order requesting approval to appropriate by borrowing the amount of \$2,000,000.00 for the purpose of funding the MSBA High School Feasibility Study Project

22. C0132-26 Petition/s/ Councilor Stephanie V. Smith, as President

A petition requesting a new class 1 motor vehicle dealer license for Boston Freightliner at 2 Rivergreen Drive (New license holder)

UNFINISHED BUSINESS

23. C0124-26 Petition/s/ Councilor Stephanie V. Smith, as President

A petition requesting the renewal of an innholder's license for Encore Boston Harbor at 1 Broadway

EXECUTIVE SESSION

24. C0138-26 Resolution/s/ Councilor Stephanie V. Smith, as President

Executive Session to discuss lawsuit filed against the City (Colameta v. City of Everett et al). In accordance with M.G.L. ch 30A, s. 21(a)(3), the purpose of this executive session is to discuss litigation strategy in executive session because discussing said strategy in an open meeting may have a detrimental effect on the litigation positions of the City, Mayor and Council.

ADJOURMENT

www.cityofeverett.com

(All agendas and reports can be obtained on City of Everett Website)

Respectfully submitted:

David R. Flood

Legislative Research/Systems Analyst
Everett City Council Office



C0139-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the promotion of Lieutenant Eric Keller to the rank of Captain for the Everett Fire Department.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

May 19, 2026

The Honorable Stephanie Smith
President, Everett City Council
484 Broadway
Everett, MA 02149

Dear Madame President:

I respectfully request that the City Council confirm the promotion of Lieutenant Eric Keller to the rank of Captain on the Everett Fire Department.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett



May 19, 2026

City of Everett, Massachusetts CITY COUNCIL

Offered By: _____
Councilor Stephanie Smith, as President

<p>Bill Number: Bill Type: Order</p>	<p>Be It Ordered: By City Council OF THE CITY OF EVERETT, as follows:</p> <p>That the City Council hereby confirm the promotion of Eric Keller to the rank of Fire Captain on the Everett Fire Department.</p>
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City of Everett



C0140-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the appointment of Kristin Foote to the position of Director of Elections for the City of Everett for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 2

May 19, 2026

The Honorable Stephanie Smith
President, Everett City Council
484 Broadway
Everett MA 02149

Dear Madam President,

In accordance with Sections 2-10 and 3-3 of the City of Everett Charter, I write to respectfully request your favorable action on the appointment of Kristin Foote to the position of Director of Elections for the City of Everett, commencing on May 26, 2026.

I respectfully request that the City Council confirm the appointment of Kristin Foote.

Thank you for your attention to this matter.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

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C0141-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the appointment of Thomas E. Abruzzese to the City of Everett Zoning Board of Appeals for a term not to exceed five (5) years, commencing on June 8, 2026 and ending on June 8, 2031.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 3

May 26, 2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

Pursuant to Massachusetts General Laws Ch. 40A §12, the City of Everett Zoning Code, §11 and the City of Everett Administrative Code, § III(Q), I hereby appoint Thomas E. Abbruzzese to the City of Everett Zoning Board of Appeals for a term not to exceed five (5) years, commencing on June 8, 2026 and ending on June 8, 2031.

This appointment of Thomas E. Abbruzzese will fill a currently vacant alternate position on the Everett Zoning Board of Appeals.

I respectfully request that the City Council confirm the appointment of Thomas E. Abbruzzese in accordance with the above-mentioned laws.

Thank you for your attention to this matter.

Thank you,

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

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C0142-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the reappointment of Ophny Jean- Francois to the City of Everett Elections Commission for a term not to exceed four (4) years, commencing on June 8, 2026 and ending June 8, 2030.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 4

May 26, 2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

Pursuant to Massachusetts General Laws Ch. 51 §16A, as amended by Ch. 316 of the Acts of 2018, and the City of Everett Administrative Code, § III(J), I hereby reappoint Ophny Jean-Francois to the City of Everett Elections Commission for a term not to exceed four (4) years, commencing on June 8, 2026 and ending June 8, 2030.

I respectfully request that the City Council confirm the re - appointment of Ophny Jean-Francois in accordance with the above-mentioned laws.

Thank you for your attention to this matter.

Thank you,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

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C0143-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the reappointment of Brian A. McCarthy to the City of Everett Elections Commission for a term not to exceed four (4) years, commencing on June 8, 2026 and ending June 8, 2030.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 5

May 26, 2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

Pursuant to Massachusetts General Laws Ch. 51 §16A, as amended by Ch. 316 of the Acts of 2018, and the City of Everett Administrative Code, § III(J), I hereby reappoint Brian A. McCarthy to the City of Everett Elections Commission for a term not to exceed four (4) years, commencing on June 8, 2026 and ending June 8, 2030.

I respectfully request that the City Council confirm the re - appointment of Brian A. McCarthy in accordance with the above-mentioned laws.

Thank you for your attention to this matter.

Thank you,

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

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C0144-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the reappointment of Jay Holt to the Everett Public Works Commission / Glenwood Cemetery Commission for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 6

May 26, 2026

The Honorable Stephanie Smith
President, Everett City Council
484 Broadway
Everett, Massachusetts 02149

Dear Madam President:

Pursuant to the City of Everett Administrative Code, § III(D), I hereby reappoint, subject to confirmation by the City Council, Jay Holt to the Everett Public Works Commission / Glenwood Cemetery Commission for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

I respectfully request that the City Council confirm the re - appointment of Jay Holt in accordance with the above-mentioned laws.

Thank you for your attention to this matter.

Thank you,

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

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City of
Everett
Massachusetts

C0145-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the reappointment of Ednard Michelin to the City of Everett Library Board of Trustees for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 7

May 26, 2026

The Honorable Stephanie Smith
President, Everett City Council
484 Broadway
Everett, Massachusetts 02149

Dear Madam President:

Pursuant to Massachusetts General Laws Ch. 78 §§ 10-11 and the City of Everett Administrative Code, § III(I), I hereby reappoint, subject to confirmation by the City Council, Ednard Michelin to the City of Everett Library Board of Trustees for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

I respectfully request that the City Council confirm the re - appointment of Ednard Michelin in accordance with the above-mentioned laws.

Thank you for your attention to this matter.

Thank you,

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

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C0146-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the reappointment of Eleanor Gayhart to the City of Everett Library Board of Trustees for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 8

May 26, 2026

The Honorable Stephanie Smith
President, Everett City Council
484 Broadway
Everett, Massachusetts 02149

Dear Madam President:

Pursuant to Massachusetts General Laws Ch. 78 §§ 10-11 and the City of Everett Administrative Code, § III(I), I hereby reappoint, subject to confirmation by the City Council, Eleanor Gayhart to the City of Everett Library Board of Trustees for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

I respectfully request that the City Council confirm the re - appointment of Eleanor Gayhart in accordance with the above-mentioned laws.

Thank you for your attention to this matter.

Thank you,

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

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City of
Everett
Massachusetts

C0147-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the reappointment of Carol Dello Russo to the Council on Aging for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 9

May 26, 2026

The Honorable Stephanie Smith
President, Everett City Council
484 Broadway
Everett MA 02149

Dear Madam President,

Pursuant to Massachusetts General Laws Ch. 40, § 8B and the City of Everett Administrative Code § III(B), I hereby reappoint, subject to confirmation by the City Council, Carol Dello Russo to the Council on Aging for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

I respectfully request that the City Council confirm the reappointment of Carol Dello Russo in accordance with the above-mentioned laws.

Thank you for your attention to this matter.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

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C0148-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting confirmation of the reappointment of Josephine Navarra to the Council on Aging for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 10

May 26, 2026

The Honorable Stephanie Smith
President, Everett City Council
484 Broadway
Everett MA 02149

Dear Madam President,

Pursuant to Massachusetts General Laws Ch. 40, § 8B and the City of Everett Administrative Code § III(B), I hereby reappoint, subject to confirmation by the City Council, Josephine Navarra to the Council on Aging for a term not to exceed three (3) years, commencing on June 8, 2026 and ending on June 8, 2029.

I respectfully request that the City Council confirm the reappointment of Josephine Navarra in accordance with the above-mentioned laws.

Thank you for your attention to this matter.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

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C0149-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting approval to accept and expend a grant of \$13,000.00 from SAFE grant.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

May 13, 2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

I hereby request City Council approval for the acceptance and expenditure of **\$13,000.00** from **SAFE grant**.

This funding, known as **FY26 SAFE and Senior SAFE Grant**. The funds will support **student education and awareness as well as senior safe awareness**.

This grant/donation will enable the city to **prevent injuries and fatalities in school-age children and the senior populations by delivering fire and life safety education**. There is **no required match**.

This is a **one-time award**.

