

REGULAR MEETING OF THE PEABODY CITY COUNCIL
MAY 13, 2021

PRESENT COUNCILLORS: GOULD, MANNING-MARTIN, SASLAW, WELTON, CHAREST, MCGINN, MOUTSOULAS, TURCO, ROSSIGNOLL, MELVILLE, AND O'NEILL

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 Mark J. O'Neill.

Salute to the American Flag.

COUNCILLOR O'NEILL – 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.

P238-21 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the regular meeting of April 22, 2021.
(Unanimous)

HEARINGS

P239-21 COUNCILLOR MOUTSOULAS – MOVE TO receive and approve, under suspension of the rules, late communication Item 2 from Attorney John R. Keilty, 40 Lowell Street, Peabody, MA, requesting to further recess the Special Permit public hearing for Elina, LLC, 19-23 Central Street, until May 27, 2021.
(Unanimous)

P240-21 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-B communication from Donald L. Conn, City Solicitor, regarding 29-31 Lynnfield Street – Response to Motion P169-21 and refer to the Special Permit public hearing for Spero J. Demakes, 29-31 Lynnfield Street.
(Unanimous)

P241-21 COUNCILLOR MCGINN – MOVE TO receive and approve, under suspension of the rules, late communication Item 1 from Attorney John R. Keilty, 40 Lowell Street, requesting to further continue the Special Permit public hearing for Spero Demakes, 29-31 Lynnfield Street, until May 27, 2021.
(Unanimous)

The City Council reconvened the recessed public hearing on the application filed by Bosun's Assets and Operations, LLC d/b/a Bosun's Marine, 203 Newbury Street, Peabody, MA. Attorney John Keilty and Mr. Tim Leedham appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P242-21 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, late communication Item 3 from Attorney John Keilty on behalf of Bosun's Assets and Operations, 203 Newbury Street, regarding RDA 203 Newbury Road – Bosun's Marine – Peabody.
(Unanimous)

P243-21 COUNCILLOR SASLAW – MOVE TO continue the public hearing on the application from Bosun's Assets and Operations, LLC d/b/a Bosun's Marine, 203 Newbury Street, until May 27, 2021.
(Unanimous)

REPORTS OF COMMITTEE

Public Services Committee

May 13, 2021

P244-21 COUNCILLOR TURCO – Reporting for the Public Services Committee – Tonight we had a discussion about river, stream, and pond cleanup throughout the City of Peabody, as well as culverts and potential chokepoints. Present were 10 of the 11 councillors. I believe Councillor Saslaw came in at the tail end of the meeting. There was some great discussion. We had Mr. Labossiere, Mr. Lee Coddens of Lynnfield Street, Mr. George Soteropoulos of Quail Road, and Mr. Stewart Lazares from the Conservation Commission all present to speak about potential issues and potential solutions. I think it put the council all on the same page to bring additional light to the situation. Councillor Manning-Martin mentioned abutter notification of potential work in an area so that abutters may be able to reach out directly to the City if perhaps we missed them and they do have an issue that they would like addressed while we are in the area. She also mentioned, for lack of proper terminology, a trash fence, which would prevent trash from entering into streams and brooks that could be cleared at specific times, which I think the Council seemed to be in favor of. Councillor McGinn directly asked Mr. Labossiere about a comprehensive plan moving forward about how we address this and that was the most important question of the night and I think we came to some resolution on that. Councillor Melville had some great information about Strongwater Brook and issues he's faced there. I thank you all for the discussion. Ultimately there were no motions made during the meeting, but we are going to keep this in committee. My intention is to speak with Mayor Bettencourt early next week, as well as Stewart Lazares and Bob Labossiere, to form a small working committee to come up with a plan for the future. (Report received)

