

REGULAR MEETING OF THE PEABODY CITY COUNCIL
JUNE 8, 2023

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

ABSENT COUNCILLORS: WELTON

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 Pro Tempore Anne M. Manning-Martin.

Salute to the American Flag.

COUNCILLOR MANNING-MARTIN – 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.

P399-23 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the Regular Meeting of May 25, 2023.

(Unanimous)

Industrial & Community Development Committee

June 8, 2023

P400-23 COUNCILLOR GOULD – Reporting for the Industrial & Community Development Committee – We had a very informative meeting this evening attended by Councillors: Daigle, Manning-Martin, McGinn, Rossignoll. Also in attendance were Councillors: Turco, O'Neill, Peach, Gamache, and Melville. We heard from Community Development Director, Mr. Bellavance, and from Community Development Planner, Drew Levin. Mr. Levin pointed out that the fee tables have probably not been to our benefit or fair, I should say, and a change was put into a zoning amendment. (Report received.)

P401-23 COUNCILLOR GOULD – Reporting for the Industrial & Community Development Committee – MOVE TO receive, under suspension of the rules, Item 8-G communication from Andrew Levin, Senior Planner, regarding Zoning Amendment – Section 12 "Site Plan Review."

(Unanimous)

P402-23 COUNCILLOR GOULD – Reporting for the Industrial & Community Development Committee – MOVE TO recommend a positive motion regarding Zoning Ordinance Amendment to Section 12.5 entitled Application and Site Plan Contents to delete the language in sub-paragraph A "an application fee in the amount of \$100.00," and inserting in place thereof "an application fee as referred to in Section 12.18 Fee Schedule."

(Carried 10-0; Councillor Welton absent)

P403-23 COUNCILLOR GAMACHE – MOVE TO go to Item 7-D Appointment of Thomas St. Pierre as Inspector of Buildings/Building Commissioner.

(Unanimous)

P404-23 COUNCILLOR ROSSIGNOLL – MOVE TO receive, under suspension of the rules, Late 5 communication from Thomas St. Pierre, regarding Resume.

(Unanimous)

(MAYOR BETTENCOURT AND MR. THOMAS ST. PIERRE APPEARED BEFORE THE CITY COUNCIL REGARDING ITEM 7-D)

P405-23 COUNCILLOR GAMACHE – MOVE TO receive and approve, under suspension of the rules, the appointment of Thomas St. Pierre, 68 Pierpont Street, Peabody, MA, as Inspector of Buildings/Building Commissioner for a one-year term to expire 12/31/2023.

(Carried 10-0; Councillor Welton absent)

HEARINGS

A public hearing was duly held on Zoning Amendment – Amend Section 12.5 entitled Application and Site Plan Contents to delete the language in sub-paragraph A “an application fee in the amount of \$100.00,” and inserting in place thereof “an application fee as referred to in Section 12.18 Fee Schedule.” Mr. Andrew Levin, Senior Planner, appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P406-23 COUNCILLOR GOULD – BE IT ORDAINED by the City Council of the City of Peabody as follows:

That the Zoning Ordinance of the City of Peabody entitled Zoning Ordinance - 2011, as amended through April 27, 2023, is hereby further amended as follows:

SECTION ONE: By amending Section 12.5 entitled Application and Site Plan Contents to delete the language in sub-paragraph A “an application fee in the amount of \$100.00” and inserting in place thereof “an application fee as referred to in Section 12.18 Fee Schedule.”

SECTION TWO: By creating a new Section 12.18 entitled Fee Schedule as follows:

An administrative fee for Site Plan Review is required with every Site Plan Review Application. The fee is \$500 for each Site Plan Application plus \$50 per 1,000 square feet of proposed new building footprint over 5,000 square feet. In no case shall application fee exceed \$10,000.

SECTION THREE: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION FOUR: This ordinance shall take effect as provided by law.

