

**REGULAR MEETING OF THE PEABODY CITY COUNCIL**  
**SEPTEMBER 13, 2018**

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

ABSENT COUNCILLORS: None

Meeting of the Peabody City Council opened with a moment of silent prayer after being called to order by City Council President Edward R. Charest.

Salute to the American Flag.

P633-18 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the regular meeting of August 23, 2018. (Unanimous)

COUNCILLOR CHAREST – 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.

**HEARINGS**

A public hearing was duly held on Petition 18-155, filed by Peabody Municipal Light Plant, 201 Warren Street Extension, Peabody, MA. Mr. Will Cardello and Mr. Glenn Trueira appeared to speak on behalf of the petition. Ms. Karin Cammarata, 23 Pinewood Road, Peabody, MA, appeared to speak in favor. No one appeared to speak in opposition.

P634-18 COUNCILLOR O'NEILL – MOVE TO approve Petition 18-155, filed by Peabody Municipal Light Plant, 201 Warren Street Extension, Peabody, MA, to locate one new pole at the end of the cul de sac on Pinewood Road, subject to all papers being in order. (Carried 11-0)

The City Council reconvened the recessed public hearings on the Petitions submitted by Cellco Partnership d/b/a Verizon Wireless. Attorney Christopher Swiniarski appeared to speak on behalf of the petitions. City Solicitor Michael Smerczynski appeared to speak on behalf of the City. Mr. Glenn Trueira appeared to speak on behalf of Peabody Municipal Light Plant. No one appeared to speak in favor. No one appeared to speak in opposition.

P635-18 COUNCILLOR MCGINN – MOVE TO **DENY** the Petitions submitted by Cellco Partnership d/b/a Verizon Wireless, c/o McLane/Middleton, 900 Elm Street, Manchester, NH, specifically to locate communications equipment on existing or proposed new Verizon utility poles, including antenna, conduit, cable, and all necessary sustaining and protecting fixtures, located on various public ways as follows:

- 1) SC23: Existing pole located at the northwest intersection of Lynn and County Street: vicinity of 91 Lynn Street
- 2) SC01: New pole located at the northwest intersection of Lowell and Birch Street; vicinity of 747 Lowell Street
- 3) SC02: New pole located on Dearborn Road at Newbury Street
- 4) SC08: New pole located on Forest Street at Newbury Street
- 5) SC30: New pole located on Foster Street; vicinity of 101 Foster Street
- 6) SC21: New pole located on Lynn Street; vicinity of 24 Lynn Street
- 7) SC24: New pole located on Lynn Street; vicinity of 168 Lynn Street
- 8) SC20: New pole located on Hingston Street at Washington Street; vicinity of 250 Washington Street
- 9) SC50: New pole located on Pulaski Street at the corner of North Central Street
- 10) SC60: New pole located on Essex Center Drive; across from U.S. Post Office
- 11) SC63: New pole located on Essex Green Drive; vicinity of Essex Green at Peabody
- 12) SC10: New pole located on First Avenue (5) at Centennial Drive
- 13) SC51: New pole located on King Street; vicinity of 15 King Street
- 14) SC22: New pole located on Margaret Road at the corner of 66 Lynn Street

for the following reasons taken independently or in combination:

- 1) The petitioner offered that approval of this petition was in exchange with a dismissal of both cell tower lawsuits it has pending in the Land Court and will not honor that offer by conditioning performance on the unresolved issue of a power connection the resolution of which is not within the control of the City;
- 2) The Peabody Municipal Light Plant has offered to the petitioner a master agreement for small cell attachments upon existing poles eliminating the need for the requested grant of locations or cell towers; and/or
- 3) On September 26, 2018, the FCC is prepared to approve a Ruling and Order pre-empting local jurisdiction over small cell deployment to existing poles generating rights in such deployment to the petitioner greater than or equal to those in the Peabody Municipal Light Plant agreement and eliminating the need for the requested grant of locations or cell towers.