I recommend your favorable passage of this order.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett



May 26, 2026

City of Everett, Massachusetts CITY COUNCIL

Offered By: _____
Councilor Stephanie Smith, as President

<p>Bill Number: Bill Type: Order</p>	<p>Be It Ordered: By City Council OF THE CITY OF EVERETT, as follows:</p> <p>That the City hereby accepts and authorizes the expenditure of a grant in the amount of \$13,000.00 from FY26 SAFE and Senior SAFE Grant, for the purpose of student education and awareness as well as senior safe awareness.</p>
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City of Everett



City of
Everett
Massachusetts

C0150-26

To: Mayor and City Council
From: Councilor Stephanie V. Smith
Date: May 26, 2026

Agenda Item:

An order requesting approval to accept and expend a grant of \$200,000.00 from the Commonwealth of Massachusetts for the Commercial Triangle Design Project.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

May 13, 2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

I hereby request City Council approval for the acceptance and expenditure of a grant for **\$200,000.00** from the **Commonwealth of Massachusetts** for the Commercial Triangle Design Project.

I recommend your favorable passage of this order.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett



May 26, 2026

City of Everett, Massachusetts CITY COUNCIL

Offered By: _____
Councilor Stephanie Smith, as President

<p>Bill Number: Bill Type: Order</p>	<p>Be It Ordered: By City Council OF THE CITY OF EVERETT, as follows:</p>
	<p>That the City hereby accepts and authorizes the expenditure of a grant in the amount of \$200,000.00 from the Commonwealth of Massachusetts, for the purpose of the Triangle Design Project.</p>



City of Everett



C0151-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting approval to accept and expend a grant of \$10,000.00 from the Massachusetts Office of Travel and Tourism for the FIFA Watch Party.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

May 20, 2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

I hereby request City Council approval for the acceptance and expenditure of a grant for **\$10,000.00** from the **Massachusetts Office of Travel and Tourism** for the FIFA Watch Party.

I recommend your favorable passage of this order.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett



May 20, 2026

City of Everett, Massachusetts CITY COUNCIL

Offered By: _____
Councilor Stephanie Smith, as President

<p>Bill Number: Bill Type: Order</p>	<p>Be It Ordered: By City Council OF THE CITY OF EVERETT, as follows:</p> <p>That the City hereby accepts and authorizes the expenditure of a grant in the amount of \$10,000.00 from the Massachusetts Office of Travel and Tourism for the FIFA Watch Party.</p>
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City of Everett



City of
Everett
Massachusetts

C0152-26

To: Mayor and City Council
From: Councilor Stephanie V. Smith
Date: May 26, 2026

Agenda Item:

An order requesting approval to accept and expend a grant of \$120,600.00 from the Commonwealth of Massachusetts Community Compact Cabinet (CCC) Information Technology grant program for the utilization of GIS-based infrastructure asset management.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

May 13, 2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

I hereby request City Council approval for the acceptance and expenditure of a grant for **\$120,600.00** from the **Commonwealth of Massachusetts Community Compact Cabinet (CCC) Information Technology grant program** for the utilization of GIS-based infrastructure asset management.

I recommend your favorable passage of this order.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett



May 26, 2026

City of Everett, Massachusetts CITY COUNCIL

Offered By: _____
Councilor Stephanie Smith, as President

<p>Bill Number: Bill Type: Order</p>	<p>Be It Ordered: By City Council OF THE CITY OF EVERETT, as follows:</p> <p>That the City hereby accepts and authorizes the expenditure of a grant in the amount of \$120,600.00 from the Commonwealth of Massachusetts through the Community Compact Cabinet (CCC) Information Technology grant program, for the purpose of the GIS management system.</p>
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City of Everett



C0153-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

An order requesting approval to accept and expend a donation of \$1,000.00 donation from the Carmen A. Schiavo Association to support Veteran Affairs.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 15

May 13, 2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

I hereby request City Council approval for the acceptance and expenditure of a **\$1,000.00** donation from the **Carmen A. Schiavo Association**. The funds will support **Veteran Affairs**. This is a **one-time donation**.

I recommend your favorable passage of this order.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett



May 25, 2026

City of Everett, Massachusetts CITY COUNCIL

Offered By: _____
Councilor Stephanie Smith, as President

Bill Number:
Bill Type:
Order

Be It
Ordered: By City Council OF THE CITY OF EVERETT, as follows:

That the City hereby **accepts and authorizes the expenditure of a donation** in the amount of **\$1,000.00** from **Carmen A. Schiavo Association**, for the purpose of **Veterans Affairs**.



City of Everett



City of
Everett
Massachusetts

C0154-26

To: Mayor and City Council
From: Councilor Stephanie V. Smith
Date: May 26, 2026

Agenda Item:

A resolution requesting that the City Council receive/review an informational presentation regarding the design for the renovation of Everett Square Park.

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

Item Number 16

May 20, 2026

The Honorable Stephanie Smith
President, Everett City Council
484 Broadway
Everett MA 02149

Dear Madam President,

I write to respectfully request that the City Council receive/review an informational presentation regarding the design for the renovation of Everett Square Park.

The presentation will provide an overview of the proposed design plans and renovation improvements for Everett Square Park.

Thank you for your attention to this matter.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett

484 Broadway, Everett, MA 02149 • 617-394-2270 • www.cityofeverett.com



City of
Everett
Massachusetts

C0136-26

To: Mayor and City Council
From: Councilor Stephanie V. Smith
Date: May 26, 2026

Agenda Item:

A petition requesting approval to issue a special one-day alcoholic beverage license to the Everett Public Schools to serve beer and wine at a post graduation reception occurring on June 3, 2026 from 6:00 PM – 10:00 PM at Everett Stadium

Background and Explanation:

Attachments:



C0137-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

A petition requesting approval to issue a special one-day alcoholic beverage license to Saint Anthony's Parish to serve beer and wine at a fundraiser occurring on June 6, 2026 from 5:00 PM – 11:00 PM at The Meadows park Everett Stadium

Background and Explanation:

Attachments:



City of
Everett
Massachusetts

C0120-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: April 27, 2026

Agenda Item:

An order requesting approval to appropriate by borrowing the amount of \$4,000,000.00 for the modernization of the Everett Public Schools Network Infrastructure

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

4/22/2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

I hereby request City Council authorization to borrow a sum not to exceed \$4,000,000 for the purpose of modernizing the EPS network infrastructure.

This project, part of the recommended and approved FY26 Capital Improvement Plan, will enable EPS to continue its multiyear technology investments aimed at meeting both instructional and infrastructure priorities.

I am attaching, for your review, a communication from Superintendent Hart regarding this request. I recommend your favorable passage of this order.

City and school staff will be on hand to answer any questions you may have.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett



Month / Day, 2026
City of Everett, Massachusetts
CITY COUNCIL

Offered By: _____
Councilor Stephanie Smith, as President

<p>Bill Number: Bill Type: Order</p>	<p>Be It Ordered: By City Council OF THE CITY OF EVERETT, as follows:</p> <p>That the City of Everett hereby authorizes the borrowing of a sum not to exceed \$4,000,000 in accordance with applicable Massachusetts General Laws, for the purpose of Everett Public Schools network infrastructure modernization.</p> <p>The City hereby appropriates the amount of Four Million dollars (\$4,000,000,00) to be funded by borrowing for the modernization of the Everett Public Schools Network Infrastructure, including the payment of all other costs incidental and related thereto. and that to meet this appropriation the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to M.G.L. c.44, §8 or pursuant to any other enabling authority, and to issue bonds and notes therefore, provided, that any premium received upon the sale of any bonds or notes approved by this Order, less any such premium applied to the payment of the costs of such issuance of bonds or notes, may be applied to the payment of costs approved by this order in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; and to take any other action relative thereto.</p>
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City of Everett



EVERETT PUBLIC SCHOOLS
Superintendent William D. Hart

April 7, 2026

The Honorable Mayor Robert Van Campen
484 Broadway
Everett, MA 02149

Dear Mayor Van Campen,

On behalf of Everett Public Schools, I am writing to request authorization to divide an existing Fiscal Year 26 Capital Improvement Plan (CIP) item into two separate items and approve funding for both. This adjustment will allow us to strategically address both technology infrastructure and software upgrades, ensuring that our facilities, operational systems, and instructional needs remain current and effective.

We respectfully ask for your support in advancing this request to the City Council for consideration and approval. Your support will be instrumental in ensuring that these critical investments move forward in a timely manner and continue to meet the evolving needs of our students and staff.

The approved FY26 CIP item is:

Description	Amount
FY26 EPS Network Infrastructure Modernization	\$4,000,000

We request that this item be split into the following two items, with funding authorized for both in Fiscal Year 2027:

No.	Description	Amount
1	FY27 Hardware Replacement & Upgrades	\$2,500,000
2	FY27 Software Upgrades	\$1,500,000
TOTAL		\$4,000,000

- FY27 HARDWARE REPLACEMENT & UPGRADES:** Everett Public Schools must maintain a structured, multi-year schedule for the replacement of end-of-life technology devices. This includes servers, student and educator computers, and network hardware. Without planned replacement cycles, the district risks system failures, increased maintenance costs, and disruptions to instruction. A capital commitment will ensure reliability, security, and equitable access to modern tools for all students and staff.