(Carried 10-0; Councillor Welton absent)

A public hearing was duly held on the application submitted by Kelsey Beard, 4 Meriam Street, Wakefield, MA. Ms. Kelsey Beard appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P407-23 COUNCILLOR O’NEILL – BE IT ORDERED by the City Council of the City of Peabody that the application submitted by Kelsey Beard, 4 Meriam Street, Wakefield, MA, for a Special Permit to operate a hair salon at 672 Lowell Street, Peabody, MA, as filed in accordance with Sections 4.2.5, 6.1, and 15.7 of the Peabody Zoning Ordinance be approved based on the following reasons and subject to the following condition:

Reason: The City Council has determined that the application as submitted and approved meets the general requirements of Section 6.1 of the Peabody Zoning Ordinance, specifically, 6.1.2 which 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.

CONDITION:

1. Hours of operation are Monday through Sunday from 9:00 a.m. to 9:00 p.m.
(Carried 10-0; Councillor Welton absent)

A Show Cause hearing was duly held on Special Permit 2-2022, as issued to Albanian Boston Community, Inc., 26 Howley Street, Peabody, MA. Appearing to speak on behalf of the City was City Solicitor Donald Conn. Appearing to speak on behalf of the Special Permit holder was Atty. John Keilty. No one appeared to speak in favor. No one appeared to speak in opposition.

P408-23 COUNCILLOR PEACH – MOVE THAT the Albanian Boston Community, Inc., 26 Howley Street, Peabody, MA, provide a written submission to the City Council summarizing the business plan, which includes the board members' names and addresses, the names and addresses of the responsible parties, and the plan to mitigate compliance with Condition #1 "No alcohol to be sold or consumed on the premises" of Special Permit 2-2022, as issued to Albanian Boston Community, Inc., 26 Howley Street, Peabody, MA.

(Carried 9-0; Councillor Welton absent; Councillor Melville recused)

P409-23 COUNCILLOR PEACH – MOVE TO receive, under suspension of the rules, the following communications:

Late 2 Wesley Oprzedek, 2 Spinale Road, Peabody, re: Concerns regarding the Roadhouse Project
Late 3 Councillor Stephanie Peach, re: Response to Late 2; Concerns regarding the Roadhouse Project
(Unanimous)

P410-23 COUNCILLOR PEACH – MOVE TO receive and approve, under suspension of the rules, Late 4 communication from Atty. John Keilty on behalf of 55 Pulaski Street Realty Trust, 55 Pulaski Street, regarding Request to continue public hearing until Thursday, June 22, 2023.

(Unanimous)

P411-23 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Late 1 communication from Atty. John Keilty on behalf of A & P Borges, LLC, 100 Birney Street, Unit 9, regarding 100 Birney Street landscape contractor.

(Unanimous)

P412-23 COUNCILLOR MCGINN – MOVE TO continue the public hearing on Special Permit – A & P Borges, LLC, 100 Birney Street, Unit 9, until Thursday, June 22, 2023.

(Unanimous)

P413-23 COUNCILLOR GAMACHE – MOVE TO receive and approve, under suspension of the rules, the following communications and continue the public hearings until Thursday, July 13, 2023:

Item 8-D Atty. John Keilty on behalf of 180 Newbury Street, LLC, regarding Special Permit, sale of automobiles

Item 8-E Atty. John Keilty on behalf of 180 Newbury Street, LLC, regarding Special Permit, automotive repair shop

(Unanimous)

