

REGULAR MEETING OF THE PEABODY CITY COUNCIL
AUGUST 17, 2017

PRESENT COUNCILLORS: MANNING-MARTIN, GARABEDIAN, GRAVEL, GOULD, MCGINN, MOUTSOULAS, CHAREST, SINEWITZ, AND SASLAW

ABSENT COUNCILLORS: TURCO AND WALSH

Meeting of the Peabody City Council opened with a moment of silent prayer after being called to order by City Council President Joel D. Saslaw.

Salute to the American Flag.

P552-17 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the regular meeting of July 18, 2017. (Unanimous)

COUNCILLOR SASLAW - 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.

P553-17 COUNCILLOR GOULD – MOVE TO receive, under suspension of the rules, Item 7-B communication from His Honor the Mayor regarding Appointment of Julie Daigle, 21 Fay Avenue, Peabody, as City Treasurer. (Unanimous)

(MAYOR BETTENCOURT AND MS. JULIE DAIGLE APPEARED TO SPEAK BEFORE THE CITY COUNCIL REGARDING ITEM 7-B)

P554-17 COUNCILLOR MCGINN - MOVE TO approve the appointment of Julie Daigle, 21 Fay Avenue, Peabody, MA, as City Treasurer for a one-year term to expire 12/31/2017. (Carried 8-0; Councillor Manning-Martin voting present; Councillor Turco and Councillor Walsh absent)

(MAYOR BETTENCOURT THANKED MS. JEANNE CARNEVALE FOR HER YEARS OF DEDICATION AND SERVICE TO THE CITY OF PEABODY.)

HEARINGS

A public hearing was duly held on the application from Peabody Motor Sports, Inc. d/b/a BMW of Peabody, 7 Centennial Drive, Peabody, MA. Mr. Warren Waugh appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P555-17 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, late communication Item 1 from Councillor Jon Turco, regarding Various council matters. (Unanimous)

P556-17 COUNCILLOR GRAVEL – MOVE TO approve the Class 1 Motor Vehicle License from Peabody Motor Sports, Inc. d/b/a BMW of Peabody, 7 Centennial Drive, Peabody, MA, subject to all papers being in order. (Carried 9-0; Councillor Turco and Councillor Walsh absent)

P557-17 COUNCILLOR MCGINN – MOVE TO continue the public hearing on the Entertainment License application from Metro Bowl, Inc., 63 Foster Street, until Thursday, September 14, 2017. (Unanimous)

REPORTS OF COMMITTEE

COMMITTEE OF THE WHOLE
AUGUST 17, 2017

P558-17 COUNCILLOR SASLAW – Reporting for the Committee of the Whole – Earlier this evening we had a meeting of the Committee of the Whole and we had two items that we covered. The first item was we had Mr. Glenn Trueira, the manager of the Peabody Municipal Light Plant, come down and make a presentation with Mr. Roy Simoes regarding two projects. The first project is the LED streetlight conversion project, which entails 6,000 public streetlights changing from high-pressure sodium to LED streetlights. It is going quite well. They got a grant and the grant was from the Massachusetts

