

REGULAR MEETING OF THE PEABODY CITY COUNCIL
MAY 14, 2009

PRESENT: COUNCILLORS: BETTENCOURT, GRAVEL, DRISCOLL, MELLO, GAMACHE, OSBORNE, ATHAS, MANNING, GARABEDIAN AND SINEWITZ

ABSENT: COUNCILLOR LIACOS

Meeting of the Peabody City Council opened with a moment of silent prayer after being called to order by City Council President, Barry C. Sinewitz.

Salute to the American Flag.

P495-09 COUNCILLOR GAMACHE - MOVE TO receive and approve the minutes from the last regular meeting of April 30, 2009. (Unanimous)

(Mr. Daniel Barrasso presented an American Flag to State Representative Joyce Spiliotis for her service.)

(MS. JEAN DELIOS, DIRECTOR OF COMMUNITY DEVELOPMENT & PLANNING, APPEARED BEFORE THE CITY COUNCIL REGARDING 45 WALNUT STREET PARK ACQUISITION.)

P496-09 COUNCILLOR MANNING - RESOLUTION TO FILE AND ACCEPT GRANTS WITH AND FROM THE COMMONWEALTH OF MASSACHUSETTS, EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS FOR THE PARKLAND ACQUISITION AND RENOVATION FOR COMMUNITIES PROGRAM FOR IMPROVEMENTS TO 45 WALNUT STREET:

Whereas: Walnut Street Park represents an opportunity to create open space in an area that is heavily urbanized and the redevelopment of this site is a priority as evidenced in the most recent Peabody Open Space and Recreation Plan, Master Plan, Riverwalk Plan, and Walnut Street Park Conceptual Plan; and

Whereas: The Walnut Street Park's ultimate redevelopment, guided in principal by the Conceptual Design Plan, will greatly enhance this site with an entry plaza, pathways, benches, café tables, viewing platform, tot lot, and educational signage highlighting ecological approaches to storm water management and the local leatherworking industry; and

Whereas: The main focus of the Plan is to provide active and passive recreational spaces, and opportunities for social interaction at Walnut Street Park. The cost and fiscal budget constraints prevented the City from proceeding forward with implementation as one project; and

Whereas: The project was instead viewed as series of phases, to be implemented over time, by priority as fiscal resources become available, with the intention of securing grant funding, when and if available, to assist in the effort; and

Whereas: The Executive Office of Energy and Environmental Affairs (EOEEA) is offering reimbursable grants to cities and towns to support the development of land for urban parks and outdoor recreation purposes through the PARC Program, Chapter 933 Acts of 1977, as amended; and

Whereas: Phase II of the Walnut Street Redevelopment Project will cost a total of \$550,000 (Five Hundred and Fifty Thousand Dollars) and the City has allocated \$550,000 from the Urban Development Revolving Loan Fund for the design and construction purposes for Phase II of the Walnut Street Redevelopment Project

COUNCILLOR MANNING - NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEABODY:

1. That the Mayor be and is hereby authorized to file and accept grants from the Executive Office of Energy and Environmental Affairs; and
2. That the Mayor be and is hereby authorized to take such other actions as are necessary to carry out the terms, purposes, and conditions of this grant to be administered by the Community Development Department; and
3. That this resolution shall take effect upon passage. (Carried 10-0; Councillor Liacos absent)

HEARINGS

A public hearing was duly held on the Special Permit application from Manuel & Amybeth Palhares, 1 Carol Ann Road, Peabody, MA. Appearing to speak on behalf of said application was Mr. Manuel Palhares. No one appeared to speak in favor. No one appeared to speak in opposition.

P497-09 COUNCILLOR MELLO - BE IT ORDERED by the City Council of the City of Peabody that the application from Manuel & Amybeth Palhares, 1 Carol Ann Road, Peabody, MA for a Special Permit for a family accessory living area at said 1 Carol Ann Road, Peabody, MA, as filed in accordance with Section 4.7 of the Peabody Zoning Ordinance, be approved based on the following reasons:

REASON: Owing to the fact that the use as approved satisfies a desirable local need, that its design and appearance will not be injurious to the established or future character of the vicinity and the neighborhood, and that said approval is in harmony with the general purpose and intent of the Zoning Ordinance of the City of Peabody. (Carried 10-0; Councillor Liacos absent)

A public hearing was duly held on the application from Walnut Street Auto Sales, 55-57 Walnut Street, Peabody, MA. Appearing to speak on behalf of said application was Mr. Josue Cespedes, 2 Essex Lane, Peabody, MA. No one appeared to speak in favor. No one appeared to speak in opposition.