REPORTS OF COMMITTEE

Finance Committee

June 8, 2023

P414-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – The Finance Committee met earlier this evening. Present for the committee were Councillors: Gamache, Gould, Manning-Martin, Turco, and myself as chair. Also present were Councillors: Peach, Daigle, O'Neill, Melville, and Rossignoll. We had two items on the agenda. The first item was an ordinance amendment, Section 12-20, Schedule of Compensation for Part-Time Positions; Section 18-21 Rates of Compensation for Full-Time Positions Not Subject to Collective Bargaining; Section 18-20A Schedule Compensation of Hourly Rated Positions Not Subject to Collective Bargaining; Section 18-43 Fringe Benefits for Municipal Employees in the City of Peabody, Excluding Fire, Police, Electrical, and School Personnel. The overarching information was presented by His Honor the Mayor. The first portion of the item had to do with an ordinance for employees' cost of living adjustments. The Mayor categorized his overarching concerns in the matter in three categories: retention, attraction, and competitive -- being competitive in the labor market. Due to inflation pressure in the current state of the job market, the city's experienced some difficulty in finding qualified job candidates and also feel the need to be more competitive with salaries to retain employees. The Mayor provided some examples where that has represented some issues for the City in the recent past. He kind of indicated the cost associated with turnover and a learning curve with new employees, and if we were to lose employees, his feeling was that he would need to come back to the Council for something greater than a three percent increase. In addition, the Mayor is also requesting that three positions have some significant adjustments: The Health and Human Services Director, the IT Director, and the Director of Forestry – the Brian Grant position. And then additionally, there's a request embedded in all lists to add some positions in two areas: A newly created Division of Social Services and with the Children's Museum. With respect to the Division of Social Services, the establishment of that group, there was a presentation made by Police Chief Griffin; Director of Health and Human Services, Ms. Cameron; and the current Director of the Healthy Peabody Collaborative, Ms. Grinnell. The following motion was made. (Report received)

P415-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO receive, under suspension of the rules, late communication Item 5 from Sharon Cameron, Director of Health, regarding PowerPoint presentation dated June 8, 2023.

(Unanimous)

P416-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – One of the overarching themes in the presentation was that there should be in the, kind of, strawman budget that was presented, including some out-years, that there would be more settlement money coming from the opioid litigation and that that could reduce the strain on any city funding needed in some of the out-years over time. There were a number of comments, generally supportive of that particular initiative by several councillors

and then, with respect to other adjustments, there were a number of questions by various councillors about the specific positions and stipends and so forth that were addressed by Mr. Gingras and the Mayor. The following motion was made. (Report received)

P417-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO eliminate from the list of positions, the position of Enterprise Fund Manager.
(Carried 9-1; Councillor Daigle opposed; Councillor Welton absent)

P418-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – There was an additional request or ultimately a motion was made to remove the position of Business Liaison from the list of positions. That motion failed initially, and upon reconsideration, so there's no action for the council on that activity in committee. The following motion was made. (Report received)

P419-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEABODY AS FOLLOWS: That an ordinance amending Section 18-20 entitled "Schedule of Compensation for Part-Time Positions" and Section 18-21 entitled "Rates of Compensation for Full-Time Positions Not Subject to Collective Bargaining" be advertised as read:

SECTION ONE: The ordinance establishing a Compensation and Classification Plan is hereby amended as follows:

The Code of the City of Peabody as adopted on January 23, 1969, and amended, is hereby further amended by deleting from Section 18-20 and 18-21 the ordinance establishing a Compensation and Classification Plan and substituting therefore, the following:

A) Section 18-20 entitled "Schedule of Compensation for Part-Time Positions" is hereby amended by substitution of the upper limit of annual compensation as follows for FY 2023 – FY 2025:

	2022	2023	2024	2025
Current				
<u>Position</u>	<u>Ordinance</u>	<u>Amendments</u>	<u>Date</u>	
	2%	3%	3%	3%
Member, Board of Registrars	1,758	1,811	1,866	1,921
Member, Board of Registrars	1,758	1,811	1,866	1,921
Secretary, Board of Health	2,118	2,182	2,247	2,315
Chairman, Board of Registrar	3,252	3,349	3,450	3,553
Member, Licensing Board	5,731	5,902	6,080	6,262
Member, Licensing Board	5,731	5,902	6,080	6,262
Member, Board of Health	6,366	6,557	6,753	6,956
Member, Board of Health	6,366	6,557	6,753	6,956
Chairman, Board of Health	6,758	6,961	7,169	7,384
Chairman, Licensing Board	6,758	6,961	7,169	7,384
Emergency Management Assistants	10,200	10,506	10,821	11,146
Emergency Management Director	15,300	15,759	16,232	16,719
Assistant Dog Officer	15,407	15,870	16,346	16,836
Physician, Board of Health	20,156	20,761	21,383	22,025
Physician, Schools	20,156	20,761	21,383	22,025
Chairman, Board of Assessors	29,795	30,689	31,610	32,558
Case Manager - Health	31,212	32,149	33,113	34,106
Assistant City Solicitor	57,162	58,877	60,643	62,463
City Solicitor	124,183	127,909	131,746	135,698