2. **FY27 SOFTWARE UPGRADES:** In addition to hardware, the district requires ongoing investment in both district-wide and school-specific software systems. These include instructional platforms, student information systems, cybersecurity tools, and operational software. Many of these systems require significant upfront implementation costs as well as recurring licensing and support expenses. A long-term capital strategy will allow Everett Public Schools to plan effectively, avoid unexpected budget shortfalls, and ensure that our technology ecosystem remains current and effective.

Authorizing funding for these two CIP items will enable Everett Public Schools to allocate resources responsibly, plan for consistent annual technology investments, and meet both instructional and infrastructure priorities in a transparent and fiscally sustainable manner.

Please find attached supporting information for your review. Thank you for your continued support of Everett Public Schools and your commitment to providing high-quality educational opportunities for all students.

Sincerely,

A handwritten signature in black ink that reads "William D. Hart". The signature is written in a cursive style with a large initial 'W'.

William D. Hart
Superintendent of Schools



EVERETT PUBLIC SCHOOLS

Superintendent William D. Hart

Phase 3 Network Modernization Project

*Proposed Project Cost Structure & Funding Breakdown
Everett Public Schools – May 7, 2026*

As we continue planning for the District's network modernization project, I wanted to provide a simplified breakdown of the major cost categories that make up the estimated \$4 million investment.

While this is one complete infrastructure project, breaking the costs into categories may help provide additional flexibility from a financial and bonding standpoint as the City evaluates funding strategies, payment schedules, and long-term planning.

My intent here is not to separate the project into smaller independent initiatives, but rather to organize the major components in a way that may help support conversations around bonding, implementation timing, payment terms, and recurring operational costs where appropriate.

1. Network Hardware Infrastructure

(Largest Capital Component)

Includes:

- Network switches
- Wireless access points (Wi-Fi units)
- Rack hardware and supporting components
- Power-over-Ethernet equipment
- Spare inventory and replacement units

Estimated Range: Approximately \$2M – \$2.5M

Financial Consideration: This is likely the cleanest portion of the project to align with long-term capital bonding since the equipment represents core infrastructure with a projected lifecycle of several years.

2. Cabling & Building Infrastructure

(Physical Infrastructure Improvements)

Includes:

- Network cabling upgrades
- Fiber improvements

- Rack cleanup and remediation
- Patch panels and cable management
- Electrical or power remediation where needed

Estimated Range: Approximately \$300K – \$600K.

Financial Consideration: Depending on building conditions and implementation timing, portions of this work may provide some flexibility from a payment scheduling standpoint and could potentially align with other building-related improvements where appropriate.

3. Software, Licensing & Support

(Recurring Technology & Support Costs)

Includes:

- Cloud management licensing
- Security subscriptions
- Monitoring and reporting tools
- Firmware/software support
- Manufacturer warranties and updates

Estimated Range: Approximately \$300K – \$500K.

Financial Consideration: This category may provide the most flexibility from a budgeting standpoint since portions could potentially be structured across multiple years rather than entirely upfront.

4. Professional Services & Engineering

(Implementation & Project Delivery)

Includes:

- Wireless heat mapping
- RF analysis
- Engineering and design validation
- Installation and configuration
- Project management
- Testing and documentation

Estimated Range: Approximately \$400K – \$700K.

Financial Consideration: This portion of the project could potentially align with implementation milestones throughout deployment rather than requiring a single upfront expenditure.

5. Contingency & Unforeseen Conditions

(Recommended Project Reserve)

Includes:

- Unexpected wiring issues
- Additional electrical work

- Additional wireless coverage needs
- Emergency replacements or supply chain increases

Estimated Range: Approximately \$250K – \$400K.

Financial Consideration: Maintaining a contingency reserve helps avoid unexpected emergency funding requests once work begins and provides flexibility if building conditions change during implementation.

Estimated Total Project Investment

Category	Estimated Range
Network Hardware Infrastructure	\$2,000,000 – \$2,500,000
Cabling & Building Infrastructure	\$300,000 – \$600,000
Software, Licensing & Support	\$300,000 – \$500,000
Professional Services & Engineering	\$400,000 – \$700,000
Contingency & Unforeseen Conditions	\$250,000 – \$400,000

Estimated Total Project Cost: Approximately \$4 Million

Overall Project Perspective

This project represents the next major step in modernizing the district's technology infrastructure and improving long-term reliability across all schools and administrative buildings.

The current network environment now supports significantly more than traditional classroom Internet access. Today, the network supports:

- A district-wide 1:1 student device program
- Staff instructional and operational devices
- Security camera systems
- Access control and building security platforms
- HVAC and building automation systems
- Classroom instructional technology
- Technology-enriched learning spaces and labs
- Voice, communication, and operational systems district-wide

Over time, the demands placed on the network have increased substantially while portions of the underlying infrastructure continue to age.

What was once primarily a basic classroom network has evolved into critical operational infrastructure supporting instruction, communication, safety, security, and day-to-day building operations across the district. This project is intended to modernize and stabilize that environment so the district can continue supporting increasing device density, online instructional platforms, state testing requirements, cybersecurity initiatives, building systems, and future growth in technology use across schools and administrative facilities.

#1 - C0120-26

Ways and Means Committee
May 11, 2026

The Committee on Ways and Means met on Monday, May 11, 2026 at 6pm in the City Council Chambers at City Hall.

The meeting was recorded by ECTV and can be viewed on the City of Everett website.

Members present were Councilor Peter Pietrantonio, presiding; Councilors Katy Rogers and Vivian Nguyen. Member absent was Councilor Stephanie Smith due to a prior commitment.

The Committee met on an Order offered by Councilor Stephanie Smith, as President: An Order requesting approval to appropriate by borrowing the amount of \$4,000,000.00 for the modernization of the Everett Public Schools Network Infrastructure.

Superintendent of Schools William Hart and Chief Financial Officer Omar Boukili were also present.

The Committee noted that the request and dollar amount was listed in the FY26 Capital Improvement Plan accepted by the City Council. As a result, the Committee recommended favorable action.

The Committee voted: to report back to the City Council with a recommendation for Favorable action.

Respectfully Submitted,

John W. Burley
Clerk of Committees



City of
Everett
Massachusetts

C0007-26

To: Mayor and City Council

From: Councilor Katy L. Rogers

Date: January 12, 2026

Agenda Item:

An ordinance recommending the amendment of Section 37 (Everett Docklands Innovation District ("EDID")) of the city's Zoning Ordinance to add data centers to the prohibited uses portion of the section's use category table

Background and Explanation:

Attachments:

ENROLLED ORDINANCE

PUBLISHED PURSUANT TO CHAPTER 1 SECTION 4.5 OF THE REVISED ORDINANCES OF THE CITY OF EVERETT AND IN COMPLIANCE WITH MASSACHUSETTS GENERAL LAWS Chapter 43, Section 23.

ENROLLED: MM/DD/2026

DATE OF PROPOSED ORDAINMENT: MM/DD/2026



CITY COUNCIL..... No. C0007-26

IN THE YEAR TWO THOUSAND AND TWENTY-SIX

Councilors Katy P. Rogers, Stephanie Martins & Vivian Nguyen

AN ORDINANCE AMENDING SECTION 37 (EVERETT DOCKLANDS INNOVATION DISTRICT (“EDID”)) OF THE CITY’S ZONING ORDINANCE TO ADD DATA CENTERS TO THE PROHIBITED USES PORTION OF THE SECTION’S USE CATEGORY TABLE

WHEREAS: The City of Everett has established the Docklands Innovation District to foster a vibrant, mixed-use environment characterized by high-density employment, creative industries, and active waterfront engagement; and

WHEREAS: The City Council finds that the long-term economic health of the Docklands depends on "active" land uses that generate significant job density, foot traffic, and synergy between neighboring businesses; and

WHEREAS: Data centers, while essential to the modern digital economy, are characterized by exceptionally low employee-to-square-foot ratios and minimal contribution to street-level vitality or the local "innovation ecosystem"; and

WHEREAS: The high energy and cooling demands of data centers may place an undue burden on the local power grid and municipal infrastructure without providing a proportional benefit in terms of workforce development or public use; and

WHEREAS: The City Council seeks to preserve the limited acreage within the Docklands Innovation District for research and development, advanced manufacturing, and commercial uses that better align with the district’s vision.

Now, therefore, by the authority granted to the City Council of the City of Everett, Massachusetts to make and amend ordinances:

Be it Ordained by the City Council of the City of Everett, Massachusetts that the Zoning Ordinance (Appendix A, Section 37 - Everett Docklands Innovation District (“EDID”)) is hereby amended as follows:

SECTION I: AMENDMENT TO USE TABLE

Subsection (d)(4)e. (“The Docklands Innovation District Use Category Table”) is hereby amended as follows:

1. Modify the table entry for “Data Centers” in the Innovation portion of the Use Category Table, to set the use value for each of the sub-districts to blank to indicate the usage is not allowed; and
2. Add an entry for "Data Centers / Data Processing Facilities" in the Prohibitions portion of the Used Category Table. This new entry shall be inserted in a manner to maintain the alphabetical order of the entries in this portion of table. As with the other entries in this portion of the table, the use value for each of the sub-districts will be set to blank to indicate the usage is not allowed.