P498-09 COUNCILLOR MELLO - MOVE TO approve the application from Walnut Street Auto Sales, 55-57 Walnut Street, Peabody, MA to add the name of Josue Cespedes, 2 Essex Lane, Peabody, MA, subject to all papers being in order. (Carried 10-0; Councillor Liacos absent)

The City Council reconvened the recessed public hearing on the application from Palmetto Motor Sales, 100 Foster Street, Peabody, MA. Mr. Angel Cuevas, 15 Dexter Street, Peabody, MA appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P499-09 COUNCILLOR GAMACHE - MOVE TO receive, under suspension of the rules, late communication Item 8 from Angel Cuevas, 100 Foster Street, regarding Parking plan. (Unanimous)

P500-09 COUNCILLOR GAMACHE - MOVE TO receive, under suspension of the rules, late communication Item 1 from Kevin Goggin, Building Commissioner, regarding 100 Foster Street recommendations. (Unanimous)

P501-09 COUNCILLOR ATHAS - MOVE TO approve the Class 2 Motor Vehicle License (transfer) from Palmetto Motor Sales, 100 Foster Street, subject to the following conditions:

1. That the Certified Parking Plan Dated 02/06/08 be the plan of record, which includes the following:
 - a. A maximum of 32 spaces for sales of cars;
 - b. 1 handicapped parking space for customers;
 - c. 2 off-street parking spaces for customers/employees;
 2. That an employee bathroom be installed in the sales office; and
 3. To obtain a building and occupancy permit prior to opening.
- (Carried 10-0; Councillor Liacos absent)

A public hearing was duly held on the Special Permit application from Marc Marrocco, 1385 Hancock Street, Quincy, MA. Appearing to speak on behalf of said application was Attorney Joseph Correnti, Ms. Lisa Davis, Mr. Conor Nagle, Mr. Bill Tabor and Mr. Patrick Dunford. Ms. Jean Delios appeared on behalf of the City. No one appeared to speak in favor. No one appeared to speak in opposition.

P502-09 COUNCILLOR ATHAS - MOVE TO receive, under suspension of the rules, Item 8-H communication from Blair Haney, Community Development Department, regarding Special Permit memo, 19 Howley Street. (Unanimous)

P503-09 COUNCILLOR ATHAS - MOVE TO receive, under suspension of the rules, Item 8-J communication from Peabody Fire Department, regarding Special Permit memo, 19 Howley Street. (Unanimous)

P504-09 COUNCILLOR ATHAS - BE IT ORDERED by the City Council of the City of Peabody that the application from Marc Marrocco, 1385 Hancock Street, Quincy, MA for a Special Permit to allow for an automobile service station at 19 Howley Street, Peabody, MA, as filed in accordance with Section 4.2.5 and 4.4 of the Peabody Zoning Ordinance, be approved based on the following reasons:

REASON: Owing to the fact that the use as approved satisfies a desirable local need, that its design and appearance will not be injurious to the established or future character of the vicinity and the neighborhood, and that said approval is in harmony with the general purpose and intent of the Zoning Ordinance of the City of Peabody. (Carried 10-0; Councillor Liacos absent)

REPORTS OF COMMITTEE

Finance Committee

May 7, 2009

P505-09 COUNCILLOR BETTENCOURT - Reporting for the Finance Committee -We did have a Finance Committee meeting last Thursday, May 7, 2009. Members present at that meeting was myself as Chairman, Councillors: Gravel, Athas, Liacos and Driscoll. We also had present our director of Community Development, Jean Delios; our finance director, Patti Schaffer; and Bill Power, Chairman of the Community Preservation Committee. Also present were Mr. Donald Preston and Mr. William Brauner from the Habitat for Humanity. There was only one item on the agenda and it had been a continued hearing from April 16. The topic was a request submitted by the mayor to transfer \$200,000 from the Community Preservation funds to the Habitat for Humanity to supplement funding sources for the project that's going to be going on here shortly at 5, 12 and 14 Park Street. You may remember that a few months ago we appropriated \$500,000 from our Inclusionary Zoning money to go to this project and the request here was for \$200,000 from the Community Preservation Committee. And the reason for the continuation of the hearing was just because a couple of councillors were more interested in how things are going with the other funding sources, applications being made for additional monies and things of that nature. I think, more or less, we were looking for an update on where we stand with other sources of funding. I think the Committee is in favor of the project, has a lot of confidence in Habitat for Humanity and we were just looking for an update on where things stood. We did have Mr. Brauner and Mr. Preston come up to answer our questions and give us a rundown on where they stand on some of the other applications and requests for funding. After a lengthy discussion the following motions were approved. (Report received)

