

**REGULAR MEETING OF THE PEABODY CITY COUNCIL**  
**FEBRUARY 10, 2022**

PRESENT COUNCILLORS: GOULD, ROSSIGNOLL, MANNING-MARTIN, PEACH, WELTON, O'NEILL, MCGINN, GAMACHE, TURCO, DAIGLE, AND MELVILLE

ABSENT COUNCILLORS:

An in-person and remotely held meeting of the Peabody City Council opened with a moment of silent prayer after being called to order by City Council President Ryan Melville.

Salute to the American Flag.

COUNCILLOR MELVILLE – OPEN MEETING LAW STATEMENT: THIS MEETING IS BEING TELEVISED LIVE ON CABLE CHANNEL 9 AND BEING TAPED BY PEABODY ACCESS TV, AND ALSO BEING RECORDED BY OUR CITY COUNCIL STENOGRAPHER.

P60-22 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the Regular Meeting of January 27, 2022.  
(Unanimous)

**HEARINGS**

The City Council reconvened the recessed public hearing on the application submitted by Eagle Point Gas Station d/b/a Wilson Square Garage, 8 Andover Street (a/k/a 2 Andover Street), Peabody, MA. Mr. Safwat Aloudat appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P61-22 COUNCILLOR PEACH – MOVE TO receive, under suspension of the rules, late communication Item 3 from Mr. Safwat Aloudat, 8 Andover Street, regarding Agreement with Town Fair Tire Centers for junk tire casings.  
(Unanimous)

P62-22 COUNCILLOR PEACH – MOVE TO approve the application submitted by Eagle Point Gas Station d/b/a Wilson Square Garage, 8 Andover Street, a/k/a 2 Andover Street, Peabody, MA, for the transfer of a Class 2 Motor Vehicle License at said 8 Andover Street (a/k/a 2 Andover Street), Peabody, MA, subject to all papers being in order.  
(Carried 11-0)

P63-22 COUNCILLOR PEACH – MOVE TO receive, under suspension of the rules, late communication Item 4 from Atty. Joseph MacDonald on behalf of Extreme Packing Solutions, 7 Webster Street, Unit F, Peabody, MA, regarding Request to Continue.  
(Unanimous)

P64-22 COUNCILLOR PEACH – MOVE TO continue the public hearing on the application from Extreme Packing Solutions, Inc., c/o Keith Tobin, President, 7 Webster Street, Unit F, Peabody, MA, until Thursday, February 24, 2022.  
(Unanimous)

**REPORTS OF COMMITTEE****MUNICIPAL SAFETY COMMITTEE****FEBRUARY 10, 2022**

P65-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – We held a Municipal Safety Committee meeting this evening. Present was myself as chair, Councillor Gamache, Councillor Gould, Councillor Rossignoll, and sitting in for Councillor Welton was Councillor Turco. We had three items on the agenda. The first item was the issue of right turns on red in the City and what we've decided to do is take an approach where we are going to ask Captain Richards to remove the prohibition of a right turn on red at a couple of intersections that were referred by some councillors. Councillor Gamache has entered into record to remove the prohibition of right turns on red at the west exit of the high school, Prospect Street and Lowell Street, Lowell Street at Prospect Street, and to eliminate the delay at the traffic light at the temple. (Report received)

P66-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – MOVE TO request that the Public Services Department remove any signage regarding the prohibition of right turns on red at the west exit of the Peabody Veterans Memorial High School heading west on Lowell Street, on Prospect Street heading west on Lowell Street, on Lowell Street heading north on Prospect Street; and to request that Fire Alarm eliminate the delay on the traffic light at the Temple Ner Tamid of the North Shore. (Unanimous)

P67-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – Additional intersections were offered by Councillor Turco. (Report received)

P68-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – MOVE TO request that the Public Services Department remove the signage regarding the prohibition of right turns on red southbound on Summit Street going westerly to Lynnfield Street, eastbound on Lynnfield Street going southerly to County Street, and request that Captain Richards review and provide assessments to the City Council after 60 days. (Unanimous)

P69-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – MOVE TO request that Captain Richards and the City Engineer review all intersections throughout the City that currently prohibit right turns on red and provide the City Council with recommendations for possible removal. (Unanimous)

P70-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – Another item by Councillor Gould was regarding an update on the recommendations for truck traffic signage for Gardner Street. That's still under review and will be kept in committee. (Report received)

P71-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – The third item was the issue of Auto Factory, 156 Newbury Street, loading and unloading vehicles in the breakdown lane and causing safety concerns for the residents at Family Estates, 154 Newbury Street. It was a very good discussion with a lot of suggestions on coming to a solution. The neighbors were in attendance. Expressing their concerns were Lorraine Hutchins, Theorella Haskell, and Mike Merowski, all of Family Estate Cooperative, talking about the safety issues and offering suggestions for resolution. Nick Markos, the owner of Auto Factory, was present. We did have a lively discussion and two motions came from this meeting offered by Councillor Rossignoll. (Report received)

P72-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – MOVE TO request that a communication be sent to the Massachusetts State Police requesting better enforcement of the breakdown lane at 154-156 Newbury Street and to further request that the State Police advise us on how we can assist them with enforcement.