Finance Committee

May 13, 2021

P245-21 COUNCILLOR MCGINN – Reporting for the Finance Committee – The Finance Committee of the Peabody City Council met earlier this evening. Present for the committee were Councillors: Gould, Manning-Martin, Rossignoll, Turco, and myself as Chair. Also present were Councillors: Welton, Moutsoulas, Charest, Saslaw, and Melville. There was one item on the agenda: Transfer of funds – CPC Historic Building Documents; \$19,500. The rationale for the transfer request was explained to the committee by Director of Finance, Mr. Gingras. The following motion was made by Councillor Gould. (Report received)

P246-21 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO approve the following appropriation, as submitted by His Honor the Mayor, under date of April 15, 2021:

FROM:

CPC – Historic Preservation \$19,500.00
270-0000-33022
(Carried 11-0)

TO:

CPC – Historic Building Dept Documents \$19,500.00
270-1811-58563-2021-00-0384

MOTIONS, ORDERS AND RESOLUTIONS

P247-21 COUNCILLOR MANNING-MARTIN – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Department of Housing & Community Development Chapter 40B Subsidized Housing Inventory for the City of Peabody and refer to the Industrial & Community Development Committee.
(Unanimous)

P248-21 COUNCILLOR MANNING-MARTIN – MOVE TO receive, under suspension of the rules, Item 7-C communication from His Honor the Mayor regarding Combine the existing Skating Rink Enterprise and Golf Course Enterprise Funds into one “Recreation Enterprise” and refer to the Finance Committee.
(Unanimous)

P249-21 COUNCILLOR MANNING-MARTIN – MOVE TO receive, under suspension of the rules, Item 8-C communication from Green International Affiliates, Inc., 239 Littleton Road, Suite 3, Westford, regarding Independence Greenway Extension, to request that the Community Development Department provide a better map of the Greenway Extension, and to refer to the Industrial & Community Development Committee.
(Unanimous)

P250-21 COUNCILLOR MANNING-MARTIN – MOVE TO receive and approve, under suspension of the rules, Item 9-C Banner – Care Dimensions, 75 Sylvan Street, Danvers, subject to all papers being in order.
(Unanimous)

P251-21 COUNCILLOR MANNING-MARTIN – MOVE TO receive and approve, under suspension of the rules, Item 9-C Banner – St. Clare of Assisi Catholic Community, 32 Ellsworth Road, subject to all papers being in order.
(Unanimous)

P252-21 COUNCILLOR MANNING-MARTIN – MOVE TO receive and approve, under suspension of the rules, Item 9-D Utility Contractor’s License - Champlain Excavating, Inc., 5 Wennerburg Road, Middleton, MA, subject to all papers being in order.
(Unanimous)

{Various Stop Signs}

P253-21 COUNCILLOR WELTON – BE IT ORDERED by the City Council of the City of Peabody that an Ordinance Amending Section 19-126 of the City Code of the City of Peabody entitled “Motor Vehicles and Traffic” be adopted as advertised and read.
(Carried 11-0)

P254-21 COUNCILLOR WELTON – MOVE TO request a handicapped sign for 95 Lynn Street, and that an ordinance be drafted and advertised on the same and to further request that the Public Services Department install the sign. The parking space is directly in front of 95 Lynn Street at a location doing business as Rogers Hearing Solution and I am citing the reason that 75 percent of the clients utilizing spaces at 95 Lynn Street are seniors who utilize handicapped placards.
(Unanimous)

P255-21 COUNCILLOR WELTON – MOVE TO install a crosswalk in each direction at the intersection of Granite Road and Fairview Avenue and that an ordinance be drafted and advertised and to further request that the Public Services Department paint said crosswalk and also install “yield to pedestrian” signage both from a northerly and southerly approach of this intersection.
(Unanimous)

P256-21 COUNCILLOR CHAREST (Co-motion with Councillor Turco) – MOVE TO request that the Public Services Department install a berm in front of 4 Mount Pleasant Drive.
(Unanimous)