Department of Energy Resources. The grant paid for 50 percent of the price of the fixtures and that total amount was between 400 and \$450,000, depending on the actual number of fixtures that they do put up. They do feel that this will be a cost savings for a number of reasons. The average light bulb now needs to be replaced every 3 1/2 years versus the light bulbs that will be going in will be good for 20 years. The light bulb cost themselves is a 30 to 40 percent decrease. They'll also be saving on manual labor, as far as going out and changing the light bulbs, gas, things of that nature. So they are very, very excited about this. If the public would like to see them in action right now, they reported that Centerfield, which is Reed, Trask and Downing Road, have the new streetlights now. So if people would like to see those new streetlights in those neighborhoods in the evening, they can see how those LED lights are looking. By the way they did do a trial last year and they received one call that wasn't a complaint. When they did the trial, they put up a sign explaining what the LED streetlight was so that people noticed it when they went home that night. It's been highly successful with no complaints at all. They do expect it to save them many dollars in future years. The second report from the PMLP was regarding going from manual meters to fully automated two-way communication readers. This project is 55 percent done. There are 26,000 manual meters that need to be replaced, which should be done by the end of 2017 or early 2018. Once again this is just going to allow them to be much more efficient. They won't have to do manual reading anymore. Also if there's ever an outage, one of the nice features is that they will know -- rather than someone calling in and saying "Our lights are out," they will have two-way communication from the meter saying that lights are out in the area so that should allow them to repair any light outages quicker. Once again they are saving on eliminating positions, transportation costs, automobiles taxes and gas. So those two projects are well under way and they just wanted to update the City Council on it. The second presentation we had tonight was regarding the improvements, both audio and visual, in the Wiggin Auditorium. This project is going to be happening right after we basically finish this meeting tonight. For the public and many who have come down here to the Wiggin Auditorium it's always been a little bit difficult sometimes with the sound; so there is \$237,000 that is going towards this project. \$102,000 was a grant that was applied for through various employees in the city. We heard from David Haralambou of By Request Communications, who is a consultant working on behalf of the City, and he said that everything is going to be wireless, it will be a Bose speaker system, and it will be ADA-compliant. So if people are hard of hearing and come down to our meetings, they can pick up a set of earbuds and be able to hear the meeting. The second part of that was visual enhancements and those visual enhancements are going to be putting in two new screens. Behind us will be a new screen on the back wall and in the front of the auditorium will be a screen that will be able to be seen by everyone during public meetings. We will also have laser-based projectors, which I believe, if I remember correctly, have a life expectancy of 15 to 20,000 hours; so he assured that we would certainly get our money's worth. So those were the two presentations that we had tonight and that was a report of progress. (Report received)

(COUNCIL PRESIDENT SASLAW INFORMED THE AD HOC COMMITTEE ON MEDICAL MARIJUANA, WHICH COUNCILLOR SASLAW WILL CHAIR, WITH THE FOLLOWING MEMBERS: COUNCILLOR GRAVEL, COUNCILLOR WALSH, COUNCILLOR GOULD, AND COUNCILLOR TURCO.)

P559-17 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, late communication Item 2 from Councillor Joel Saslaw, regarding Various Medical Marijuana Facility documents. (Unanimous)

P560-17 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, late communication Item 3 from His Honor the Mayor regarding Medical Marijuana Facility process. (Unanimous)

MOTIONS, ORDERS AND RESOLUTIONS

P561-17 COUNCILLOR MANNING-MARTIN – MOVE TO request that Chief Griffin and Chief Pasdon appear before the Municipal Safety Committee to discuss their plans to protect first responders who respond to drug overdose scenes and what the City Council can do to assist them. (Unanimous)

P562-17 COUNCILLOR MANNING-MARTIN – MOVE TO request that Finance Director Michael Gingras and Assessor Susan Antonellis appear before the Finance Committee to discuss a recent bill passed by the Senate in July, which gives cities and towns the flexibility to adjust property taxes for low-income seniors, military, and disabled residents, and to discuss what type of relief we have in place already and how to educate those eligible for that relief. (Unanimous)

P563-17 COUNCILLOR GRAVEL – MOVE TO receive and approve Block Party – End of Winnegance Avenue, September 2, 2017, subject to all papers being in order. (Unanimous)

P564-17 COUNCILLOR GOULD (Co-motion with Councillor Moutsoulas) – MOVE TO request that the Public Services Department repair the berm curbing in front of 24 Davis Terrace. (Unanimous)

(COUNCILLOR GOULD “I'd invite my fellow Councillors to play in the 4th Annual Charity Softball Game of the Peabody City Council versus Salem City Council on Friday, September 1st, 2017, at Lieutenant Ross Park, which is Cy Tenney Field, at 6:00 p.m.”)