(Unanimous)

P73-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – MOVE TO request that a communication be sent to MassDOT to request signage at 154-156 Newbury Street prohibiting the loading and unloading of vehicles in the breakdown lane with stated fines.

(Unanimous)

P74-22 COUNCILLOR MANNING-MARTIN – Reporting for the Municipal Safety Committee – Councillor Gamache has some tidying up on some issues that were raised by the residents at 156 Newbury Street and so we're going to keep this item in committee. (Report received)

### **COMMITTEE OF THE WHOLE**

#### **FEBRUARY 10, 2022**

P75-22 COUNCILLOR MELVILLE – Reporting for the Committee of the Whole – This evening we had Committee of the Whole meeting, which was to address the annual review of the Mayor's salary per the Charter. Councillor Gould made a motion to draft and advertise the increase of the Mayor's salary from \$122,400 to \$126,000. Councillor Gould had mentioned the mayor's salary will now be in line with regional mayors and other councillors had some comments. Part of the report of committee was Councillor O'Neill's discussion on updating the language in the Charter regarding the council's salary. (Report received)

P76-22 COUNCILLOR MELVILLE – Reporting for the Committee of the Whole – MOVE TO increase the annual compensation of the Mayor from \$122,400.00 to \$126,000.00 and that Section 2-13 of the City Code be amended to reflect the same and the ordinance be advertised as read.

(Carried 10-0; Councillor Peach voting present)

P77-22 COUNCILLOR MELVILLE – Reporting for the Committee of the Whole – The second item, which will stay in committee, was from Councillor O'Neill to review the Code of the City of Peabody, specifically Section 2-13, Salary of the City Council, and discuss whether the salary of the members of the City Council should continue to be a percentage of the Mayor's salary or remove all language linking them. The reason it is staying in the Committee of the Whole is this will be part of a larger discussion on the City Charter, which will begin next month in March. (Report received)

### **MOTIONS, ORDERS AND RESOLUTIONS**

P78-22 COUNCILLOR GOULD (Co-motion with Councillor Peach) – MOVE TO request that Captain Richards and the traffic division review the intersection of Howley Street and Walnut Street for vehicles speeding and report back to the City Council.

(Unanimous)

P79-22 COUNCILLOR MANNING-MARTIN – MOVE TO receive, under suspension of the rules, Item 7-C communication from His Honor the Mayor regarding Transfer of Funds – FY 2022 Legal Budget \$75,000 and refer to the Finance Committee.

(Unanimous)

P80-22 COUNCILLOR MANNING-MARTIN – MOVE TO request that City Solicitor Donald Conn, Finance Director Mike Gingras, and Chief Assessor Susan Antonellis assess whether the Salem Country Club has jeopardized their tax-exempt status under Chapter 61B Open Space and Recreational Land with the removal of hundreds of trees on their property.

(Unanimous)

P81-22 COUNCILLOR PEACH – MOVE TO receive and approve, under suspension of the rules, Item 9-A Class 2 Motor Vehicle License (Renewal for 2022) Spofford Automotive, 55R Walnut Street, subject to all papers being in order.

(Unanimous)

P82-22 COUNCILLOR PEACH – MOVE TO receive, under suspension of the rules, Item 9-C Entertainment License (New) The NexMex Thing, 5 Central Street, and set up a public hearing.

(Unanimous)

P83-22 COUNCILLOR PEACH – MOVE TO refer a discussion of implementing a city-wide sidewalk snow and ice removal ordinance with fines to the Legal Affairs Committee.

(Unanimous)

P84-22 COUNCILLOR O'NEILL – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Supplemental information by City and Mr. Michael Votto regarding 10 Lowell Street and refer to the Legal Affairs Committee.

(Unanimous)

P85-22 COUNCILLOR O'NEILL – MOVE TO receive, under suspension of the rules, the following communications and refer to the Ad Hoc Committee on Aggregate Industries:

Item 8-A Dianne Marchese, Peabody Fire Prevention Bureau, regarding Motion P310-21 – Aggregate Blasting Complaints as of December 31, 2021

Item 8-B Dianne Marchese, Peabody Fire Prevention Bureau, regarding Motion P310-21 – Aggregate Blasting Complaints as of January 31, 2022

(Unanimous)

P86-22 COUNCILLOR O'NEILL – MOVE TO receive, under suspension of the rules, Item 9-B Petition - Peabody Municipal Light Plant, 201 Warren Street Extension, regarding Petition #21-244 for locating one new pole on Butternut Avenue and set up a public hearing.