B) Section 18-21 entitled "Schedule of Compensation for Full-Time Positions Not Subject to Collective Bargaining" is hereby amended by substitution of the upper limit of annual compensation as follows for FY 2023 - FY 2025:

Position	Ordinance Amendments Date	2022	2023	2024	2025
		2%	3%	3%	3%
Skating Rink Head Laborer		47,075	48,487	49,942	51,440
Secretary, Board of Appeals	^Jun-23	48,267	49,715	51,207	52,743
Secretary, Planning Board	^Jun-23	48,267	49,715	51,207	52,743
Secretary, Cemetery	*Jun-23		49,715	51,207	52,743
Museum Visitor Experience Associate & Prgm Mgr	*Jun-23		49,715	51,207	52,743
Museum Community Engagement Mgr	*Jun-23		49,715	51,207	52,743
Human Resources Secretary		49,272	50,750	52,273	53,841
Finance Secretary		49,272	50,750	52,273	53,841
Archivist		50,369	51,880	53,436	55,039
Children's Museum Assistant Director		52,723	54,305	55,934	57,612
Skating Rink Assistant Manager		52,723	54,305	55,934	57,612
Assistant Farm Stand Manager	^Jun-23	47,058	54,305	55,934	57,612
Grants Officer Home Program		54,260	55,888	57,565	59,292
Dog Officer		54,740	56,382	58,073	59,816
Curator/Historian		55,069	56,721	58,422	60,175
Assistant Golf Course Grounds Manager		56,882	58,588	60,346	62,156
Recreation Supervisor/Outdoor Education		58,451	60,205	62,011	63,871
Supervisor of Dispatch		59,099	60,872	62,698	64,579
Assistant Assessor		59,135	60,909	62,737	64,619
Assistant Collector/Treasurer		59,135	60,909	62,737	64,619
Human Resources Administrative Assistant		59,135	60,909	62,737	64,619
Assistant City Clerk		59,137	60,909	62,737	64,619
Care Coord Behavioral Health & Substance Use	*Jun-23		60,909	62,737	64,619
Parking Clerk - Police Department	^Jun-23	49,835	60,362	62,173	64,038
Technology Specialist		60,543	62,359	64,230	66,157
Confidential Admin Asst - Payroll Police Dept	^Jun-23	61,569	64,547	66,483	68,478
Confidential Executive Admin Asst - Police/Fire	^Jun-23	61,569	64,547	66,483	68,478
Executive Assistant to the Mayor	^Jun-23	61,569	64,547	66,483	68,478
Human Resources Benefits Manager	^Jun-23	61,569	64,547	66,483	68,478
City Payroll Manager / Worker Comp Coordinator	^Jun-23	61,569	64,547	66,483	68,478
Assistant Farm Manager		62,667	64,547	66,483	68,478
Assistant Golf Course Facilities Manager		62,667	64,547	66,483	68,478
Outreach Coordinator Healthy Peabody Collaborative		62,667	64,547	66,483	68,478
Recreation Supervisor		62,912	64,799	66,743	68,746
Business Liaison		63,322	65,222	67,179	69,194
Senior Planner		65,008	66,958	68,967	71,036
Golf Course Equipment Technician		66,716	68,717	70,779	72,902
Assistant Building Inspector		68,258	70,306	72,415	74,588
Code Enforcement Inspector		68,258	70,306	72,415	74,588
Gas Inspector		68,258	70,306	72,415	74,588
Inspector of Weights & Measures		68,258	70,306	72,415	74,588
Landfill & Weighing Foreman		68,258	70,306	72,415	74,588
Planner/Conservation Agent		68,258	70,306	72,415	74,588