P565-17 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Retail Recreational Marijuana Ban and to refer to the Legal Affairs Committee. (Unanimous)

{Item 10-A 32 Union Street}

P566-17 COUNCILLOR MOUTSOULAS – BE IT ORDERED by the City Council of the City of Peabody that an Ordinance Amending Section 19-81 Parking Prohibited Handicap Zone of the Code of the City of Peabody be adopted as advertised and read. (Carried 9-0; Councillor Turco and Councillor Walsh absent)

P567-17 COUNCILLOR MOUTSOULAS – MOVE TO request a handicapped sign for 16 Shamrock Street, and that an ordinance be drafted and advertised on the same. (Unanimous)

P568-17 COUNCILLOR MOUTSOULAS – MOVE TO request a handicapped sign for 5 Dobbs Road, and that an ordinance be drafted and advertised on the same. (Unanimous)

P569-17 COUNCILLOR MOUTSOULAS – MOVE TO request that the Public Services Department place "25-miles per hour" speed signs in the neighborhood of Collins Street, Winthrop Street, Shamrock Street, Sprague Street, Driscoll Street, and Northend Street. (Unanimous)

P570-17 COUNCILLOR CHAREST – MOVE TO request that the Peabody Municipal Light Plant place two additional poles on Essex Center Drive for street lights. (Unanimous)

P571-17 COUNCILLOR SINEWITZ – MOVE TO receive, under suspension of the rules, late communication Item 4 from 795 Jubilee Drive, LLC, 5 High Ridge Road, Topsfield, regarding Special Permit application and to set up a public hearing. (Unanimous)

P572-17 COUNCILLOR SINEWITZ – MOVE TO request that the Public Services department repair the sidewalk at 71 Lake Street. (Unanimous)

P573-17 COUNCILLOR SINEWITZ – MOVE TO request that the Public Services Department replace the berm at 18 Styles Drive. (Unanimous)

P574-17 COUNCILLOR SINEWITZ – MOVE TO request that the School Department place a notice at the Kiley School entrance that they have moved and supply their new address and to further request that they update their web site to reflect their new location and hours of operation. (Unanimous)

COMMUNICATIONS FROM HIS HONOR THE MAYOR

Previously received.

COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

P575-17 COUNCILLOR GRAVEL – MOVE TO receive and approve a communication from Albert Talarico, Building Commissioner, regarding Special Permit transfer 4-1981; Christopher Bavaro, 484 Lowell Street, subject to all papers being in order. (Unanimous)

P576-17 COUNCILLOR SASLAW – MOVE TO receive a communication from Albert Talarico, Building Commissioner, regarding Special Permit transfer 20-2013; Outfront Media, 200 Jubilee Drive, and to refer to the regular meeting of Thursday, September 14, 2017. (Unanimous)

P577-17 COUNCILLOR MCGINN – MOVE TO receive a communication from Chief Thomas Griffin, Police Department, regarding Various letters of thanks. (Unanimous)

P578-17 COUNCILLOR MCGINN – MOVE TO receive a communication from Glenn Trueira, Manager, Peabody Municipal Light Plant, regarding Motion P520-17; 2 Dooling Circle. (Unanimous)

P579-17 COUNCILLOR SASLAW – MOVE TO receive a communication from Phytotherapy, Inc., 25 Newbury Street, regarding Host Community Agreements and to refer to the Ad Hoc Committee on Medical Marijuana. (Unanimous)

P580-17 COUNCILLOR SASLAW – MOVE TO receive a communication from John R. Keilty, on behalf of A. Chara Development, LLC, regarding Special Permit; 0 Newbury Street; request for non-opposition letter, and to refer to the Ad Hoc Committee on Medical Marijuana. (Unanimous)

P581-17 COUNCILLOR GOULD – MOVE TO receive a communication from David Terenzoni, Director, Public Services Department, regarding Completed council motions. (Unanimous)

P582-17 COUNCILLOR GOULD – MOVE TO receive a communication from Jennifer Davis, Director, Parks, Recreation & Forestry, regarding Completed council motions. (Unanimous)