SECTION II: DEFINITIONS

Subsection (e)(4) is hereby amended by deleting the current definition of “Data Center” and replacing it with the following new definition:

- (4) Data Center / Data Processing Facility: A facility or specialized space primarily used for the centralized housing and operation of computer servers, data storage systems, and associated telecommunications equipment. Such facilities are characterized by high-density power requirements and specialized climate control systems. This definition shall not include small-scale server rooms or IT closets that are clearly incidental and accessory to a primary permitted office, research, or industrial use.

(C0007-26)

SECTION III: SEVERABILITY

If any part of this ordinance is deemed invalid by a court of competent jurisdiction, the remainder of the ordinance shall remain in full force and effect.

SECTION IV: EFFECTIVE DATE

This ordinance shall take effect upon passage by the City Council and subsequent approval by His Honor the Mayor.



A true copy attest

A handwritten signature in black ink that reads "Sergio Cornelio". The signature is written in a cursive style.

Sergio Cornelio, City Clerk

From: [Stephanie McColaugh](#)
To: [Michael Mangan](#)
Subject: Re: Data Center Research - Everett
Date: Tuesday, January 13, 2026 1:36:48 PM

Thank you!

On Tue, Jan 13, 2026 at 12:40 PM Michael Mangan <Michael.Mangan@ci.everett.ma.us> wrote:

Good morning Stephanie,

I will attach this document to the agenda item

Sincerely, Mike
Sent from my iPhone

> On Jan 13, 2026, at 12:04 PM, Stephanie McColaugh <smccolaugh@gmail.com> wrote:

>

> Hello,

>

> Following up on last night's City Council meeting, here is an electronic version of the document I distributed. As you know, there is a push to construct a data center in the innovation district. I have put together some resources for you to better understand the impacts a data center may have on Everett (attached- "Data Center Research"). Note that due to a lack of reporting requirements and various facility sizes, data varies. Please take the time to review, do your own additional research, and consider your position. I have also attached the Davis Company "uses table" (Attachment A), which shows a potential data center at the bottom of page two.

>

> I ask that the City Councilors of Everett, in collaboration with the Administration, and the Planning Board, work expeditiously to revise current zoning to ban the construction of data centers in Everett.

>

> As a blue collar, environmental justice community, subjecting residents to increased electric rates, future water insecurity, diminished air quality, and increased noise is a step in the wrong direction. While this may appear to be a quick economic win (despite minimal jobs after construction), the strain on our electric grid and water systems may very well hamstring more fruitful future development. Particularly should multiple data centers be constructed.

>

> The Davis Company has been in communication with National Grid and Jupiter, indicating that they are pushing this through with no community input, engagement, or transparency on the impact this would have on our utilities or future growth.

>

> Many communities have been blindsided by the construction of data centers in their cities and their negative impacts. I ask that you act now before it is too late. Please allow state and federal regulations time to develop AI regulations, required impact assessments, utility forecasts, and reporting so should Everett in the future choose to allow a data center, it can be constructed and operated in a responsible, sustainable way to ensure that it benefits the long-term growth of our community.



Department of
**Planning &
Development**

April 27, 2026

City Council President Stephanie Smith and Honorable Members of the Everett City Council
Everett City Hall, 484 Broadway, Room 38
Everett, MA 02149

RE: Everett Docklands Innovation District – Proposed Ordinance related to Data Centers

Dear Madam President and Honorable Members of the Everett City Council:

On January 12, 2026, the City Council voted to refer a proposed Zoning Amendment aimed at prohibiting the construction of Data Centers within the Everett Docklands Innovation District (“EDID”) to the Planning Board for review and recommendation. The matter was introduced to the Planning Board on February 2, 2026 and discussed again on March 2, 2026. During the March 2, 2026 meeting, the Planning Board requested that Planning staff conduct additional research and put together a draft Ordinance addressing the concerns raised by Planning Board members, City Councilors, and residents.

Stemming from this request, staff conducted research, including reading public reports and reaching out to relevant government and public entities around the country, to better understand the impacts of the construction and operation of Data Centers, and compiled mitigation strategies to address these impacts. Performed in conjunction with the two Sponsors of the original Ordinance, the updated Ordinance includes both new and revised definitions of Computer Rooms and Data Centers, proposes changes to the existing Use Table for the EDID, codifies required Findings of Fact that the Planning Board – as the Special Permit Granting Authority – must consider in their review of a Data Center proposal, and outlines submission requirements that a Proponent of a Data Center must provide to the Planning Board in connection with their proposal. Separate from the Ordinance, a list of potential conditions of approval for the construction of a Data Center has also been provided to the Board that can be utilized during the review of a Data Center proposal. The draft ordinance proposed by the Planning Board is intended to replace in full the original draft sent by the City Council to the Planning Board, i.e., the draft ordinance, as proposed, does not contemplate making all data centers of all sizes as a prohibited use within the district.

The Planning Board voted unanimously on Monday, April 6th to provide a **FAVORABLE RECOMMENDATION** of the draft Ordinance to the City Council for their consideration with the following proposed amendments made on the floor:

1. Amend Section 37(f)(3)(a)(iii)(A) as follows (additions are identified as ***bold/italics*** and deletions are identified as ~~strike throughs~~):
 - A. ***Backup-Electricity***: Any generators that are to be used as a backup energy source to support the Data Center may only be used when the electrical grid goes down.



City of Everett

484 Broadway, Everett, MA 02149 • 617-394-2270 • www.cityofeverett.com

These generators shall be supported by the least-intrusive energy source possible, including ~~natural gas~~ or sustainable energy. Under no circumstance can diesel be the source of energy for these generators.

2. Amend Section 37(f)(3)(a)(iv) as follows (additions are identified as *bold/italics* and deletions are identified as ~~strike-throughs~~):
 - iv. Local Job Creation: The proposed Data Center will substantially add to local permanent jobs, with a livable wage, by directly supporting high-employment industries within 1,000' of the proposed Data Center *the city of Everett*.

Please note that this proposed Ordinance pertains solely to the EDID; a separate Citywide Ordinance will be introduced to the City Council shortly for their consideration.

Thank you.



Matt Lattanzi, Esq.
Director, Department of Planning & Development

ENROLLED ORDINANCE
*PUBLISHED PURSUANT TO CHAPTER 1 SECTION 4.5 OF THE REVISED ORDINANCES
OF THE CITY OF EVERETT AND IN COMPLIANCE WITH MASSACHUSETTS GENERAL
LAWS Chapter 43, Section 23.*

ENROLLED:
DATE OF PROPOSED ORDAINMENT:



CITY COUNCILNo. C0--- - 26

IN THE YEAR TWO THOUSAND AND TWENTY-SIX

**AN ORDINANCE TO AMEND SECTION 37 – “EVERETT DOCKLANDS
INNOVATION DISTRICT (EDID)” – OF THE CITY OF EVERETT ZONING
ORDINANCE**

Councilor /s/ Stephanie Smith, as President

Whereas: This ordinance is to amend Section 37, “Everett Docklands Innovation District (EDID)”, of the City of Everett Zoning Ordinance;

Whereas: Section 12 of the City of Everett Zoning Ordinance enables the City Council to “...amend, supplement, or change these [Zoning] regulations or districts as provided by statute”;

Whereas: Data Centers are a new and emerging industry which, until now, has not been defined nor regulated in our Ordinances;

Whereas: Concerns have been raised over the environmental impacts, including, but not limited to, air pollution and noise pollution, that Data Centers may bring to the community;

Whereas: Data Centers may increase air pollution, including the release of fine particulate matter, which have been linked to respiratory-health consequences including asthma, lung cancer, and heart issues (see Ren., S. & Wierman, A. (2025, November 5). “Mitigating the Public Health Impacts of AI Data Centers”. Harvard Business Review.)

Whereas: Data Centers that utilize diesel generators and HVAC systems may generate significant noise pollution, reaching levels that are harmful to both humans and local wildlife (see Tao, Y. & Gao, P. (2025, September). *Global data center expansion and human health: A call for empirical research*. Science Direct. Global data center expansion and human health: A call for empirical research – ScienceDirect)

Whereas: Everett has been identified as an Environmental Justice Community, having met specific income, minority, and/or English-proficiency criteria, and bears the burden of

significant environmental pollution risks;

Whereas: The City of Everett has higher mortality rates than the State average (178.6/100,000 in Everett vs. 156.0/100,000 in Massachusetts), including lung cancer, as well as higher respiratory disease hospitalizations than the State average (92.9/100,000 in Everett vs. 66.5/100,000 in Massachusetts for Asthma Emergency Department Visits and 34.7/100,000 in Everett vs. 26.3 in Massachusetts for COPD Hospitalizations) (see “Massachusetts Department of Public Health, Registry of Vital Records and Statistics. Grouped for 2012-2016” | “Massachusetts Department of Public Health, MA Division of Health Care Finance and Policy Uniform Hospital Discharge Dataset System, 2015”).