P506-09 COUNCILLOR BETTENCOURT - MOVE to approve the following appropriation, as submitted by His Honor the Mayor, under date of March 20, 2009:

FROM:

**CPC - Unreserved Fund Balance - \$60,000.00
(Carried 10-0; Councillor Liacos Absent)**

TO:

CPC -Historic Fund Balance - \$60,000.00

P507-09 COUNCILLOR BETTENCOURT - MOVE to approve the following appropriation, as submitted by His Honor the Mayor, under date of March 20, 2009:

FROM:

CPC - Unreserved Fund Balance - \$100,000.00

(Carried 10-0; Councillor Liacos Absent)

TO:

CPC -Affordable Housing Fund Balance - \$100,000.00

P508-09 COUNCILLOR BETTENCOURT - MOVE to approve the following appropriation, as submitted by His Honor the Mayor, under date of March 20, 2009:

FROM:

**CPC - Historic Fund Balance - \$50,000.00
CPC - Affordable Housing Fund Balance - \$150,000.00**

(Carried 10-0; Councillor Liacos Absent)

TO:

CPC -Habitat for Humanity - \$200,000.00

Industrial & Community Development Committee
May 14, 2009

COUNCILLOR MELLO - Reporting for the Industrial & Community Development Committee - We had the Community Development Committee meeting this evening at 6 o'clock. Besides myself, Councillor Athas, Councillor Gravel, Councillor Manning, Councillor Gamache and Councillor Sinewitz all attended. The first two items, Items A and B, the FALA applications for 1 Carol Ann Road and 15 Will Sawyer Road, I already reported out of Committee and both of the applications were approved. We also got an update from the Department of Community Development regarding the construction on the new Wallis Street post office, which at this time has been halted due to some concerns from DEP. Second we had the update on 70 Endicott Street, the environmental cleanup. According to the Department of Community Development all conditions are in compliance. We also had Item C, which was the proposed zoning amendment for Section 6.3.8 regarding reader board signs. Blair Haney from the Department of Community Development, as well as the Building Commissioner, Kevin Goggin, was in attendance and had some discussion. One of the issues here was that the ordinance that was submitted to the subcommittee is going to be rewritten and we are going to take that issue up again at a later date. There are some motions that came from that subcommittee meeting. (Report received)

P509-09 COUNCILLOR MELLO - MOVE TO request that the City Solicitor recover information and provide a legal opinion of the Clerk Magistrate's hearing between the City of Peabody and Dr. Elliot Sherr (205 Andover Street), also including the minutes regarding the same matter from the Sign Review Board. (Unanimous)

P510-09 COUNCILLOR MELLO - MOVE TO request that the City Solicitor provide the City Council with a legal opinion on how existing signs will be affected by the new reader board sign ordinance. (Unanimous)

P511-09 COUNCILLOR MELLO - MOVE TO request that the Industrial & Community Development Department provide to the City Council the new changes in the reader board sign ordinance and to provide that before the City Council's meeting on June 28; TO provide the same to the Planning Board for their June 28 meeting; and TO keep the issue of the reader board sign ordinance in Committee. (Unanimous)

Legal Affairs Committee
May 14, 2009

P512-09 COUNCILLOR MANNING - Reporting for the Legal Affairs Committee - The Legal Affairs Committee met this evening at 6:45. In attendance myself, Councillor Mello, Councillor Athas and sitting in for Councillors Bettencourt and Liacos were voting members Mr. Gravel and Mr. Gamache. Mr. Bettencourt did join later, as did pretty much the full council by the end of the meeting. The first item was a purchase of city-owned land on Beacon Boulevard, map 108, lot 190 resulted in one motion. There was discussion regarding the purchase of city-owned land via a late communication. That late communication altered the agenda item from purchasing to a swap for city-owned land, which after much discussion resulted in a motion by Councillor Athas. (Report received)

P513-09 COUNCILLOR MANNING - MOVE TO receive, under suspension of the rules, late communication Item 2 from Attorney Athan Vontzalides, 27 Lowell Street, regarding Noreen Garland, Map 108, Lot 190. (Unanimous)

P514-09 COUNCILLOR MANNING - MOVE TO request that the Community Development Department, Parks Department and Conservation Commission offer an opinion regarding the land swap proposal from petitioner Noreen Garland. (Unanimous)