(Failed 4-2; Councillors: O'Neill, McGinn, Turco and Charest in favor; Councillors: Gould and Melville opposed)

RECONSIDERATION BY COUNCILLOR MCGINN – Immediate reconsideration hoping same shall prevail. (Carried 6-0)

P636-18 COUNCILLOR MCGINN – MOVE TO DENY the Petitions submitted by Cellco Partnership d/b/a Verizon Wireless, c/o McLane/Middleton, 900 Elm Street, Manchester, NH, specifically to locate communications equipment on existing or proposed new Verizon utility poles, including antenna, conduit, cable, and all necessary sustaining and protecting fixtures, located on various public ways as follows:

- 1) SC23: Existing pole located at the northwest intersection of Lynn and County Street: vicinity of 91 Lynn Street
- 2) SC01: New pole located at the northwest intersection of Lowell and Birch Street; vicinity of 747 Lowell Street
- 3) SC02: New pole located on Dearborn Road at Newbury Street
- 4) SC08: New pole located on Forest Street at Newbury Street
- 5) SC30: New pole located on Foster Street; vicinity of 101 Foster Street
- 6) SC21: New pole located on Lynn Street; vicinity of 24 Lynn Street
- 7) SC24: New pole located on Lynn Street; vicinity of 168 Lynn Street
- 8) SC20: New pole located on Hingston Street at Washington Street; vicinity of 250 Washington Street
- 9) SC50: New pole located on Pulaski Street at the corner of North Central Street
- 10) SC60: New pole located on Essex Center Drive; across from U.S. Post Office
- 11) SC63: New pole located on Essex Green Drive; vicinity of Essex Green at Peabody
- 12) SC10: New pole located on First Avenue (5) at Centennial Drive
- 13) SC51: New pole located on King Street; vicinity of 15 King Street
- 14) SC22: New pole located on Margaret Road at the corner of 66 Lynn Street

for the following reasons taken independently or in combination:

- 1) The petitioner offered that approval of this petition was in exchange with a dismissal of both cell tower lawsuits it has pending in the Land Court and will not honor that offer by conditioning performance on the unresolved issue of a power connection the resolution of which is not within the control of the City;
- 2) The Peabody Municipal Light Plant has offered to the petitioner a master agreement for small cell attachments upon existing poles eliminating the need for the requested grant of locations or cell towers; and/or
- 3) On September 26, 2018, the FCC is prepared to approve a Ruling and Order pre-empting local jurisdiction over small cell deployment to existing poles generating rights in such deployment to the petitioner greater than or equal to those in the Peabody Municipal Light Plant agreement and eliminating the need for the requested grant of locations or cell towers.

(Carried 6-0)

A public hearing was duly held on Petitions submitted by Cellco Partnership d/b/a Verizon Wireless. Attorney Christopher Swinarski appeared to speak on behalf of the application. No one appeared to speak in favor. Mr. Christopher Jasper, 737 Lowell Street, Peabody, MA, appeared to speak in opposition.

P637-18 COUNCILLOR MCGINN – MOVE TO **DENY** the Petitions submitted by Cellco Partnership d/b/a Verizon Wireless, c/o McLane/Middleton, 900 Elm Street, Manchester, NH, specifically to locate communications equipment on existing or proposed new Verizon utility poles, including antenna, conduit, cable, and all necessary sustaining and protecting fixtures, located on various public ways as follows:

- 1) SC01: New pole located on the southwest side of Lowell opposite Birch Street;
- 2) SC20: New pole located on northwest side of Washington Street at the Eastman Gelatine field opposite 256 Washington Street
- 3) SC21: New pole located on Lynn Street; corner of Trofin Lane
- 4) SC22: New pole located on Lynn Street; corner of Rainbow Road/82 Lynn Street
- 5) SC24: New pole located on Lynn Street; vicinity of 161 Lynn Street
- 6) SC30: New pole located on Foster Street; vicinity of 101 Foster Street
- 7) SC51: New pole located on King Street; vicinity of 15 King Street

for the following reasons taken independently or in combination:

- 1) The petitioner offered that approval of this petition was in exchange with a dismissal of both cell tower lawsuits it has pending in the Land Court and will not honor that offer by conditioning performance on the unresolved issue of a power connection the resolution of which is not within the control of the City;
- 2) The Peabody Municipal Light Plant has offered to the petitioner a master agreement for small cell attachments upon existing poles eliminating the need for the requested grant of locations or cell towers; and/or
- 3) On September 26, 2018, the FCC is prepared to approve a Ruling and Order pre-empting local jurisdiction over small cell deployment to existing poles generating rights in such deployment to the petitioner greater than or equal to those in the Peabody Municipal Light Plant agreement and eliminating the need for the requested grant of locations or cell towers.