(Unanimous)

P87-22 COUNCILLOR O'NEILL – MOVE TO request that His Honor the Mayor, Police Department, and Public Services Department review the installation of a signal and light crossing system at the pedestrian crossing on Russell Street at the Peabody/Middleton border.

(Unanimous)

P88-22 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 7-B communication from His Honor the Mayor regarding Supplemental information regarding proposed Peabody Children's Museum and refer to the Finance Committee.

(Unanimous)

P89-22 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-F communication from Michael Gingras, Director of Finance, regarding Motion P57-22 – Update ARPA Funds and refer to the Finance Committee.  
(Unanimous)

P90-22 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-E communication from Curt Bellavance, Dir., Community Development and Planning, regarding Property Assessed Clean Energy (PACE) and refer to the Ad Hoc Committee on Energy Efficiency and Renewable Energy.  
(Unanimous)

P91-22 COUNCILLOR GAMACHE – MOVE TO receive, under suspension of the rules, Item 8-C communication from Allyson M. Danforth, City Clerk, regarding Class 2 Motor Vehicle License – 288 Newbury Street and approve the recommendation from the City Clerk that the Class 2 Motor Vehicle License issued to Kamil Babayev, 288 Newbury Street, revert back to the City’s possession for future applicants.  
(Carried 11-0)

P92-22 COUNCILLOR GAMACHE – MOVE TO receive, under suspension of the rules, late communication Item 2 from Senator Joan Lovely, Representative Thomas Walsh, and Representative Sally Kerans regarding Response from MassDOT – Peabody/Danvers – Route 114 Corridor Safety Audit and refer to the Municipal Safety Committee.  
(Unanimous)

P93-22 COUNCILLOR TURCO – MOVE THAT the salaries of all elected officials be reviewed as part of the Charter Review.  
(Unanimous)

P94-22 COUNCILLOR TURCO – MOVE TO request that the Finance Director provide the City Council with any payment in lieu of taxes (PILOT) that the Salem Country Club has paid to the City of Peabody.  
(Unanimous)

P95-22 COUNCILLOR DAIGLE – MOVE TO receive, under suspension of the rules, Item 8-D communication from Electrify America-Aldric Gomez, 210 Andover Street, regarding Special Permit application and set up a public hearing.  
(Unanimous)

P96-22 COUNCILLOR DAIGLE – MOVE TO receive and approve, under suspension of the rules, late communication Item 1 from Senator Joan Lovely and Representative Thomas Walsh regarding January 13, 2022 City Council Motion: P26-22; Draft of Proposed Bill.  
(Carried 11-0)

#### **COMMUNICATIONS FROM HIS HONOR THE MAYOR**

Previously received.

#### **COMMUNICATIONS FROM CITY OFFICERS AND OTHERS**

Previously received.

**PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES**

Previously received.

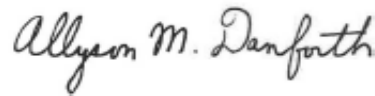
**UNFINISHED BUSINESS FROM THE PRECEDING MATTER**

None.

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 8:15 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, FEBRUARY 16, 2022

RETURNED BY HIS HONOR THE MAYOR, FEBRUARY 16, 2022



(Allyson M. Danforth, City Clerk)

**COMMUNICATIONS:**

His Honor the Mayor re: Supplemental information by City and Mr. Michael Votto regarding 10 Lowell Street

His Honor the Mayor re: Supplemental information regarding proposed Peabody Children's Museum

His Honor the Mayor re: Transfer of Funds – FY 2022 Legal Budget \$75,000

Dianne Marchese, Peabody Fire Prevention Bureau, re: Motion P310-21 – Aggregate Blasting Complaints as of December 31, 2021

Dianne Marchese, Peabody Fire Prevention Bureau, re: Motion P310-21 – Aggregate Blasting Complaints as of January 31, 2022

Allyson M. Danforth, City Clerk, re: Class 2 Motor Vehicle License – 288 Newbury Street

Electrify America-Aldric Gomez, 210 Andover Street, re: Special Permit application

Curt Bellavance, Dir., Community Development and Planning, re: Property Assessed Clean Energy (PACE)

Michael Gingras, Director of Finance, re: Motion P57-22 – Update ARPA Funds

**CLASS 2 MOTOR VEHICLE LICENSE:** (2022 Renewal)

Spofford Automotive, 55R Walnut Street

**PETITION:**

Peabody Municipal Light Plant, 201 Warren Street Extension, re: Petition #21-244 for locating one new pole on Butternut Avenue

**ENTERTAINMENT LICENSE:** (New)

The NexMex Thing, 5 Central Street