P515-09 COUNCILLOR MANNING - Reporting for the Legal Affairs Committee - There was also discussion from another petitioner, Mr. Philip McCarthy from Marblehead, to offer a similar land swap for privately owned property near Brown's Pond and he will be submitting such in writing to the council at a future date. The next was Item B, Special Permit application for EMCO Realty Trust, 682 Lowell Street regarding request for a legal opinion to see if application is properly before the City Council. (Report received)

P516-09 COUNCILLOR MANNING - MOVE TO receive, under suspension of the rules, Item 8-E from John A. Christopher, City Solicitor, regarding Legal opinion, Special Permit application, EMCO Realty Trust, 682 Lowell Street. (Unanimous)

P517-09 COUNCILLOR MANNING - Reporting for the Legal Affairs Committee - The item that was before us was a legal opinion, if the application was properly before the council. The legal opinion was such that it was properly before the council. A motion by Councillor Athas failed in Committee three to two to decline to hold a public hearing. Item C, Nonconforming single-family structures/Special Permits. There was discussion regarding the opinions of the Building Commissioner and the City Solicitor to which they are going to resubmit and enhance their opinions on that matter. In the interest of time we deferred those opinions to be submitted to the next Legal Affairs meeting. No motions were made. And also the final item on the agenda was the bike path and discussion of the hours of use, which was also deferred to the next Legal Affairs meeting in the interest of time. (Report received)

MOTIONS, ORDERS & RESOLUTIONS

P518-09 COUNCILLOR BETTENCOURT - MOVE TO receive, under suspension of the rules, late communication Item 6 from Patricia Davis Schaffer, Director of Finance, regarding Updated 2010 local aid estimate and to refer to the Finance Committee. (Unanimous)

P519-09 COUNCILLOR BETTENCOURT - MOVE TO receive, under suspension of the rules, late communication Item 7 from Patricia Davis Schaffer, Director of Finance, regarding Update of Chapter 70 state aid reductions and to refer to the Finance Committee. (Unanimous)

P520-09 COUNCILLOR GAMACHE - MOVE TO send a communication to our state representatives and our state senator stating our strong opposition to the House, Senate and Governor's Office are doing with the budget and the trickle down effect to the city of Peabody which is going to be devastating and that what they are doing is basically saying to any municipality that's getting a reduction of their state aid there's going to be more layoffs than anticipated, there is almost no doubt that the residential and commercial tax rates are going to go up because of this and we can't even determine what our budget would be with these cuts coming so late in our cycle. So I would hope that we would send a strong letter that we are opposed to any reduction this late in the ball game, specifically the two that are before us, and let them know that the City Council and the administration is strongly looking forward to the support of our state representatives and state senator to try and correct this situation at the state level to take the burden off those people who are our residents that are going to see that -- ultimately pay the price in services and taxes." (Unanimous)

P521-09 COUNCILLOR BETTENCOURT - MOVE TO request that the Community Development Department provide to the City Council a copy of the slide presentation regarding 45 Walnut Street in our next packet. (Unanimous)

P522-09 COUNCILLOR BETTENCOURT - MOVE TO request that the Public Services Department paint a crosswalk across Albert Road in the area of the Bike Path and to also erect signs warning motorists at all crosswalks along the route of the Bike Path. (Unanimous)

P523-09 COUNCILLOR GRAVEL - MOVE TO send a communication to the Director of Finance requesting that the City Council receive a schedule of current outstanding bonds, listing bond amount, start date, end date, principal, interest rate, and annual debt source amount by the next regular meeting. (Unanimous)

P524-09 COUNCILLOR GRAVEL - MOVE TO send a communication to the Director of Finance requesting that the City Council receive schedule of proposed bonds to be issued for FY-2010 by the next regular meeting. (Unanimous)

P525-09 COUNCILLOR GRAVEL - MOVE TO send a communication to the Director of Finance requesting that the City Council receive a budget summary depicting original approved budget amounts, increases based upon approved contracts, an as-is budget based upon agreed upon increases, and health insurance offsets by the next regular meeting. (Unanimous)

P526-09 COUNCILLOR GRAVEL - MOVE TO send a communication to the Director of Finance requesting that the City Council receive a schedule of revenues for FY-09 and FY-10 by category by the next regular meeting. (Unanimous)

P527-09 COUNCILLOR DRISCOLL - MOVE TO send a communication to Mass Highway requesting that pot holes be repaired in the acceleration lane from Lowell Street on to Route 128 southbound. (Unanimous)