Whereas: The large amount of electricity consumed by Data Centers could have a negative impact on the electric utility rates paid by our local residents (see Kimball, S. & Cortes, G. (2025, November 14). “Data centers are concentrated in these states. Here’s what’s happening to electricity prices”. CNBC);

Whereas: Water usage to operate Data Centers can far exceed that of similarly-sized industry, potentially placing a strain on local water supply (see Offutt, M.C. & Zhu, L. (2025, August 26). “Data Centers and Their Energy Consumption: Frequently Asked Questions”. Congress.gov.);

Whereas: The originally-referred Zoning Amendment from the City Council to the Planning Board on January 12, 2026 sought an outright prohibition on the construction of Data Centers within the Everett Docklands Innovation District; and

Whereas: Properly regulated and properly situated Data Centers could spur local economic development through the redevelopment of the Everett Docklands Innovation District by way of job creation and revenue generation;

Now, therefore, by the authority granted to the City Council of the City of Everett, Massachusetts to make ordinances:

Be it Ordained by the City Council of the City of Everett, Massachusetts that the Revised Ordinances of the City of Everett be amended as follows:

1. Amend the Use Table codified in Section 37 Everett Docklands Innovation District (“EDID”), (d) Master Planned Development Standards (4) Use Provisions (c) as follows (additions are identified as ***bold/italics*** and deletions are identified as ~~strike-throughs~~):

USE CATEGORY	Master Planned Uses		Non-Master Planned Uses Less Than 5,000 sq ft of Gross Floor Area		Non-Master Planned Uses Greater Than 5,000 sq ft of Gross Floor Area	
	Sub A	Sub B	Sub A	Sub B	Sub A	Sub B
INNOVATION Data Center <i>Small <20,000</i>	<i>SP</i>	<i>SP</i>	SP	SP	SP	SP

USE CATEGORY	Master Planned Uses		Non-Master Planned Uses Less Than 5,000 sq ft of Gross Floor Area		Non-Master Planned Uses Greater Than 5,000 sq ft of Gross Floor Area	
	Sub A	Sub B	Sub A	Sub B	Sub A	Sub B
INNOVATION						

³ "Data Center Small" shall be limited up to 20,000 sq. ft. and/or up to 5 MW capacity, whichever is less, and shall not be the primary use of the structure.

2. Amend the Use Table codified in Section 37 Everett Docklands Innovation District ("EDID"), (d) Master Planned Development Standards (4) Use Provisions (c) as follows (additions are identified as ***bold/italics*** and deletions are identified as ~~strike-throughs~~):

USE CATEGORY	Master Planned Uses		Non-Master Planned Uses Less Than 5,000 sq ft of Gross Floor Area		Non-Master Planned Uses Greater Than 5,000 sq ft of Gross Floor Area	
	Sub A	Sub B	Sub A	Sub B	Sub A	Sub B
PROHIBITED USES						
<i>Data Center Large ≥20,000 sf⁴</i>	-	-	-	-	-	-

⁴ "Data Center Large" shall be defined as any Data Center occupying over 20,000 sq. ft. and/or having a capacity over 5 MW, whichever is less.

3. Amend Section 37 Everett Docklands Innovation District ("EDID"), (e) Definitions applicable to EDID to add new definition (3) as follows, and renumber the succeeding, existing definitions (additions are identified as ***bold/italics*** and deletions are identified as ~~strike-throughs~~):

(3) Computer room: A room within a building whose primary function is to house electronic equipment for an entity located on site and that has a design information technology equipment (ITE) power density exceeding 20 watts/ft² (215 watts/m²) of conditioned floor area. A computer room is ancillary to the onsite use and shall constitute no more than 10% of square footage without a special permit.¹

4. Amend Section 37 Everett Docklands Innovation District ("EDID"), (e) Definitions applicable to EDID, (4) Data Center as follows (additions are identified as ***bold/italics*** and deletions are identified as ~~strike-throughs~~):

~~(4) Data Center: Data Center shall mean a use involving a building/premise in which the primary use is occupied by computers and/or telecommunications and related equipment, including supporting equipment, where information is processed, transferred and/or stored.~~
Building(s) or portions of buildings used to house information technology or telecommunications equipment with which digital information is processed, transferred, and/or stored on behalf of or owned by off-site enterprises. A data center may include

¹ American Society of Heating, Refrigerating, and Air-Conditioning Engineers ("ASHRAE") 90.1

associated ancillary structures, including but not limited to, offices, security buildings, cooling water tanks, and backup power systems. This definition does not include on-site computer rooms associated directly with allowable uses.

5. Amend Section 37 Everett Docklands Innovation District (“EDID”), (f) Administration to add new subsection (3), entitled “Data Center Special Permit Requirements” as follows (additions are identified as ***bold/italics*** and deletions are identified as ~~strike-throughs~~):

(3) Data Center Special Permit Requirements.

a. For any proposed Data Center (Small), as defined in Section 37(d)(4), the Special Permit Granting Authority shall make the following findings of fact prior to issuance of a Special Permit for such use:

- i. Water: Data Centers shall implement a closed-loop or similar cooling system, which utilizes only non-potable water for the cooling of a Data Center. This may be achieved through purple pipe systems, grey-water systems, or other adequate technology evidenced to the SPGA.***
- ii. Noise: A minimum of a 200’ setback shall be provided between a Data Center and residential and/or noise-sensitive uses, unless the Proponent provides a noise study that satisfactorily shows that, as determined by the SPGA, the proposed design is sufficient to mitigate any potential noise impacts such that the project will not adversely impact residential and/or noise sensitive uses.***
- iii. Electricity: Sufficient renewable on-site power generation or off-site power generation with a dedicated transmission line to their site (which shall be paid for entirely by the Proponent of the Data Center so as not to impact local rate payers) to operate and maintain the proposed Data Center shall be provided. This may be achieved in a variety of ways, including power purchase agreements, solar energy, wind energy, etc. Proponent shall make publicly available their utility usage on a monthly basis.***

A. Backup-Electricity: Any generators that are to be used as a backup energy source to support the Data Center may only be used when the electrical grid goes down. These generators shall be supported by the least-intrusive energy source possible, including natural gas or sustainable energy. Under no circumstance can diesel be the source of energy for these generators

- iv. Local Job Creation: The proposed Data Center will substantially add to local permanent jobs, with a livable wage, by directly supporting high-employment industries within 1,000’ of the proposed Data Center.***

6. Amend Section 37 Everett Docklands Innovation District (“EDID”), (f) Administration to add new subsection (4), entitled “Data Center Submittal Requirements” as follows (additions are identified as ***bold/italics*** and deletions are identified as ~~strike-throughs~~):

(4) Data Center Submittal Requirements.

- i. Water: Proponent must provide a maintenance plan to the SPGA any proposed cooling system, specifying the expected daily water use, the maintenance of the***

water system, the frequency of "flushing" the used-water, and an explanation on how the water is treated prior to discharge.

- ii. Noise: Proponent shall show on a plan the location(s) of any noise monitors that will be installed on/around the site.*
- iii. Electricity: Proponent must submit a generator report if any generators will be utilized on the site. This report must contain: (1) the location of the generator(s); (2) the capacity of the generators; (3) the estimated cycling frequency of the generators; (4) the source of energy utilized for these generators; and (5) a Noise Study submitted specifically in relation to the generators.*

#1- C0007-26

Legislative Affairs & Election Committee
May 11, 2026

The Committee on Legislative Affairs & Elections met on Monday, May 11, 2026 at 6:30pm in the City Council Chambers.

The meeting was recorded by ECTV and can be viewed on the City of Everett website.

Members present were Councilor Michael Marchese, presiding, Councilors Stephanie Martins, Anthony DiPierro and Katy Rogers.

The Committee considered an Ordinance offered by Councilors Katy Rogers, Vivian Nguyen and Stephanie Martins: An Ordinance amending Section 37 (Everett Docklands Innovation District (“EDID”) of the City’s Zoning Ordinance to add data centers to the prohibited uses portion of the section’s use category table.

Chief Development Officer Monica Lamboy and Representatives of the Davis Company were also present.

Councilor Rogers noted that the Ordinance was proposed this past February and sent to the Planning Board to hold the required hearings. She mentioned that she also had a number of conversations with the Mayor’s Administration on the proposed Ordinance and that the Planning Board presented some proposed amendments to the City Council on the Ordinance. She recommended that the matter be referred out of Committee with a favorable recommendation to the full City Council to allow all members the opportunity to discuss the proposed amendments offered by the Planning Board.

The Committee voted: To report back to the City Council with a recommendation for Favorable action.

Respectfully Submitted,

John W. Burley
Clerk of Committees



City of
Everett
Massachusetts

C0135-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 11, 2026

Agenda Item:

An order requesting approval to appropriate by borrowing the amount of \$2,000,000.00 for the purpose of funding the MSBA High School Feasibility Study Project

Background and Explanation:

Attachments:



Office of Mayor
Robert J. Van Campen

May 5, 2026

The Honorable City Council
City Hall
484 Broadway
Everett, Massachusetts 02149

Dear Honorable Members:

I hereby request City Council authorization to borrow a sum not to exceed \$2,000,000 for the purpose of funding the MSBA High School Feasibility Study Project.

