

REGULAR MEETING OF THE PEABODY CITY COUNCIL
JULY 9, 2020

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

ABSENT COUNCILLORS:

A remotely held meeting of the Peabody City Council opened with a moment of silent prayer after being called to order by City Council President Thomas J. Rossignoll.

Salute to the American Flag.

COUNCILLOR ROSSIGNOLL – 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.

P328-20 COUNCILLOR GOULD – MOVE TO receive and approve the revised minutes from the special meeting of June 23, 2020, and the regular meeting of June 25, 2020.
(Carried 11-0)

HEARINGS

P329-20 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-D communication from Atty. John Keilty on behalf of S & S Consultants, 530 Lowell Street, regarding Request to continue public hearing.
(Carried 11-0)

P330-20 COUNCILLOR SASLAW – MOVE TO continue the public hearing on the application filed by S & S Consultants, 530 Lowell Street, Peabody, until the Regular Meeting in August.
(Carried 11-0)

REPORTS OF COMMITTEE

Committee of the Whole
July 9, 2020

P331-20 COUNCILLOR O'NEILL – Reporting for the Committee of the Whole – We met tonight to discuss the annual review of the annual report for Aggregate Industries for 2019. We discussed some of the material that was presented, the tests regarding water, air, noise, as well as most importantly the issues that affect the majority of the residents on a regular basis, which are the blasts from 2019. We went through the agenda and the 14 quarry blasts in 2019. We also discussed some of the issues that have arisen with water quality testing. The Department of Public Services, Board of Health, as well as the Fire Department all weighed in with their review of the annual report. There were no outstanding issues and Aggregate Industries complied fully with the requirements of the Special Permit reporting structure for 2019. The Committee voted as a whole to accept the 2019 Annual Report. (Report received)

P332-20 COUNCILLOR O'NEILL – Reporting for the Committee of the Whole – MOVE TO receive, under suspension of the rules, the following late communications:

Item 1 from Robert Langley, Director of Engineering, re: Aggregate Industries
Item 2 from Chief Joseph Daly, Fire Department, re: Aggregate Annual Report
Item 3 from Sharon Cameron, Dir., Health Department, re: Aggregate Industries 2019 Annual Report
(Carried 11-0)

P333-20 COUNCILLOR O'NEILL – Reporting for the Committee of the Whole – MOVE TO approve the 2019 Aggregate Industries Annual Report.
(Carried 11-0)

Public Services Committee
July 9, 2020

P334-20 COUNCILLOR TURCO – Reporting for the Public Services Committee – We had a meeting of the Public Services Committee where all 11 councillors were in attendance. The discussion was with Director of DPW, Mr. Robert Labossiere at the request of Councillor Charest to discuss issues with the placement of materials and equipment during construction projects taking place within the City of Peabody on its public streets and on its sidewalks. The following motion was made by Councillor Charest. (Report received)

P335-20 COUNCILLOR TURCO – Reporting for the Public Services Committee – MOVE THAT a written explanation be provided to the Public Services Department of any construction work that is going to be performed on city streets and sidewalks showing where materials and equipment will be stored during the operation.
 (Carried 11-0)

Drug Education & Awareness Committee
July 9, 2020

P336-20 COUNCILLOR MANNING-MARTIN – Reporting for the Ad Hoc Committee on Drug Education & Awareness – We did meet this evening, myself as chair, in addition to Committee members: Councillor O'Neill and Councillor Welton. Also joining us this evening was the interim assistant principal at the high school, Karen McGovern, to discuss the selection of four students who will be receiving \$500 scholarships from money raised through the Dan Pimenta fundraising effort of the City Council. We usually give out two awards, but this year we had \$2,000 left as a balance. We're now bringing it down to zero; so we'll have to build that money back up. We have four students that were selected by Ms. McGovern and they were as follows: Tiana Abreu, who's going to Salem State University to study criminal justice; Brandon Caniff-Melchionda, who's going to Merrimack College to study criminal justice; Sydney Nagle, who's going to Endicott College to study nursing; and Katelyn Rice, who's going to Bridgewater State University to study elementary education. All of these students are being awarded the City Council Public Service Scholarships that we award every year. We began that last year and so I look forward to continuing to do that. Councillor Welton made the following motion. (Report received)

P337-20 COUNCILLOR MANNING-MARTIN – Reporting for the Ad Hoc Committee on Drug Education & Awareness – MOVE TO fund a \$500 scholarship to each of the following students for the City Council Public Service Award:

Tiana Abreu
 Brandon Caniff-Melchionda
 Sydney Nagle
 Katelyn Rice
 (Carried 11-0)

MOTIONS, ORDERS AND RESOLUTIONS

P338-20 COUNCILLOR WELTON – MOVE TO receive and approve, under suspension of the rules, Item 9-A Class 3 Motor Vehicle License (Renewal for 2020) Pinto Recycling, 147 Summit Street, Building 3D, subject to all papers being in order.
 (Carried 11-0)

P339-20 COUNCILLOR MOUTSOULAS – MOVE TO receive, under suspension of the rules, the following communications:

Item 8-A from Brian Barrett, Asst. City Solicitor, re: City Council's response to Open Meeting Law Complaint of Jaclyn Corriveau

Item 8-B from Brian Barrett, Asst. City Solicitor, re: City Council's response to Open Meeting Law Complaint of Russell Donovan

Item 8-C from Brian Barrett, Asst. City Solicitor, re: City Council's response to Open Meeting Law Complaint of Dianne Hamilton

(Carried 10-1; Councillor Manning-Martin opposed)

P340-20 COUNCILLOR GOULD – MOVE TO approve, under suspension of the rules, Banner Request – Aperture Productions, 181 Marlborough Road, Salem, subject to all papers being in order.