(Carried 9-2; Councillors: Manning-Martin and Gravel opposed)

P638-18 COUNCILLOR MOUTSOULAS – MOVE TO receive and approve, under suspension of the rules, Item 8-E communication from Attorney John Keilty on behalf of William Skouras, regarding Request to continue public hearing until October 11, 2018. (Unanimous)

P639-18 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, late communication Item 1 from Atty. John Keilty on behalf of CenterCorp Retail Properties, Inc., 250 Andover Street, regarding Request to continue the public hearing until September 27, 2018. (Unanimous)

P640-18 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, late communication Item 2 from Lucia DeINegro, Historical Commission, regarding Former Cablevision/Waterworks building; 167 Washington Street, and to refer to the public hearing. (Unanimous)

P641-18 COUNCILLOR MCGINN – MOVE TO receive and approve, under suspension of the rules, late communication Item 3 from Atty. John Keilty on behalf of Gary A. Nadeau, 167 Washington Street, regarding Request to continue the public hearing until September 27, 2018. (Unanimous)

A public hearing was duly held on the application submitted by Goochanathy, LLC, Scott A. MacGregor, Manager, 133 Granby Road, South Hadley, MA. City Solicitor Michael Smerczynski appeared to speak on behalf of the City. Atty. Athan Vontzalides appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P642-18 COUNCILLOR SASLAW – BE IT ORDERED by the City Council of the City of Peabody that the application from Goochanathy, LLC, Scott A. MacGregor, Manager, 133 Granby Road, South Hadley, MA, for a Special Permit requesting to allow for an adult paraphernalia store doing business as Adam &

Eve at 212-216 Newbury Street, Peabody, MA, as filed in accordance with Sections 4.2.5, 6.1, and 15.7 of the Peabody Zoning Ordinance be **denied** based on the following reasons and subject to the following conditions:

**REASONS FOR DENIAL:**

1. That the business is surrounded by abutting businesses that serve a large adult population; and
2. That there's no local desirable need for the business.

**CONDITIONS:**

1. The types of advertising materials that could be located within the windows or storefront for the building allow no sexually explicit or rude materials to be directly viewable by the public;
2. That there be appropriate signage restricting persons younger than 18 years old from entering the premises;
3. That there be no live entertainment;
4. That the guests of the establishment for book signings or other promotional appearances will be fully clothed at all times;
5. The first half of the store facing Newbury Street will contain and display the lingerie, clothes, shoes, boots, etc., along with two dressing rooms, and the rear section of the store will contain and display the adult-themed pleasure products, an office, bathrooms, and storage area for inventory; and
6. That any bags for any of the merchandise purchased is opaque so that any materials wouldn't be viewed by any pedestrians.

(Motion to deny Carried 6-4; Councillors: Manning-Martin, Rossignoll, Turco, and Charest opposed; Councillor Gravel voted present)