The proposed borrowing will fund the feasibility phase required by the Massachusetts School Building Authority (MSBA), allowing the City to hire an Owner's Project Manager (OPM) and an architectural/design team. These services will support the development and evaluation of multiple options for the future of Everett High School, including addition/renovation scenarios and a potential new-build option. This phase includes educational visioning, site and building assessments, cost modeling, and the preparation of all documentation required by MSBA.

This project is necessary to determine the most cost-effective, educationally appropriate, and sustainable long-term solution for addressing the City's high school facility needs, including overcrowding, aging infrastructure, and programmatic deficiencies.

The City intends to finance this project through general obligation bonds, in accordance with applicable Massachusetts General Laws.

Approval of this borrowing authorization will allow the City to proceed with the MSBA-mandated feasibility process, remain on schedule within the MSBA pipeline, and secure the professional services required to advance the project to the next phase.

I recommend your favorable passage of this order.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "R. J. Van Campen".

Robert J. Van Campen
Mayor of the City of Everett



City of Everett



May 5, 2026

City of Everett, Massachusetts

CITY COUNCIL

Offered By: _____
Councilor Stephanie Smith, as President

<p>Bill Number: Bill Type: Order</p>	<p>Be It Ordered: By City Council OF THE CITY OF EVERETT, as follows:</p> <p>That the City of Everett hereby authorizes the borrowing of a sum not to exceed \$2,000,000.00, in accordance with applicable Massachusetts General Laws, for the purpose of funding the MSBA High School Feasibility Study Project said funds to be administered by The City which intends to finance this project through general obligation bonds.</p> <p>Said funds shall include the payment of all other costs incidental and related thereto. and that to meet this appropriation the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to M.G.L. c.44, §8 or pursuant to any other enabling authority, and to issue bonds and notes therefore, provided, that any premium received upon the sale of any bonds or notes approved by this Order, less any such premium applied to the payment of the costs of such issuance of bonds or notes, may be applied to the payment of costs approved by this order in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; and to take any other action relative thereto.</p>
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City of Everett



C0132-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 11, 2026

Agenda Item:

A petition requesting a new class 1 motor vehicle dealer license for Boston Freightliner. at 2 Riverside Drive
(New license holder)

Background and Explanation:

Attachments:



City of
Everett
Massachusetts

C0124-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 11, 2026

Agenda Item:

A petition requesting the renewal of an innholder's license for Encore Boston Harbor at 1 Broadway

Background and Explanation:

Attachments:



C0138-26

To: Mayor and City Council

From: Councilor Stephanie V. Smith

Date: May 26, 2026

Agenda Item:

Executive Session to discuss lawsuit filed against the City (Colameta v. City of Everett et al). In accordance with M.G.L. ch 30A, s. 21(a)(3), the purpose of this executive session is to discuss litigation strategy in executive session because discussing said strategy in an open meeting may have a detrimental effect on the litigation positions of the City, Mayor and Council.

Background and Explanation:

Attachments:

UNITED STATES DISTRICT COURT
for the
DISTRICT OF MASSACHUSETTS

5/18/26
u

PHILIP T COLAMETA

Plaintiff

Civil Action No.:
1:26-CV-11853-PGL

v.

CITY OF EVERETT, ET AL.

Defendant

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

*City of Everett, Mayor
484 Broadway
Everett, MA 02149*

EVERETT CITY CLERK'S OFFICE
REC'D 2026 MAY 18 AM 12:04

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) --- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) --- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

*Mitchell Norris
Law Offices, 27 Harvard Street, Brookline, MA 02445*

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

ROBERT M. FARRELL

CLERK OF COURT

/s/ - Courtney Horvath

Signature of Clerk or Deputy Clerk



ISSUED ON 2026-04-23 08:23:51, Clerk USDC DMA

Civil Action No.: 1:26-CV-11853-PGL

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) _____
was received by me on (date) _____.

I personally served the summons on the individual at (place) _____
_____ on (date) _____; or

I left the summons at the individual's residence or usual place of abode with (name) _____
_____, a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) _____, who is
designated by law to accept service of process on behalf of (name of organization) _____
_____ on (date) _____; or

I returned the summons unexecuted because _____; or

Other (specify):

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____.

I declare under penalty of perjury that this information is true.

Date

Server's Signature

Printed name and title

Server's Address

Additional information regarding attempted service, etc:

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS.

CIVIL ACTION NO: _____

PHILIP T. COLAMETA
Plaintiff

v.

CITY OF EVERETT
And
ROBERT VAN CAMPEN,
Individually

Defendants

COMPLAINT AND DEMAND FOR JURY TRIAL

INTRODUCTION

1. This is an action under 42 U.S.C. section 1983, MGL Chapter 12 sections 11H and 11I, and common law, against the City of Everett and the Mayor of the City of Everett in his individual capacity. The action is based upon the illegal removal of Plaintiff Philip T. Colameta from his position as a Member of the Everett Housing Authority. Mr. Colameta was illegally removed from the position he held for 13 years, in violation of his Constitutional and statutory rights, because he vocally opposed the election of Defendant Van Campen to be Mayor of Everett, and openly and frequently campaigned for Mayor Van Campen's opponent, the former Mayor. Mr. Colameta has been denied procedural due process rights to contest his removal under MGL Chapter 121B section 6, and has been retaliated against for exercising his First Amendment Rights.

2. The actions of the City of Everett and Mayor Van Campen in removing Plaintiff from his position, were taken solely to punish Plaintiff for his constitutionally protected political speech and association. In taking these actions, Mayor Van Campen and the City of Everett, intentionally failed to follow the procedures set forth in MGL Chapter 121B section 6, which establishes procedural requirements for the removal of Members of Housing Authorities.

JURISDICTION AND VENUE

3. This Court has subject matter jurisdiction over this action pursuant to 28 USC section 1331 and 1343(a)(3), as this civil action seeks to redress the violation of constitutional equal rights, and presents federal questions arising under the Constitution of the United States.

4. Any and all state law claims contained in this complaint form part of the same case or controversy and therefore fall within the Court's supplemental jurisdiction pursuant to 28 USC section 1367.

5. Venue is proper in this district under 28 USC section 1391(b) because all parties are citizens of this district, the events or omissions giving rise to the claims occurred in this district, and the defendants perform their duties, reside in and do business in this district and are subject to personal jurisdiction in this district.

THE PARTIES

6. Philip T. Colameta is a male citizen of the United States. At all times relevant to this complaint up to and including the present date, he has been and is, a resident of the City of Everett, Middlesex County, Massachusetts.

7. The City of Everett is a city located in Middlesex County, Massachusetts, which is subject to suit in its own name. It has a principal place of business in Everett, Middlesex County, Massachusetts.

8. Robert Van Campen is the current Mayor of the City of Everett. He was elected in November 2025 in a heavily contested election, and took office in January 2026. He is a resident of Everett, Middlesex County, Massachusetts.

FACTUAL BACKGROUND

9. Mr. Colameta served as a Member of the Everett Housing Authority for 13 years, until on or about March 10, 2026. In his position as a Member of the Everett Housing Authority, Mr. Colameta was paid \$10,000.00 per year by the Everett Housing Authority.

10. Mr. Colameta had been appointed as a Member of the Everett Housing Authority several times by Mayors of Everett, and those appointments were approved by the Everett City Council. Mr. Colameta's most recent appointment as a "Member" occurred on January 22, 2024. He was appointed for a term of five years, expiring on February 1, 2029.

11. In performing his job duties as a Member of the Everett Housing Authority, Mr. Colameta has abided by the highest ethical standards, he has performed his duties diligently to the best of his abilities and understanding, and he has fully complied with relevant rules, regulations, laws, ordinances and the Everett City Charter.

12. Mr. Colameta's family has been involved in the City of Everett government and City of Everett community activities for generations.

13. Mr. Colameta served as a Member of the Everett Housing Authority to benefit members of the Everett community and to help them with their housing needs.

14. In his position as a Member of the Everett Housing Authority, Mr. Colameta was not employed as a policymaker. Mr. Colameta was not employed as a policymaker whose function required that he have political loyalty to the Mayor of Everett. Mr. Colameta was not significantly connected to policy making as a Member of the Everett Housing Authority.

15. The efficiency of the City of Everett government was not interfered with by Plaintiff serving in his position as a Member of the Everett Housing Authority. Prior to the termination of Mr. Colameta's position as a Member of the Everett Housing Authority, Mayor Van Campen did not note any disagreements with Mr. Colameta on policy or personnel issues before the Everett Housing Authority.

16. Prior to the termination of Mr. Colameta's employment as a Member of the Everett Housing Authority, it was known to Mayor Van Campen, to President of the Everett City Council Stephanie Smith, as well as to many members of the Van Campen administration, that Mr. Colameta supported the reelection of the former mayor, Mayor DeMaria, and had openly campaigned vigorously and frequently for Mayor DeMaria. Mayor Van Campen views Mr. Colameta as a political opponent. Mayor Van Campen has sought retribution against other employees of the City of Everett who supported former Mayor DeMaria.