P528-09 COUNCILLOR DRISCOLL - MOVE TO receive, under suspension of the rules, Item 8-A communication from Phil Sudenfield, 19 Fay Avenue, Peabody, regarding No turn on red signs and to refer to the Municipal Safety Committee. (Unanimous)

P529-09 CONCILLOR DRISCOLL - MOVE TO receive, under suspension of the rules, Item 8-C communication from Maureen Kiley, 1 Rawding Road, Peabody, regarding Proposed Grandview Avenue park. (Unanimous)

P530-09 COUNCILLOR DRISCOLL - MOVE TO receive, under suspension of the rules, Item 8-G communication from Councillor Robert E. Driscoll regarding Felton Street/Baldwin Street traffic/safety concerns and to refer to the Municipal Safety Committee. (Unanimous)

P531-09 COUNCILLOR GAMACHE - MOVE TO receive, under suspension of the rules, late communication Item 3 from Peabody Veterans Council regarding Memorial Day Parade orders. (Unanimous)

P532-09 COUNCILLOR GAMACHE - MOVE TO receive, under suspension of the rules, late communication Item 5 from Attorney John Keilty on behalf of Goodwill Enterprises Inc. d/b/a Auto Mall Collection, 218 Andover Street (transfer from European Car Haus) and to set up a public hearing. (Unanimous)

P533-09 COUNCILLOR GAMACHE - MOVE TO request that the Public Services Department repair the sidewalk at 1 Carpenter Street. A resident fell due to a sidewalk situation with the tree roots. (Unanimous)

P534-09 COUNCILLOR OSBORNE – MOVE TO receive and approve, under suspension of the rules, Item 8-F communication from Timothy Spanos, City Clerk, regarding Request to relocate polling precinct Ward 1, Precinct 2 from the Peabody-Lynnfield YMCA to Woodbridge Assisted Living Facility, 240 Lynnfield Street effective for the year 2009. (Unanimous)

(COUNCILLOR OSBORNE THANKED EVERYONE FOR ATTENDING PRIDE IN PEABODY DAY, ESPECIALLY THE FRIENDS OF PEABODY LAKES FOR THEIR WORK AT BROWN'S POND)

P535-09 COUNCILLOR ATHAS - MOVE TO request that the Public Services Department unclog the storm drains on Mill Street. (Unanimous)

P536-09 COUNCILLOR ATHAS - MOVE TO request that the Public Services Department erect a "Do not block intersection," sign at the corner of Hourihan Street and the northerly side of Washington Street. (Unanimous)

P537-09 COUNCILLOR ATHAS - MOVE TO request that the Public Services Department vacuum the catch basin in front of the Strongwater Brook grate at 31 Pierpont Street. (Unanimous)

P538-09 COUNCILLOR ATHAS - MOVE TO request that the Public Services Department repair the fencing along Strongwater Brook at 31 Pierpont Street. (Unanimous)

P539-09 COUNCILLOR ATHAS - MOVE TO request that the Public Services Department place a trash barrel in the public parking lot area across from the Pierpont Street Park. (Unanimous)

P540-09 COUNCILLOR ATHAS - MOVE TO receive, under suspension of the rules, late communication Item 4 from Councillor Arthur Athas regarding Guidance on State Fiscal Stabilization Fund Program. (Unanimous)

P541-09 COUNCILLOR MANNING - MOVE TO receive, under suspension of the rules, Item 8-D communication from Dr. C. Milton Burnett, Supt. Of Schools, regarding Student parking policy and to refer to the Municipal Safety Committee. (Unanimous)

P542-09 COUNCILLOR GARABEDIAN - MOVE TO request that the Public Services Department repair the sidewalk at 15 Harrison Avenue. (Unanimous)

P543-09 COUNCILLOR GARABEDIAN - MOVE TO refer the issue of traffic safety at the intersection of Lowell, Russell, Lake and the Hannaford Plaza into the Municipal Safety Committee. That whole intersection has become highly traveled and is becoming extremely dangerous between the Hannaford Plaza and T.J. Maxx and the traffic that's generated going into there. It's very difficult pulling out and getting through that intersection. (Unanimous)

P544-09 COUNCILLOR SINEWITZ - MOVE TO request that the Public Services Department install a curb cut at the corner of 1 Antrim Road and Lisburn Road. (Unanimous)

P545-09 COUNCILLOR SINEWITZ - MOVE TO request that the Public Services Department install a storm drain at 2 Waldingfield Lane. The house is at the bottom and when the water rushes down, it's flooding out the property. (Unanimous)