P583-17 COUNCILLOR SASLAW – MOVE TO not accept the communication from A. Chara Development, LLC, 0 Newbury Street, regarding Special Permit application, as incomplete and to refer to the applicant. (Unanimous)

P584-17 COUNCILLOR SASLAW – MOVE TO request that the City Solicitor provide an opinion to the City Council as to whether the Special Permit application of A. Chara Development, LLC, 0 Newbury Street is valid, and to request said opinion no later than Thursday, September 14, 2017. (Unanimous)

P585-17 COUNCILLOR SINEWITZ – MOVE TO receive and approve a communication from Timothy E. Spanos, City Clerk, regarding Primary Warrant for September 12, 2017. (Unanimous)

PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

P586-17 COUNCILLOR GRAVEL – MOVE TO receive and approve the following Taxi/Limousine Driver License, subject to all papers being in order:

Stephen Plunkett – License 14
 Diegoelia Pacheco, License 15
 Alphonse Soltys – License 16
 Dana McPhee – License 18
 Marco Aleixo – License 19
 William Doucette – License 20
 Michael Castonguay – License 21
 Mark Adams – License 22
 Dennis Giannias – License 23
 Kimberlee Kyslowsky – License 24
 Ronald Freyhoff – License 25
 (Unanimous)

P587-17 COUNCILLOR GRAVEL – MOVE TO receive and approve the following Block Party, subject to all papers being in order:

15-19 Harrison Avenue, August 12, 2017
 11 Margin Terrace-4 Adams Avenue, September 2, 2017
 (Unanimous)

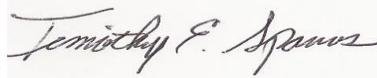
UNFINISHED BUSINESS FROM THE PRECEDING MATTER

P588-17 COUNCILLOR MCGINN (Co-motion with Council Gravel) – MOVE TO receive a late communication from His Honor the Mayor regarding 143 Lynnfield Street; Administrative Consent Order. (Unanimous)

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 9:35 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, AUGUST 21, 2017

RETURNED BY HIS HONOR THE MAYOR, AUGUST 21, 2017



ATTEST

(Timothy E. Spanos, City Clerk)

COMMUNICATIONS:

His Honor the Mayor re: Retail Recreational Marijuana Ban

His Honor the Mayor re: Appointment of Julie Daigle, 21 Fay Avenue, Peabody, as City Treasurer
Albert Talarico, Building Commissioner, regarding Special Permit transfer 4-1981; Christopher Bavaro,
484 Lowell Street

Albert Talarico, Building Commissioner, regarding Special Permit transfer 20-2013; Outfront Media, 200
Jubilee Drive

Chief Thomas Griffin, Police Department, regarding Various letters of thanks

Glenn Trueira, Manager, Peabody Municipal Light Plant, regarding Motion P520-17; 2 Dooling Circle

Phytotherapy, Inc., 25 Newbury Street, regarding Host Community Agreements

David Terenzoni, Director, Public Services Department, regarding Completed council motions

Jennifer Davis, Director, Parks, Recreation & Forestry Department, regarding Completed council motions

A. Chara Development, LLC, 0 Newbury Street, regarding Special Permit application

John R. Keilty, on behalf of A. Chara Development, LLC, regarding Special Permit; 0 Newbury Street;
request for non-opposition letter

Timothy E. Spanos, City Clerk, regarding Primary Warrant for September 12, 2017

BLOCK PARTY:

15-19 Harrison Avenue, August 12, 2017

End of Winnegance Avenue, September 2, 2017

11 Margin Terrace-4 Adams Avenue, September 2, 2017

Stevens Street, September 9, 2017

TAXICAB/LIMOUSINE DRIVER LICENSE: (New)

Stephen Plunkett – License 14

Diegoelia Pacheco, License 15

Alphonse Soltys – License 16

Dana McPhee – License 18

Marco Aleixo – License 19

William Doucette – License 20

Michael Castonguay – License 21

Mark Adams – License 22

Dennis Giannias – License 23

Kimberlee Kyslowsky – License 24

Ronald Freyhoff – License 25