17. Mayor Van Campen took a number of actions in order to further the retaliation against Mr. Colameta for engaging in his rights to free speech and free association by supporting the reelection of former Mayor DeMaria.

18. On February 11, 2026 Mr. Colameta received a phone call from Mayoral Assistant Mr. Christopher Connolly. Mr. Connolly informed Mr. Colameta that Mayor Van Campen wanted Mr. Colameta to resign from the Everett Housing Authority. Mr. Colameta informed Mr. Connolly that he had no intention of submitting his resignation. In response Mr. Connolly stated that Mayor Van Campen was willing to go to the City Council to have Mr. Colameta formally removed from his position.

19. Several weeks later, on March 3, 2026 Mr. Connolly left a voicemail message for Mr. Colameta. Mr. Connolly asked "what was transpiring" with Mr. Colameta and his position on the Housing Authority. Later that day, Mr. Colameta was informed that Mayor Van Campen had put an agenda item on for the City Council meeting scheduled for March 9, 2026 requesting that the Council "take the necessary action to remove Mr. Phil Colameta from his position as a member of the Everett Housing Authority board."

20. The Council meeting occurred on March 9, 2026. As Mr. Colameta was out of state that day he was not able to attend the meeting. This was a "meeting," and not a "hearing." The Council voted to remove Mr. Colameta from his position. He was removed from his position. Some of the comments during the City Council discussion of this matter were the following:

Mr. Dipierro: "I question whether the mayor and the administration actually have the authority [to remove Mr. Colameta]... The mayor can petition the City Council for removal... this generally doesn't apply to state mandated removal procedures for local housing authorities... Appointments to housing boards are [sic] preliminary governed by Massachusetts General Laws chapter 121B... a member can only be removed for inefficiency, neglect of duty, or misconduct. That member must be provided with written charges at least 14 days before a hearing. A formal hearing, the member has a right to come to a formal hearing, and so forth. You know I don't think the administrative code applies here where MGL supersedes it..."

Mr. Dipierro: "This just really does not pass the smell test to me..."

Ms. Rogers: "... I'm not going to vote in favor of removing Mr. Colameta at this time because there's no further information on why he's being removed in the packet."

21. It was obvious that whether other members of the City Council voted to approve the removal of Mr. Colameta or not, they all realized what was occurring, namely an act of retribution to punish a civil servant for his political opinions and his free speech. They all knew that this was retaliation for Mr. Colameta's support for the reelection of the prior mayor.

22. When Mr. Colameta returned to Massachusetts on March 10, 2026, he discovered 2 letters from Mayor Van Campen. In a letter dated March 3, 2026 Mayor Van Campen stated that he was requesting Mr. Colameta's resignation from the Housing Authority effective March 9, 2026, to be received no later than March 6, 2026. He threatened that if Mr. Colameta did not submit his resignation, he "may petition the City Council to remove" Mr. Colameta from the Housing Authority.

23. Contrary to the letter to Mr. Colameta of March 3, 2026, on March 4, 2026 (prior to the deadline set for Mr. Colameta), Mayor Van Campen wrote to the President and members of the Everett City Council. In that letter he stated that he was requesting the City Council to take necessary action to remove Mr. Colameta from his position as a Member of the Everett Housing Authority.

24. The Mayor's letter to the City Council stated absolutely nothing about any allegation that Mr. Colameta had been inefficient in his job, or that he had neglected his duties, or that he had engaged in misconduct (the bases for removal of a Housing Authority Member set forth in MGL Chapter 121B section 6). No charges at all were stated against Mr. Colameta.

25. On March 10, 2026 Mayor Van Campen sent another letter to Mr. Colameta in which he wrote that he "will not be reappointing you to the Everett Housing Authority board, effective March 10, 2026."

26. The appointment of Members of a Housing Authority in Massachusetts is set forth in MGL chapter 121B Section 5. It is MGL chapter 121B section 6 which deals with the removal of Members of a Housing Authority.

MGL chapter 121B section 6 states the following regarding removal:

"The mayor or city council...may make or receive written charges against...and the mayor with the approval of the city council... may accept the resignation of any member of a Housing Authority... or may, after hearing, remove any such member because of inefficiency, neglect of duty, or misconduct in office provided that such members shall have been given, not less than 14 days before the date set for such hearing, a copy in writing of the charges against him and written notice of the date and place of hearing to be held thereon, and at the hearing shall have been given the opportunity to be represented by counsel and to be heard in his defense."

27. No written charges were presented to Mr. Colameta, there were no allegations made that he had engaged in "inefficiency, neglect of duty or misconduct in office," he was given no notice of charges against him, and he was not allowed any hearing on these matters.

28. Mr. Colameta was removed from his position as a Member of the Everett Housing Authority in clear violation of the statute governing such matters. There was no excuse for that and no explanation which would be valid under relevant laws.

29. The First Amendment to the United States Constitution guarantees to all Americans the rights of free speech and free association, and protects them against interference with those rights by any government action. The actions the Mayor and the City Council engaged in which resulted in the removal of Mr. Colameta from his position as Housing Authority Member, were taken against him solely as punishment for his support of the prior mayor in the November 2025 election. By punishing Mr. Colameta for these activities, his freedom of speech rights and freedom of association rights were being seriously interfered with. Those rights are enforced by federal law, namely 42 U.S. Code section 1983. Mr. Colameta engaged in constitutionally protected conduct, he was then subjected to an adverse action (removal as a Member of the Everett Housing Authority), his protected conduct was a substantial or motivating factor in the adverse action, and the adverse action was based on retaliatory intent. These actions caused harm to Mr. Colameta.

30. Similarly to the First Amendment, Article 16 of the Massachusetts Declaration of Rights protects citizens' right of free speech, and thereby political affiliation and association. The enforcement of Article 16 is through MGL Chapter 12 sections H and I. MGL chapter 12 sections 11H and 11I provide a right of legal action to individuals whose rights under the constitution or laws of the United States, or the constitution or laws of the Commonwealth, have

been interfered with or attempted to be interfered with, by "threats, intimidation or coercion." The political vendetta against Mr. Colameta consists of just such interference through "threats, intimidation or coercion."

31. The Fourteenth Amendment to the United States Constitution (as enforced through 42 U.S. Code section 1983), guarantees to all Americans the right to procedural due process of law in governmental proceedings impacting their property rights. By removing Mr. Colameta from his position without providing him with written notice, the chance to be heard or any other procedural safeguards set forth in MGL Chapter 121B section 6, the City of Everett and Mayor Van Campen were denying Mr. Colameta the right to procedural due process in government proceedings, as set forth in MGL Chapter 121B section 6, and as protected by the Fourteenth Amendment to the United States Constitution.

33. Similarly to the Fourteenth Amendment, Articles 10 and 12 of the Massachusetts Declaration of Rights protect citizens' right to procedural due process of law in governmental proceedings impacting their property rights. By removing Mr. Colameta from his position without providing him with written notice, the chance to be heard or any of the other procedural safeguards set forth in MGL Chapter 121B section 6, the City of Everett and Mayor Van Campen were denying Mr. Colameta the right to procedural due process in government proceedings, as set forth in MGL Chapter 121B section 6. The enforcement of Articles 10 and 12 is through MGL Chapter 12 sections H and I. MGL chapter 12 sections 11H and 11I provide a right of legal action to individuals whose rights under the constitution or laws of the United States, or the constitution or laws of the Commonwealth, have been interfered with or attempted to be interfered with, by "threats, intimidation or coercion." The political vendetta against Mr. Colameta constitutes just such interference through "threats, intimidation or coercion." The retaliatory termination of Mr. Colameta's employment as a Member of the Everett Housing Authority constitutes just such interference through "threats, intimidation or coercion."

34. For the purposes of this litigation, Defendants City of Everett and Mayor Van Campen in his individual capacity, are "persons" under 42 U.S. Code section 1983.

35. The Defendants engaged in intentional or deliberate conduct under color of state law, which proximately caused Plaintiff to suffer the deprivation of federally protected rights under the First and Fourteenth Amendments.

FIRST AMENDMENT CLAIMS

36. Plaintiff engaged in First Amendment protected conduct in his campaigning and support for and vote for the opponent of Mayor Van Campen, he suffered an adverse action as a direct result of exercising these rights to speech and association, his protected conduct played a substantial and motivating part in the adverse action taken against him by Defendants. In relation to his speech, he spoke as a citizen on matters of public concern. But for protected conduct, his employment as a Member of the Everett Housing Authority would not have been terminated. The termination was substantially related to and motivated by his political affiliation. The personnel action occurred and was based upon politically based discriminatory animus.

The First Amendment right to association includes a right to be free of discharge in public employment nearly because of political affiliation and political speech. Plaintiff was discharged based upon political affiliation and political speech. Plaintiff was denied his constitutional rights to freedom of speech and freedom of association.