(Carried 11-0)

P341-20 COUNCILLOR CHAREST – MOVE TO receive and approve, under suspension of the rules, Item 9-B Junk Dealers License (Renewal for 2020) Long's Jewelers, 35 Cross Street, subject to all papers being in order.

(Carried 11-0)

P342-20 COUNCILLOR MANNING-MARTIN – MOVE TO refer to the Legal Affairs Committee a discussion regarding the process that City boards use to post legal notices in local newspapers and to request that the chairpersons of the various boards attend the committee meeting.

(Carried 11-0)

P343-20 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, Item 9-D Utility Contractor's License – Your Space Landscape & Construction, Inc., 2 Blanchard Road, Burlington, subject to all papers being in order.

(Carried 11-0)

P344-20 COUNCILLOR TURCO – BE IT ORDERED that the City Council of the City of Peabody, in accordance with Chapter 115 of the Acts of 2020, has evaluated and report that the changing of the below polling locations in the City of Peabody will not have a disparate adverse impact on access to the polls on the basis of race, national origin, disability, income or age in that all proposed locations are accessible, they are maintained in the same or adjacent ward, they are not far in distance from previous locations, they all meet the required COVID-19 social distancing guidelines for safety:

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|---------------------|--|
| Ward 1, Precinct 1 | Brown School Gym, 150 Lynn Street |
| Ward 1, Precinct 2 | Brown School Cafeteria, 150 Lynn Street |
| Ward 1, Precinct 3 | Brown School Gym, 150 Lynn Street |
| Ward 2, Precinct 1 | Welch School Gym, 50 Swampscott Avenue |
| Ward 2, Precinct 2 | Welch School Gym, 50 Swampscott Avenue |
| Ward 2, Precinct 3 | Welch School Cafeteria, 50 Swampscott Avenue |
| Ward 3, Precinct 1 | Senior Center Jubilee Room, 75R Central Street |
| Ward 3, Precinct 2 | Senior Center Jubilee Room, 75R Central Street |
| Ward 3, Precinct 3 | Senior Center Jubilee Room, 75R Central Street |
| Ward 4, Precinct 1 | Higgins Middle School Gym, 85 Perkins Street |
| Ward 4, Precinct 2 | Higgins Middle School Gym, 85 Perkins Street |
| Ward 4, Precinct 3 | Higgins Middle School Gym, 85 Perkins Street |
| Ward 4, Precinct 3A | Brooksby Village McIntosh Building, 300 Brooksby Village Drive |
| Ward 5, Precinct 1 | Peabody High School Fieldhouse, 485 Lowell Street |
| Ward 5, Precinct 2 | Peabody High School Fieldhouse, 485 Lowell Street |
| Ward 5, Precinct 3 | Peabody High School Fieldhouse, 485 Lowell Street |
| Ward 6, Precinct 1 | Burke School Cafeteria, 127 Birch Street |
| Ward 6, Precinct 2 | Burke School Gym, 127 Birch Street |
| Ward 6, Precinct 3 | Burke School Gym, 127 Birch Street |

(Carried 11-0)

COMMUNICATIONS FROM HIS HONOR THE MAYOR

None.

COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

Previously received.

PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

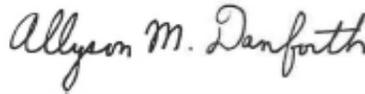
P345-20 COUNCILLOR MCGINN – MOVE TO receive and approve, under suspension of the rules, Item 9-B Junk Dealers License (Renewal for 2020) Cash Call, 161 Main Street, subject to all papers being in order.
(Carried 11-0)

UNFINISHED BUSINESS FROM THE PRECEDING MATTER

P346-20 COUNCILLOR ROSSIGNOLL – MOVE TO respectfully request that our August City Council meeting be held in person in the Frank L. Wiggin Auditorium and also request that His Honor the Mayor and Sharon Cameron, Director of Health, provide guidance and guidelines on how we can convene in open session in the safest possible way with suggested reasonable accommodations for those who cannot participate in person.
(Carried 11-0)

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 8:35 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, JULY 15, 2020
RETURNED BY HIS HONOR THE MAYOR, JULY 15, 2020



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

COMMUNICATIONS:

Brian Barrett, Asst. City Solicitor, re: City Council’s response to Open Meeting Law Complaint of Jaclyn Corriveau

Brian Barrett, Asst. City Solicitor, re: City Council’s response to Open Meeting Law Complaint of Russell Donovan

Brian Barrett, Asst. City Solicitor, re: City Council’s response to Open Meeting Law Complaint of Dianne Hamilton

Atty. John Keilty on behalf of S & S Consultants, 530 Lowell Street, re: Request to continue public hearing

CLASS 3 MOTOR VEHICLE LICENSE: (Renewal for 2020)

Pinto Recycling, 147 Summit Street, Building 3D

JUNK DEALERS LICENSE:

Cash Call, 161 Main Street

Long’s Jewelers, 35 Cross Street

BANNER:

Aperture Productions, 181 Marlborough Road, Salem

UTILITY CONTRACTOR’S LICENSE:

Your Space Landscape & Construction, Inc., 2 Blanchard Road, Burlington