**REPORTS OF COMMITTEE**

**HUMAN SERVICES COMMITTEE**  
**SEPTEMBER 13, 2018**

P643-18 COUNCILLOR MANNING-MARTIN – Reporting for the Human Services Committee – The Human Services Committee met this evening. Members present were myself as chair, Councillor Melville, Councillor Moutsoulas, Councillor O'Neill, and Councillor Rossignoll; in addition to the remainder of the council. We had a few items on the agenda. The first was an update on the sale of the Crowninshield building. Curt Bellavance of Community Development gave us an update that there was an offer made by the Winn Development Company and that was not accepted. The bid came in under price of the current value, which was determined to be \$37.5 million and would be market rate. Winn Development has the right of first refusal, which means they can match it, and they have been working with the City and with Community Development, to see if we could assist with maintaining our affordable units and doing right by the residents that are there. The number of affordable units that we're talking about at Crowninshield are 235 units. So that was a report of progress. A date to remember on this is September 30th, which will be the last date for Winn Development to make their decision to make a counter offer or not. After September 30th we will have another Human Services meeting to get an update from Community Development. We all were very complimentary of the city and vice versa of the city to the council for staying on top of this subject. We will meet again after September and that is a report of progress on that one item. Also in subcommittee were issues of pest control: Coyotes and again an update on the rat situation in the city. Regarding coyotes we received some information from the MassWildlife that will be posted on our city's web site. It's information for homeowners with respect to coyote sightings. We're going to continue to work on that matter and try to get an expert in to better advise the city on what to do moving forward. Sharon Cameron, the director of Health Department, gave another great overview on where we are with the rat situation. What was interesting was that A1 Exterminators, the company that we use for pest control, indicated that they're finding that the rats are not taking the bait that they're putting out in the traps and that is a concern because that means that they're finding other food sources. So again we need to focus a lot on educating the public on that matter to cut down on the rat infestation that we do have. Most of the complaints that are coming in are from the residents of Ward 1. Also Sharon Cameron has been working diligently on preparing a new ordinance for the city that is still in draft form. She is working with eight other North Shore communities to come up with a comprehensive plan on how we can address this collectively with best practices. That ordinance will

also cover fee permitting for rodent control for any development that might disturb habitats or develop another food source. So she's been working very hard on that matter and we're lucky to have her working for us in the city of Peabody. She's been doing yeoman's work for us in that regard. So that is a report of progress on the Human Services portion on pest control. (Report received)

**AD HOC COMMITTEE ON DRUG EDUCATION & AWARENESS**  
**SEPTEMBER 13, 2018**

P644-18 COUNCILLOR MANNING-MARTIN – Reporting for the Ad hoc Committee on Drug Education & Awareness – The Drug Education & Awareness Committee met this evening and Sharon Cameron presented to the council with Sara Grinnell of the Healthy Peabody Collaborative. Ms. Cameron gave an overview of our situation with respect to drug overdoses in the City and everything that the City has been doing over the past several years to combat, educate, and prevent overdoses and fatalities and drug use in the City of Peabody. Again they've been doing great work. What also was revealed at subcommittee was that Healthy Peabody Collaborative was an initiative that started in 2008 under then Mayor Michael Bonfanti. They were successful in getting back-to-back five-year federal grants to fund this collaborative. And again they've done such great work, but the 10th year is coming up and they will not be allowed to reapply for that funding. That's how the federal funding works because when you get a federal grant they only allow it for a certain amount of time because they expect you to do one of two things: One is to correct the problem that you've been given the money for; or, 2, fund it in your own budget for what you've been doing to address the problem. Ten years ago this opioid epidemic was not as it is, it was never forecasted and as we all know it's really out of control. So we need to do what we can as a city to look at other funding sources so that we can continue to have the Healthy Peabody Collaborative moving forward to protect our residents and children and work together towards providing a healthy community. The Healthy Peabody Collaborative has been working with the Police Department, the Fire Department, the methadone clinic, the School Department, and Atlantic Ambulance, and as of late the Colton Buckley Foundation has joined them in that effort. So we have a lot of people working together collaboratively to address this very important issue and we continue to support them. So that is a report of progress. (Report received)

**FINANCE COMMITTEE**  
**AUGUST 23, 2018**

P645-18 COUNCILLOR GRAVEL – Reporting for the Finance Committee – This evening there was a meeting of the Finance Committee that was held. Sitting on behalf of the committee was myself as the chair, Councillor Gould, Councillor Manning-Martin, Councillor McGinn, and Councillor Turco; all other councillors were also present. There were two items on the agenda that were discussed. The first one was for the appropriation of road improvement projects our Chapter 90 money in the amount of \$1,255,654 and the following motion was made. (Report received)

P646-18 COUNCILLOR GRAVEL – Reporting for the Finance Committee - MOVE TO approve the following transfer, as submitted by His Honor the Mayor, under date of August 7, 2018:

**FROM:**

**TO:**

Chapter 90 Projects – FY 2019	Road Improvement Projects
250-34751	250-4210-58134
\$1,252,654.00	\$1,252,654.00
(Carried 10-0; Councillor Moutsoulas absent)	

P647-18 COUNCILLOR GRAVEL – Reporting for the Finance Committee – The second item on the agenda was the purchase of a Gator, which is a small tractor and a mower attachment to that Gator, requiring \$31,500 and the following motion was made. (Report received)