Plumbing Inspector		68,258	70,306	72,415	74,588
Street and Sewer Foreman		68,258	70,306	72,415	74,588
Sanitary Inspector		68,258	70,306	72,415	74,588
Public Works Foreman		70,283	72,392	74,564	76,801
Junior Civil Engineer		71,168	73,303	75,502	77,767
Facilities Assistant		71,765	73,918	76,136	78,420
Wire Inspector		72,250	74,418	76,650	78,950
Environmental Engineer		72,442	74,615	76,853	79,159
Assistant Library Director		72,670	74,850	77,096	79,409
Recreation Manager	* Apr-23		74,850	77,096	79,409
Mental Health/Substance Abuse Clinician	* Jun-23		74,850	77,096	79,409
Public Works Foreman - Motor Equipment		76,127	78,411	80,764	83,187
Public Works Foreman - Streets		76,127	78,411	80,764	83,187
Skating Rink Manager		76,127	78,411	80,764	83,187
Farm Manager - Tillies		76,127	78,411	80,764	83,187
Council Stenographer/Assistant Clerk of Council		77,627	79,955	82,354	84,825
Director Healthy Peabody Collaborative		78,587	80,945	83,373	85,875
Public Works Foreman Water/Sewer*		81,540	83,986	86,506	89,102
Network/ IT Specialist		81,540	83,986	86,506	89,102
Assessor Appraiser/Administrator		82,791	85,275	87,833	90,468
City Collector		82,791	85,275	87,833	90,468
City Treasurer		82,791	85,275	87,833	90,468
Junior Civil Engineer with additional duties		82,791	85,275	87,833	90,468
Purchasing Agent		82,791	85,275	87,833	90,468
Children's Museum Executive Director		82,791	85,275	87,833	90,468
Public Works Water Billing Supervisor		82,791	85,275	87,833	90,468
Dir. Division of Social & Substance Abuse Services* Jun-23			85,275	87,833	90,468
Home Program Coordinator		86,916	89,523	92,209	94,975
Asst Director of Small Cities		90,897	93,624	96,433	99,326
Administrative Assistant to the Mayor		91,889	94,646	97,485	100,410
Assistant Information Technology Manager		91,889	94,646	97,485	100,410
Golf Course Facilities Manager		91,889	94,646	97,485	100,410
Superintendent of Parks & Forestry	^ Jun-23	82,791	94,646	97,485	100,410
Superintendent of Cemetery		91,889	94,646	97,485	100,410
Veterans Agent		91,889	94,646	97,485	100,410
Farm Manager		91,889	94,646	97,485	100,410
Golf Course Grounds Manager		91,889	94,646	97,485	100,410
Public Health Nurse Administrator	^ Jun-23	96,615	94,646	97,485	100,410
Assistant Director for Planning		92,715	95,496	98,361	101,312
Nurse Leader		96,615	99,513	102,499	105,574
Library Director	^ Jun-23	99,691	102,704	105,785	108,959
Senior Treatment Chemist/Plant Supt		99,713	102,704	105,78	108,959
Assistant Director of Public Services		103,372	106,473	109,668	112,958
Civil Engineer		104,533	107,669	110,899	114,226
Senior City Engineer		108,858	112,124	115,487	118,952
City Clerk		110,385	113,697	117,108	120,622
Building Inspector		110,385	113,697	117,108	120,621
Chief Appraiser/Assessor		110,385	113,697	117,108	120,621
City Auditor		110,385	113,697	117,108	120,621

Director Parks, Recreation & Forestry		110,385	113,697	117,108	120,621
Water Superintendent		110,385	113,697	117,108	120,621
Director of Facilities		119,473	123,057	126,749	130,552
Director of IT	^ Jun-23	107,986	123,057	126,749	130,552
Director of Community Development		124,183	127,909	131,746	135,698
Director of Finance & Administration		124,183	127,909	131,746	135,698
Director of Health, Human & Social Services	* ^ Jun-23	110,385	127,909	131,746	135,698
Human Resources Director		124,183	127,909	131,746	135,698
Director of Public Service		146,128	146,128	146,128	146,128
Police Chief (Per signed Contract Approved by Mayor)					
(* Position Additions ^ Adjusted)					

SECTION TWO: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION THREE: This ordinance shall take effect as of the first pay date in July 2023.
(Carried 8-2; Councillor Turco and Councillor Manning-Martin opposed; Councillor Welton absent)

AMENDMENT BY COUNCILLOR TURCO – MOVE TO amend the motion to change the percentage of raise from 3% to 2% for FY-2023, FY-2024, and FY-2025.
(Failed 8-2; Councillor Turco and Councillor Peach in favor; Councillor Welton absent)