P257-21 COUNCILLOR CHAREST – MOVE TO request that the City Clerk send a note of condolence from the City Council to Mary Schultz and her family.
(Unanimous)

P258-21 COUNCILLOR CHAREST - MOVE TO receive and approve the appointment of Colleen Ruffing, 11 Peterson Road, Peabody, MA, to the Community Development Authority for a one-year term to expire 12/31/2021.
(Unanimous)

P259-21 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-E communication from Tracey Castrichini, 168 Washington Street, regarding Special Permit application and set up a public hearing.
(Unanimous)

P260-21 COUNCILLOR MCGINN (Co-motion with Councilor Charest) – MOVE TO receive, under suspension of the rules, Item 9-B Entertainment License (Transfer) LSF Peabody, LLC, d/b/a Legal Sea Foods, 210 Andover Street, and set up a public hearing.
(Unanimous)

P261-21 COUNCILLOR TURCO (Co-motion with Councilor O'Neill) – MOVE TO receive, under suspension of the rules, Item 8-A communication from Robert J. Langley, Director of Engineering, regarding Aggregate Industries 2020 Annual Report and refer to the Committee of the Whole.
(Unanimous)

P262-21 COUNCILLOR TURCO (Co-motion with Councilor O'Neill) – MOVE TO receive, under suspension of the rules, Item 8-D communication from Jaime Hernandez, Kinder Morgan, 1001 Louisiana Street, Suite 1000, Houston, TX, regarding Safety brochure for pipelines in Peabody.
(Unanimous)

P263-21 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, the following Item 9-A Junk Dealer’s License, subject to all papers being in order:

- Bill’s Salem Music and Fofos, 136 Main Street
- Cash Call, 161 Main Street
- GameStop #0664, 300 Andover Street
- Mod Haus, 58 Pulaski Street, 4th Floor, Building C

(Unanimous)

COMMUNICATIONS FROM HIS HONOR THE MAYOR

Previously received.

COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

Previously received.

PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

Previously received.

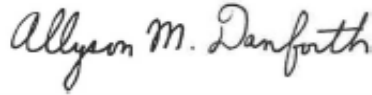
UNFINISHED BUSINESS FROM THE PRECEDING MATTER

None.

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 8:40 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, MAY 18, 2021

RETURNED BY HIS HONOR THE MAYOR, MAY 18, 2021



ATTEST: _____
(Allyson M. Danforth, City Clerk)

COMMUNICATIONS:

His Honor the Mayor re: Department of Housing & Community Development Chapter 40B Subsidized Housing Inventory for the City of Peabody

His Honor the Mayor re: Appointment under date of April 28, 2021

His Honor the Mayor re: Combine the existing Skating Rink Enterprise and Golf Course Enterprise Funds into one "Recreation Enterprise"

Robert J. Langley, Director of Engineering, re: Aggregate Industries 2020 Annual Report

Donald L. Conn, City Solicitor, re: 29-31 Lynnfield Street – Response to Motion P169-21

Green International Affiliates, Inc., 239 Littleton Road, Suite 3, Westford, re: Independence Greenway Extension

Jaime Hernandez, Kinder Morgan, 1001 Louisiana Street, Suite 1000, Houston, TX, re: Safety brochure for pipelines in Peabody

Tracey Castrichini, 168 Washington Street, re: Special Permit application

Junk Dealer's License: (Renewal for 2021)

Bill's Salem Music and Fofos, 136 Main Street

Cash Call, 161 Main Street

GameStop #0664, 300 Andover Street

Mod Haus, 58 Pulaski Street, 4th Floor, Building C

Entertainment License: (Transfer)

LSF Peabody, LLC d/b/a Legal Sea Foods, 210 Andover Street

Banner:

Care Dimensions, 75 Sylvan Street, Danvers

St. Clare of Assisi Catholic Community, 32 Ellsworth Road

Utility Contractor's License:

Champlain Excavating, Inc., 5 Wennerburg Road, Middleton, MA