FOURTEENTH AMENDMENT CLAIMS

37. Mr. Colameta had a property interest in his position as a Member of the Everett Housing Authority pursuant to MGL Chapter 121B section 6.

38. Mr. Colameta was deprived of this property right by random and unauthorized conduct by the Mayor of Everett and the Everett City Council, by their ignoring his rights under MGL Chapter 121B section 6. Mr. Colameta has inadequate post deprivation remedies. Mr. Colameta has no adequate state law remedies.

39. Procedural due process under the Fourteenth Amendment requires notice, a neutral decision maker and an opportunity to be heard. This is to prevent unfair, arbitrary deprivations of rights. Mr. Colameta had no notice, no neutral decision maker and no meaningful opportunity to be heard. There was no adequate process by which Mr. Colameta was removed from his position as a Member of the Everett Housing Authority, in violation of the statute providing such rights to Mr. Colameta. Plaintiff was denied his due process rights.

MGL CHAPTER 12 SECTIONS 11H AND 11I

40. Plaintiff exercised and enjoyed clearly established constitutional rights (under the First and Fourteenth Amendments) and a statutory right (under MGL Chapter 121B section 6), which have been interfered with, and such interference was by threats, intimidation or coercion. Retaliatory behavior such as terminating the Plaintiff for exercising his rights, constitutes the requisite intimidation, threats, or coercion to state a claim under the Massachusetts Civil Rights Act. A scheme of harassment arising from the exercise of secured rights such as that to which Mr. Colameta was subjected, also violates the Massachusetts Civil Rights act.

Section 1983

41. Everett is sued directly under section 1983 as the action of Everett that is alleged to be unconstitutional implements or executes a policy, or decision which were officially adopted and promulgated by Everett's officers, the Mayor and the City Council. These actions set forth in this complaint represent that official policy. Unconstitutional governmental policy can be inferred from a single decision taken by the highest officials responsible for setting policy in that area of a government's business. The Mayor and the City Council have final policy making authority and the challenged action was taken pursuant to a policy adopted by the officials responsible under state law for making policy in those areas of the city's business. The actions alleged establish the existence of an unconstitutional municipal policy. A municipality such as Everett is liable under section 1983 for a single decision by its properly constituted legislative body (such as the decision against Mr. Colameta at issue in this case) whether or not that body has taken similar actions in the past.

42. The unlawfulness of the actions of Everett and Mayor Van Campen was clearly established and any reasonable official would understand that the conduct at issue was unlawful. The facts alleged making out a violation of constitutional and statutory rights, and the rights at issue, were clearly established, and a reasonable person would have known of them. A reasonable official would have understood that what was being done violated the law.

COUNT I-42 USC SECTION 1983-FIRST AMENDMENT RETALIATION-AGAINST CITY OF EVERETT AND ROBERT VAN CAMPEN IN HIS INDIVIDUAL CAPACITY

43. Plaintiff realleges and incorporates by reference as if fully stated herein paragraphs 1-42 above.

44. By their actions set forth herein, both the City of Everett and Robert Van Campen have engaged in First Amendment retaliation against Plaintiff, causing Plaintiff damages.

45. The actions of the City of Everett and Robert Van Campen were taken under color of state law, and were undertaken intentionally or with reckless disregard for Mr. Colameta's constitutional rights to freedom of speech and freedom of association.

46. A reasonable public official would have known that the actions of the City of Everett and Robert Van Campen were in violation of Mr. Colameta's constitutionally protected rights.

47. As a direct and proximate result of the actions of the City of Everett and Robert Van Campen, Mr. Colameta suffered serious harm including lost salary and benefits, a reduction in the anticipated amount of his pension upon retirement, mental anguish and emotional distress.

WHEREFORE, Plaintiff demands that this Court enter Judgment in his favor and against Defendants City of Everett and Robert Van Campen, jointly and severally, in an amount to be determined by this Court, including monies to compensate him for lost back pay and benefits, punitive damages, interest, costs, attorney's fees, reinstatement to his position as a Member of the Everett Housing Authority, and such other and further relief that this Court deems just and proper.

COUNT II-MGL CHAPTER 12 SECTIONS 11H AND 11I-RETALIATION FOR EXERCISING RIGHTS TO FREEDOM OF EXPRESSION AND ASSOCIATION, DENIAL PROCEDURAL DUE PROCESS AND DENIAL OF RIGHTS UNDER MGL CHAPTER 121B SECTION 6- ROBERT VAN CAMPEN IN HIS INDIVIDUAL CAPACITY

48. Plaintiff realleges and incorporates by reference as if fully stated herein paragraphs 1-47 above.

49. By his actions set forth herein, Robert Van Campen have engaged in First Amendment retaliation against Plaintiff, has denied Plaintiff procedural due process in violation of the

Fourteenth Amendment, and denied Plaintiff his rights under MGL Chapter 121B section 6, causing Plaintiff damages.

50. The actions of the City of Everett and Robert Van Campen were taken under color of state law, and were undertaken intentionally or with reckless disregard for Mr. Colameta's constitutional rights to freedom of speech and freedom of association.

52. A reasonable public official would have known that the actions of the City of Everett and Robert Van Campen were in violation of Mr. Colameta's constitutionally protected rights.

53. As a direct and proximate result of the actions of the City of Everett and Robert Van Campen, Mr. Colameta suffered serious harm including lost salary and benefits, a reduction in the anticipated amount of his pension upon retirement, mental anguish and emotional distress.

WHEREFORE, Plaintiff demands that this Court enter Judgment in his favor and against Defendant Robert Van Campen, in an amount to be determined by this Court, including monies to compensate him for lost back pay and benefits, punitive damages, interest, costs, attorney's fees, reinstatement to his position as a Member of the Everett Housing Authority, and such other and further relief that this Court deems just and proper.

COUNT III-42 USC SECTION 1983-FOURTEENTH AMENDMENT VIOLATION OF PROCEDURAL DUE PROCESS-CITY OF EVERETT, ROBERT VAN CAMPEN IN HIS INDIVIDUAL CAPACITY

54. Plaintiff realleges and incorporates by reference as if fully stated herein paragraphs 1-53 above.

55. By their actions set forth herein, both the City of Everett and Robert Van Campen have denied Plaintiff his right under the Fourteenth Amendment to procedural due process, causing Plaintiff damages.

56. The actions of the City of Everett and Robert Van Campen were taken under color of state law, and were undertaken intentionally or with reckless disregard for Mr. Colameta's constitutional right to procedural due process.

57. A reasonable public official would have known that the actions of the City of Everett and Robert Van Campen were in violation of Mr. Colameta's constitutionally protected rights.

58. As a direct and proximate result of the actions of the City of Everett and Robert Van Campen, Mr. Colameta suffered serious harm including lost salary and benefits, a reduction in the anticipated amount of his pension upon retirement, mental anguish and emotional distress.

WHEREFORE, Plaintiff demands that this Court enter Judgment in his favor and against Defendants City of Everett and Robert Van Campen, jointly and severally, in an amount to be determined by this Court, including monies to compensate him for lost back pay and benefits,

punitive damages, interest, costs, attorney's fees, reinstatement to his position as a Member of the Everett Housing Authority, and such other and further relief that this Court deems just and proper.

**COUNT IV-INTENTIONAL INTERFERENCE WITH CONTRACTUAL OR
ADVANTAGEOUS RELATIONSHIPS-ROBERT VAN CAMPEN INDIVIDUALLY**

59. Plaintiff realleges and incorporates by reference as if fully stated herein paragraphs 1-58 above.

60. Plaintiff had an advantageous relationship with the City of Everett, namely his statutory tenure as a Member of the Everett Housing Authority, which was to last until 2029. Defendant Van Campen was aware of that advantageous relationship. Defendant Van Campen knowingly induced the City of Everett to breach the advantageous relationship it had with Plaintiff, by terminating his employment. Defendant Van Campen took these actions in order to injure Plaintiff and retaliate against Plaintiff, for Plaintiff's exercise of his First Amendment rights as set forth above. Defendant Van Campen had an improper motive for his actions against Plaintiff, and malice against Plaintiff. Defendant's actions caused Plaintiff monetary harm. Defendant's actions were personally motivated, and were not within the scope of his position or his employment.

WHEREFORE, Plaintiff demands that this Court enter Judgment in his favor and against Defendant Robert Van Campen, in an amount to be determined by this Court, including monies to compensate him for lost back pay and benefits, interest, costs, attorney's fees, and such other and further relief that this Court deems just and proper.

PLAINTIFF DEMANDS A TRIAL BY JURY AS TO ALL COUNTS AND ISSUES SO TRIABLE

PHILIP T. COLAMETA
By his Attorney,

/s/ Mitchell J. Notis

Mitchell J. Notis, BBO#374360
Law Office of Mitchell J. Notis
27 Harvard Street
Brookline, MA 02445
617-487-8677
mitchnotis@aol.com

EVERETT CITY CLERK'S OFFICE
REC'D 2026 MAY 18 PM 12:49