P420-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – The next portion of that item dealt with the ordinance that’s in place currently for minimum wage salaries, and that was presented to us by Director of Finance, Mr. Gingras. There were a couple of concerns raised about some of the newer positions being at the higher end of this minimum wage plus offering, and that was discussed. The following motion was made. (Report received)

P421-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEABODY, AS FOLLOWS:

SECTION ONE: That Section 18-20A entitled "Schedule of Compensation of Hourly Rated Positions Not Subject to Collective Bargaining" of the Classification and Compensation Plan of the City of Peabody, Massachusetts be amended by inserting in place thereof:

Hourly Rated Positions Not Subject to Collective Bargaining will have a minimum rate equal to the current Massachusetts minimum wage with the option of adding up to 10 levels @ \$.50 per level then another \$1.00 for 10 more levels to the current minimum wage rate. The Maximum Amount that can be added to minimum wage is \$15

<u>Position</u>	<u>Level</u>	<u>Hourly Rate</u>
Park Laborer	1	Minimum Wage
Cashier/ Snack Bar	1	Minimum Wage
Farm Stand Worker	1	Minimum Wage
Farm Truck Driver	1	Minimum Wage
Game Official Non-Certified	1	\$17
Game Official Certified	1	\$25
General Part-Time Staff	1	Minimum Wage
Golf Clubhouse Staff	1	Minimum Wage
Golf Course Laborer	1	Minimum Wage

Library Pages	1	Minimum Wage
Recreation Leader	1	Minimum Wage
Recreation Supervisor	1	Minimum Wage
Retail Farm Worker	1	Minimum Wage
Skating Rink Guard	1	Minimum Wage
Skating Rink Laborer	1	Minimum Wage
Tennis Instructor	1	Minimum Wage
Zamboni Driver/Laborer	1	Minimum Wage
Senior Rink Laborer	6	Minimum Wage Plus \$2.50
Senior Golf Course Laborer	6	Minimum Wage Plus \$2.50
Senior Farm Laborer	6	Minimum Wage Plus \$2.50
Museum Staff	7	Minimum Wage Plus \$3.00
Farm Field Worker	<i>According to Federal Regulation Rate is set equal to current Federal H2A pay level.</i>	

SECTION TWO: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION THREE: This ordinance shall be effective upon passage and shall take effect as provided by law.

(Carried 9-1; Councillor Manning-Martin opposed; Councillor Welton absent)

P422-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – The next portion of that item dealt with a request to adjust the language in the ordinance related to fringe benefits that was presented by the Director of Finance, Mr. Gingras. Councillor Turco indicated and it was confirmed by Mr. Gingras that there were some rough calculations on the impact of this and that, overall, the impact was somewhere in the range of \$60,000 annually. After that brief discussion the following motion was made. (Report received)

P423-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEABODY AS FOLLOWS:

SECTION ONE: The Code of the City of Peabody adopted on January 23, 1969, and amended, is hereby further amended by amending Section 18-43 as follows:

That the Ordinance Establishing Fringe Benefits for Municipal Employees of the City of Peabody, Excluding Fire, Police, Electrical, School Personnel and any other Employees Covered by Collective Bargaining be amended as follows:

- a) By deleting the title of said ordinance and inserting in place thereof the following:

"An Ordinance Establishing Fringe Benefits for Municipal Employees Not Covered by Collective Bargaining of the City of Peabody".

- b) By deleting from Subsection, A of Section 4, entitled "Longevity," the amounts awarded for various periods of full-time continuous service and inserting in place thereof:

Longevity, Holidays, Personal Days, Funeral and Civic Duty Leave shall be equal to Benefits received By Employees Covered under the American Federation of State, County and Municipal Employees AFL-CIO State Council #93, Local #364

c.) By deleting Section Thirteen: Medical Insurance and inserting in place thereof, the following:

"Effective July 1, 2019, the City of Peabody shall follow the Peabody Public Employee Committee (PPEC) agreement for contribution to employee health plans and related benefits.