P648-18 COUNCILLOR GRAVEL – Reporting for the Finance Committee - MOVE TO approve the following transfer, as submitted by His Honor the Mayor, under date of August 9, 2018:

**FROM:****TO:**

Brooksby Farm Revolving 260-00000-35603 (Carried 10-0; Councillor Moutsoulas absent)	\$31,500.00	Capital Equipment 300-09421-58506-2019-00-00-00-6620	\$31,500.00
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**MOTIONS, ORDERS AND RESOLUTIONS**

P649-18 COUNCILLOR O'NEILL – MOVE TO request that the Public Services Department install a streetlight on the new telephone pole at the cul de sac in front of 23 Pinewood Road. (Unanimous)

P650-18 COUNCILLOR MCGINN – MOVE TO receive and approve, under suspension of the rules, Item 7-C a communication from His Honor the Mayor regarding the following Various appointments/reappointments:

<b><u>NAME:</u></b>	<b><u>POSITION:</u></b>	<b><u>TERM TO EXPIRE:</u></b>
Leslie George 4D Hart Way Salem, MA 01970	Board of Assessors	09/06/2021 (3-Year Term)
Michael W. Rizzo 40 Samoset Road Peabody, MA 01960	Conservation Commission	09/30/2021 (3-Year Term)
Leona Kaplan 304 Brooksby Village Dr., #512 Peabody, MA 01960	Council on Aging	09/30/2021 (3-Year Term)
Cookie Melanson 31 Wiseman Drive Peabody, MA 01960	Council on Aging	09/30/2021 (3-Year Term)
Linda Mendonca 1303 Cranebrook Way Peabody, MA 01960	Council on Aging	09/30/2020 (2-Year Term)
Andrew Metropolis 9 Dane Street Peabody, MA 01960	Council on Aging	09/30/2023 (5-Year Term)
Loretta Tenaglia 101 Brooksby Village Dr., #111 Peabody, MA 01960	Council on Aging	09/30/2019 (One-Year Term)
Jacqueline Torigian 82 Fairview Avenue Peabody, MA 01960	Council on Aging	09/30/2021 (3-Year Term)
Michelle Flewelling 18 May Street Peabody, MA 01960	Cultural Council	06/01/2021 (3-Year Term)
Julie Murphy 5 Herbert Avenue Peabody, MA 01960	Cultural Council	09/01/2021 (3-Year Term)

Janis Survilas 91 Fairview Avenue Peabody, MA 01960	Cultural Council	09/01/2021 (3-Year Term)
Sharon Cameron 75 Lake Shore Road Peabody, MA 01960	Director Human Services	09/30/2019 (One-Year Term)
Maureen Sammon 49 Judson Street Malden, MA 02148	Outdoor Education Coord.	08/31/2019 (One-Year Term)
Thomas Bettencourt 26 Hingston Street Peabody, MA 01960	Planning Board	05/31/2023 (5-Year Term)
Diane Cooper 3 Donna Street Peabody, MA 01960	Planning Board	05/31/2023 (5-Year Term)
Dennis Feld 192 Lowell Street Peabody, MA 01960 (Carried 10-0; Councillor Moutsoulas absent)	Planning Board	05/31/2023 (5-Year Term)

P651-18 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-I communication from Drew Donarumo Plumbing and Heating, Inc., 22 R Stevens Street, regarding Special Permit application and to set up a public hearing. (Unanimous)

P652-18 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-L communication from Glenn Trueira, Manager, PMLP, regarding Response; Cellco Partnership d/b/a Verizon Wireless; Petitions for various pole locations and refer to the public hearing. (Unanimous)

P653-18 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-A communication from Andrew Levin, City Planner, regarding Form A: Shamrock Street. (Unanimous)

P654-18 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-H communication from That Taste is Profound, LLC, 229C Andover Street, regarding Special Permit application and to set up a public hearing. (Unanimous)

P655-18 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-J communication from 16 Robin, LLC, James A. Cavalieri, Manager, 0 Tremont Street, (f/k/a 45 Tremont Street), regarding Special Permit application and to set up a public hearing. (Unanimous)

P656-18 COUNCILLOR SASLAW – MOVE TO request that the Public Services Department look at the catch basin at 26 Dale Street. It seems to be clogged up. (Unanimous)

P657-18 COUNCILLOR SASLAW – MOVE TO request that the Public Services Department check out the visibility of the street signage at the intersection of Farm Avenue and Dearborn Road and consider changing the location. (Unanimous)

(Councillor Manning-Martin: The Colton F. Buckley Foundation 5k Race will be held November 11th at 10:00 a.m. this year and you can sign up on-line to participate in that. The night before on November 10th they are going to have a pasta dinner.)