P546-09 COUNCILLOR SINEWITZ - MOVE TO request that the Public Services Department repair the grass at 31 Perley Avenue. The plows destroyed the grass. (Unanimous)

COMMUNICATIONS FROM HIS HONOR THE MAYOR

P547-09 COUNCILLOR GAMACHE - MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Request to waive bidding requirements for new fire truck. (Unanimous)

P548-09 COUNCILLOR GAMACHE – WHEREAS, in the opinion of the City Council of the City of Peabody, an extreme emergency exists relative to the ability of the Fire Department to respond to calls for service arising from the costly repairs of two fire pumpers that can no longer safely provide fire protection, such conditions as affect the preservation of the health and safety of persons and property of the city, and that normal bidding procedures ought be dispensed with so that a new purchase may be expedited.

THEREFORE BE IT ORDERED by the City Council of the City of Peabody that it will waive local ordinance provisions, and that City Purchasing Agent is authorized to waive requirements of Chapter 30B of the Massachusetts General Laws, with regard to issuance of bids for the purchase of said fire pumper, and that any contract to purchase such fire pumper be awarded pursuant to competitive quotations and approval of the Mayor. (Carried 8-2, 1 absent; Councillors Mello and Athas opposed)

P549-09 COUNCILLOR GAMACHE - MOVE TO receive, under suspension of the rules, Item 7-B communication from His Honor the Mayor regarding Transfer of funds - Reserve Fund to Election Outside Services, \$6,000.00 and to refer to the Finance Committee. (Unanimous)

P550-09 COUNCILLOR GAMACHE - MOVE TO receive, under suspension of the rules, Item 7-C communication from His Honor the Mayor regarding Transfer of funds - Cemetery Sale of Lots & Graves to Cemetery Capital Projects, \$50,000.00 and to refer to the Finance Committee. (Unanimous)

COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

P551-09 COUNCILLOR GAMACHE - MOVE TO receive and approve a communication from Beck Landry, North Shore ARC, regarding Banner request, subject to all papers being in order. (Unanimous)

P552-09 COUNCILLOR GAMACHE - MOVE TO receive a communication from Blair Haney, Community Development Department, regarding Special Permit memo, 1 Carol Ann Road. (Unanimous)

PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

P553-09 COUNCILLOR GAMACHE - MOVE TO receive and approve Utility Contractors License - Procopio Enterprises, Inc., 20 Main Street, Saugus, MA, subject to all papers being in order. (Unanimous)

P554-09 COUNCILLOR GAMACHE - MOVE TO receive Junk Dealers License - Palmetto Motor Sales Ltd., 98 Foster Street and to set up a public hearing. (Unanimous)

P555-09 COUNCILLOR GAMACHE - MOVE TO receive Inflammables License - Lahey Clinic, 1 Essex Center Drive and to set up a public hearing. (Unanimous)

P556-09 COUNCILLOR GAMACHE - MOVE TO receive Rescind Inflammables License - JAK Realty Trust, 7 Winter Street and to set up a public hearing. (Unanimous)

P557-09 COUNCILLOR GAMACHE - MOVE TO receive and approve Lodging House License (Renewal for 2009) Antonio DeLauria, 4 Mill Street, subject to all papers being in order. (Unanimous)

P558-09 COUNCILLOR GAMACHE - MOVE TO receive and approve the following Junk Dealer Licenses (Renewals for 2009), subject to all papers being in order:

Peabody Estate Buyers, Inc., 43 Main Street Charland Appliance Center 48 Foster Street
(Unanimous)

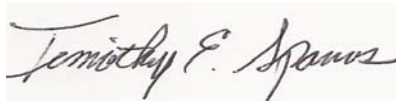
P559-09 COUNCILLOR GAMACHE – MOVE TO receive and approve the Innholder License renewal application from Homestead Studio Suites, 200 Jubilee Drive, subject to all papers being in order. (Unanimous)

UNFINISHED BUSINESS FROM THE PRECEDING MATTER

P560-09 COUNCILLOR GRAVEL - MOVE TO request that the City Council send a commendation to Tom Gould congratulating him on being awarded a North Shore 100 award and to also thank him for his services over the years, as well as congratulating him on that award. (Unanimous)

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 9:45 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, MAY 20, 2009
RETURNED BY HIS HONOR THE MAYOR, MAY 20, 2009



ATTEST

(Timothy E. Spanos, City Clerk)