SECTION TWO: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION THREE: This ordinance shall take effect upon passage or as otherwise provided by law. (Carried 10-0; Councillor Welton absent)

P424-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – There was also an observation made by Councillor Turco that the salary and fringe benefit ordinances do not exist online. That has been the case, I believe, for several decades. I guess they've never been online, so I guess it's always been the case. Councillor Turco is looking to rectify that, and the following motion was made. (Report received)

P425-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO have the salary and fringe benefit ordinances placed online. (Unanimous)

P426-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – We did have a second item on the agenda, beyond the multi-part first item, and that was a transfer of funds, cable fund expense, in the amount of \$215,212.94. That was presented to us by the Director of Finance, Mr. Gingras. This is a routine procedure to move monies into the funds they primarily use to fund PAT. The following motion was made. (Report received)

P427-23 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO approve the following transfer, as submitted by His Honor the Mayor, under date of May 19, 2023:

FROM:

TO:

Receipts Reserved Cable Fund
270-0000-33017 \$215,212.94
(Carried 10-0; Councillor Welton absent)

Cable Fund Expense
270-0000-53007 \$215,212.94

MOTIONS, ORDERS AND RESOLUTIONS

P428-23 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-C communication from Jennifer Davis, Dir. of Parks, Recreation & Forestry, regarding Motion P336-23; Repair water fountain at the dog park. (Unanimous)

P429-23 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, Item 9-A Innholders License (2023 Renewal) Holiday Inn & Suites Boston-Peabody, 1 Newbury Street, subject to all papers being in order. (Unanimous)

P430-23 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, Item 9-B Lodging House License (2023 Renewal) W.J. Skouras Realty Trust, 59 Walnut Street, subject to all papers being in order. (Unanimous)

P431-23 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, Item 9-C Junk Dealers License (2023 Renewal) Golden Link, 515 Lowell Street, subject to all papers being in order.

(Unanimous)

P432-23 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, Item 9-F Banner Request - Care Dimensions - 75 Sylvan Street, Danvers, subject to all papers being in order.

(Unanimous)

P433-23 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, the following Item 9-G Block Party, subject to all papers being in order:

Hamerick Road/Lindauer Street - July 22, 2023
15 Brentwood to 27 Brentwood - August 5, 2023

(Unanimous)

P434-23 COUNCILLOR O'NEILL – MOVE TO receive, under suspension of the rules, Item 8-F communication from William Paulitz, Interim Director, Public Services Dept., regarding Central Street TIP Taking and refer to the Legal Affairs Committee.

(Unanimous)

P435-23 COUNCILLOR O'NEILL (Co-motion with Councillor McGinn) – MOVE TO transfer the Stretch Energy Code from the Ad Hoc Committee on Energy Efficiency and Renewable Energy to the Legal Affairs Committee.

(Unanimous)

P436-23 COUNCILLOR PEACH – MOVE TO receive and approve, under suspension of the rules, Item 8-B communication from Thomas St. Pierre, Acting Building Commissioner, regarding Transfer of Special Permit 21-2019; Pulaski Acquisition, LLC, 58R Pulaski Street, subject to all papers being in order.

(Unanimous)

P437-23 COUNCILLOR PEACH – MOVE TO receive, under suspension of the rules, Item 9-D Class 2 Motor Vehicle License (Transfer) Tire Depot & Auto Service, 1 Willard Street 11 & 12, and set up a public hearing.

(Unanimous)

P438-23 COUNCILLOR GAMACHE – MOVE TO receive, under suspension of the rules, Item 8-A communication from Robert Mastrocola, 212 Newbury Street, regarding Special Permit application and set up a public hearing.

(Unanimous)

P439-23 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Operating Budget for Fiscal Year 2024 and refer to the Finance Committee.

(Unanimous)

P440-23 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 7-B communication from His Honor the Mayor regarding Transfers of Funds: Various Departments Accounts, Revolving & Free Cash - \$2,752,550.00, Recreation Enterprise - \$88,000.00, Water Sewer Enterprise - \$680,000.00 and refer to the Finance Committee.