P658-18 COUNCILLOR ROSSIGNOLL (Co-motion with Councillor O'Neill) – MOVE TO request that the Public Services Department repair the curbing and patch the street around the catch basin at the corner of Perley Avenue and Willowbrae Drive. (Unanimous)

P659-18 COUNCILLOR ROSSIGNOLL (Co-motion with Councillor O'Neill) – MOVE TO request that the Public Services Department patch the street in the general vicinity right on Perley Avenue. (Unanimous)

P660-18 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-G communication from Donna Pennino, Griffith Properties, 1 Technology Drive, regarding Order of Conditions. (Unanimous)

P661-18 COUNCILLOR TURCO – MOVE TO request an update from the Public Services Department regarding the following motion:

*“P409-18 COUNCILLOR TURCO – MOVE TO request that the Public Services Department replace the fence owned by the City of Peabody at the rear of 29 and 31 Griffin Road, which abuts McArthur Park. (Unanimous)”*  
(Unanimous)

P662-18 COUNCILLOR TURCO – MOVE TO request that the Park, Recreation & Forestry Department trim the trees on Waselchuk Drive. (Unanimous)

P663-18 COUNCILLOR TURCO – MOVE TO request that the Public Services Department repair the asphalt berms of Lynnfield Street in the area of TJ's Variety. (Unanimous)

P664-18 COUNCILLOR GRAVEL – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Professional Service Agreement regarding Charter Review and refer to the Ad Hoc Committee on Charter Review. (Unanimous)

P665-18 COUNCILLOR GRAVEL – MOVE TO receive, under suspension of the rules, Item 7-B communication from His Honor the Mayor regarding Agreement to enter a civil lawsuit with Massachusetts Opioid Litigation Attorneys consortium and refer to the Legal Affairs Committee. (Unanimous)

(Councillor Gravel: “I’d ask my fellow councillors to make a trip on-line to [www.metronorthymcaraffle.org](http://www.metronorthymcaraffle.org) where they can participate in the Where in the World raffle that's be conducted by the Metro North YMCA. The funding that we raise from this once-a-year event goes directly to supporting children who cannot afford to attend the YMCA. Last year we were able to raise \$145,000; we're hoping to top that this year. We have 30 restaurants participating in a taste event. We also have silent auction, a live auction. In purchasing raffle tickets or event tickets you are eligible to win a trip for two anywhere in the world for dinner and that would include your dinner, your flight, and your hotel stay up to \$10,000 in value.”)

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

Previously received.

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

P666-18 COUNCILLOR MCGINN – MOVE TO receive a communication from Jennifer Davis, Dir., Park Dept., regarding Council Motions: P601-18, P595-18. (Unanimous)

P667-18 COUNCILLOR MCGINN – MOVE TO receive a communication from Chief Thomas Griffin, Police Dept., regarding Thank-you letters. (Unanimous)

P668-18 COUNCILLOR MCGINN – MOVE TO receive a communication from Michael Bonfanti, Historical Commission, regarding J.B. Thomas/Kindred property; 15 King Street. (Unanimous)

P669-18 COUNCILLOR MCGINN – MOVE TO receive a communication from Atty. John Keilty on behalf of CenterCorp Retail Properties, Inc., 250 Andover Street, regarding Requirement of Notice of Intent and refer to the public hearing. (Unanimous)

P670-18 COUNCILLOR MCGINN – MOVE TO receive a communication from Timothy E. Spanos, City Clerk, regarding Compensation increase for election workers and to refer to the Finance Committee.  
(Unanimous)

**PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES**

P671-18 COUNCILLOR GRAVEL – MOVE TO receive and approve the following Taxi/Limousine Driver's License, subject to all papers being in order:

Marco Aleixo – License 26  
 Ryan Gilbert – License 27  
 Michael Minchello – License 28  
 Richard DeMeule – License 29  
 Daniel Sirois – License 30  
 James Kozik – License 31  
 LeAnn Ward – License 32  
 Darryl Fanning – License 33  
 Evan Beardsell – License 34  
 (Unanimous)

P672-18 COUNCILLOR GRAVEL – MOVE TO receive and approve Use of the Wiggin Auditorium – Peabody Recreation Parks and Forestry – November 9, 2018, subject to all papers being in order.  
(Unanimous)

P673-18 COUNCILLOR GRAVEL – MOVE TO receive and approve Use of the Wiggin Auditorium – Portuguese/American Cultural Exchange, Inc. – November 3, 2018, subject to all papers being in order.  
(Unanimous)

**UNFINISHED BUSINESS FROM THE PRECEDING MATTER**

{Item 10-A Section 14 of the Council Rules}

P674-18 COUNCILLOR MANNING-MARTIN – MOVE TO amend Section 14 of the Council Rules and add Section 14(B) "The City Council will not hear any new agenda items past 11:00 p.m. If agenda items remain after 11:00 p.m., the City Council may extend the meeting with a majority vote. A special meeting may be scheduled, or items may be deferred until the next meeting. The intent and purpose of this rule is to encourage a reasonable hour in which the council business is conducted and to protect against fatigue in discussing and deciding important city issues.

(Carried 10-0; Councillor Moutsoulas absent)

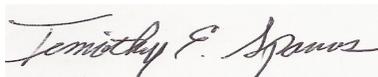
AMENDMENT BY COUNCILLOR O'NEILL – MOVE TO amend Section 14 of the Council Rules and add Section 14(B) "The City Council will not hear any new agenda items past 11:00 p.m. If agenda items remain after 11:00 p.m., the City Council may extend the meeting with a majority vote. A special meeting may be scheduled, or items may be deferred until the next meeting.

(Failed 6-4; Councillors: Saslaw, Manning-Martin, Melville, Gravel opposed)

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 11:00 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, SEPTEMBER 18, 2018  
 RETURNED BY HIS HONOR THE MAYOR, SEPTEMBER 18, 2018

ATTEST



(Timothy E. Spanos, City Clerk)

**COMMUNICATIONS:**

His Honor the Mayor re: Professional Service Agreement re: Charter Review

His Honor the Mayor re: Agreement to enter a civil lawsuit with Massachusetts Opioid Litigation Attorneys consortium

His Honor the Mayor re: Various appointments/reappointments

Andrew Levin, City Planner, re: Form A: Shamrock Street

Jennifer Davis, Dir., Park Dept., re: Council Motions: P601-18, P595-18

Chief Thomas Griffin, Police Dept., re: Thank-you letters

Michael Bonfanti, Historical Commission, re: J.B. Thomas/Kindred property; 15 King Street

Atty. John Keilty on behalf of William Skouras, 59-61 Walnut Street, re: Request to continue public hearing to October 11th

Atty. John Keilty on behalf of CenterCorp Retail Properties, Inc., 250 Andover Street, re: Requirement of Notice of Intent

Donna Pennino, Griffith Properties, 1 Technology Drive, re: Order of Conditions

That Taste is Profound, LLC, 229C Andover Street, re: Special Permit application

Drew Donarumo Plumbing and Heating, Inc., 22 R Stevens Street, re: Special Permit application

16 Robin, LLC, James A. Cavalieri, Manager, 0 Tremont Street, (f/k/a 45 Tremont Street), re: Special Permit application

Timothy E. Spanos, City Clerk, re: Compensation increase for election workers

Glenn Trueira, Manager, PMLP, re: Response; Cellco Partnership d/b/a Verizon Wireless; Petitions for various pole locations

**TAXI/LIMOUSINE DRIVER'S LICENSE:**

Marco Aleixo – License 26

Ryan Gilbert – License 27

Michael Minchello – License 28

Richard DeMeule – License 29

Daniel Sirois – License 30

James Kozik – License 31

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Peabody Recreation Parks and Forestry – November 9, 2018

Portuguese/American Cultural Exchange, Inc. – November 3, 2018