(Unanimous)

P441-23 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 7-C communication from His Honor the Mayor regarding Ordinance Amendments - Section 18-21 entitled "Schedule of Compensation for Full-Time Positions Not Subject to Collective Bargaining" and Section 2-85 Safety and Security Director and refer to the Finance Committee.

(Unanimous)

P442-23 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 9-E Petition – Verizon regarding One jointly-owned pole for Sutton Street and set up a public hearing.

(Unanimous)

P443-23 COUNCILLOR MCGINN – BE IT ORDERED by the City Council of the City of Peabody that the City of Peabody appropriate the amount of Ten Million Six Hundred Twenty Thousand Dollars (\$10,620,000) to pay the costs of the following projects, including the payment of any costs incidental or related thereto:

Water Meter Replacement	\$6,000,000
Paving Sidewalks	2,300,000
Fire Pump	825,000
Roof Replacement (COA)	250,000
Mechanical HV AC, Venting, Fire System Upgrades (COA)	335,000
Walk in Refrigerator (COA)	100,000
DPW Vehicles	415,000
Cruisers	180,000
Cemetery Expansion	115,000
Park Upgrades	100,000
	<u>10,620,000</u>
	\$10,620,000

And that to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow said amount under Chapter 44 of the General Laws or any other enabling authority; that the Treasurer, Mayor and any other City official is authorized to take actions necessary or convenient to carry out the purposes of this Order, and that this Order be adopted as advertised.

(Carried 10-0; Councillor Welton absent)

{Item 10-B Sewer and Water Rates}

P444-23 COUNCILLOR MCGINN – BE IT ORDERED by the City Council of the City of Peabody that An Ordinance Amending the Ordinance Entitled Sewer and Water Rates of the City of Peabody be adopted as advertised and read.

(Carried 9-1; Councillor Manning-Martin opposed; Councillor Welton absent)

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 10:00 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, JUNE 14, 2023

RETURNED BY HIS HONOR THE MAYOR, JUNE 14, 2023



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

COMMUNICATIONS:

His Honor the Mayor re: Operating Budget for Fiscal Year 2024

His Honor the Mayor re: Transfers of Funds:

 Various Departments Accounts, Revolving & Free Cash - \$2,752,550.00

 Recreation Enterprise - \$88,000.00

 Water Sewer Enterprise - \$680,000.00

His Honor the Mayor re: Ordinance Amendment – Section 18-21 entitled “Schedule of Compensation for Full-Time Positions not Subject to Collective Bargaining”

Ordinance Amendment – Section 2-85 Safety and Security Director

His Honor the Mayor re: Appointment of Thomas St. Pierre as Inspector of Buildings/Building Commissioner

Robert Mastrocola, 212 Newbury Street, re: Special Permit application

Thomas St. Pierre, Acting Building Commissioner, re: Transfer of Special Permit 21-2019; Pulaski Acquisition, LLC, 58R Pulaski Street

Jennifer Davis, Dir. of Parks, Recreation & Forestry, re: Motion P336-23; Repair water fountain at the dog park

Atty. John Keilty on behalf of 180 Newbury Street, LLC, re: Special Permit, sale of automobiles

Atty. John Keilty on behalf of 180 Newbury Street, LLC, re: Special Permit, automotive repair shop

William Paulitz, Interim Director, Public Services Dept., re: Central Street TIP Taking

Andrew Levin, Senior Planner, re: Zoning Amendment – Section 12 “Site Plan Review”

INNOLDERS LICENSE: (Renewal for 2023)

Holiday Inn & Suites Boston-Peabody, 1 Newbury Street

LODGING HOUSE LICENSE: (Renewal for 2023)

W.J. Skouras Realty Trust, 59 Walnut Street

JUNK DEALERS LICENSE: (Renewal for 2023)

Golden Link, 515 Lowell Street

CLASS 2 MOTOR VEHICLE LICENSE: (Transfer)

Tire Depot & Auto Service, 1 Willard Street 11 & 12

PETITION:

Verizon – re: Pole petition for Sutton Street

BANNER:

Care Dimensions, 75 Sylvan Street, Danvers

BLOCK PARTY:

Hamerick Road/Lindauer Street – July 22, 2023

15 Brentwood to 27 Brentwood – August 5, 2023