

REGULAR MEETING OF THE PEABODY CITY COUNCIL
OCTOBER 25, 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.

P752-18 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the regular meeting of October 11, 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.

P753-18 COUNCILLOR GOULD – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Appointment of James M. Hafey, 9 Andrews Street, Gloucester, as Facilities Director. (Unanimous)

(MAYOR BETTENCOURT AND MR. JAMES HAFEY APPEARED TO SPEAK REGARDING ITEM 7-A COMMUNICATION)

P754-18 COUNCILLOR MCGINN – MOVE TO approve the appointment of James M. Hafey, 9 Andrews Street, Gloucester, MA, as Facilities Director for a one-year term to expire 12/31/2019. (Carried 11-0)

HEARINGS

P755-18 COUNCILLOR SASLAW – MOVE TO receive and approve, under suspension of the rules, Item 8-C communication from Mr. Francisco Burgos, 25 Farm Avenue, regarding Request to continue public hearing until December 13, 2018. (Unanimous)

REPORTS OF COMMITTEE

AD HOC COMMITTEE ON DRUG EDUCATION & AWARENESS
OCTOBER 18, 2018

P756-18 COUNCILLOR MANNING-MARTIN – Reporting for the Ad Hoc Committee on Drug Education & Awareness – The Drug Education & Awareness Committee did meet on October 18th; joining us was Sharon Cameron, the director of public health, Todd Buckley of the Colton Buckley Foundation, and committee members Councillor Turco, Councillor Rossignoll, with myself as chair. I believe a majority of council members were in attendance as well. We met to grant some money that we had raised throughout the year through fund-raising efforts and we focused on families of those suffering from addiction. We had voted to allocate a number of funds to various committees with that in mind. (Report received)

P757-18 COUNCILLOR MANNING-MARTIN – Reporting for the Ad Hoc Committee on Drug Education & Awareness – MOVE TO donate \$1,000.00 from the Drug Education & Awareness account to the Colton Buckley Foundation. (Carried 9-0; Councillor Saslaw and Councillor Melville absent)

P758-18 COUNCILLOR MANNING-MARTIN – Reporting for the Ad Hoc Committee on Drug Education & Awareness – MOVE to donate \$1,000.00 from the Drug Education & Awareness account to the Peabody YMCA family and recovery yoga program. (Carried 9-0; Councillor Saslaw and Councillor Melville absent)

P759-18 COUNCILLOR MANNING-MARTIN – Reporting for the Ad Hoc Committee on Drug Education & Awareness – MOVE TO donate \$1,500.00 from the Drug Education & Awareness account to Citizens Inn Transition Family Sober Living. (Carried 10-0; Councillor Saslaw absent)

P760-18 COUNCILLOR MANNING-MARTIN – Reporting for the Ad Hoc Committee on Drug Education & Awareness – The Colton Buckley Foundation will be having its annual 5K race November 11th and on Saturday, November 10th, which is the evening before the race, they will be hosting a pasta dinner. Sharon Cameron had been looking for a venue to begin Narcan training; so Lisa Buckley offered the pasta dinner evening as a venue to do that. The subcommittee voted to donate \$1,500.00 to the Peabody Health Department, in order to purchase Narcan units so that the individuals that attend this training at the free pasta dinner will be able to take units of Narcan home with them. (Report received)

P761-18 COUNCILLOR MANNING-MARTIN – Reporting for the Ad Hoc Committee on Drug Education & Awareness – MOVE TO donate \$1,500.00 from the Drug Education & Awareness account to the Peabody Health Department, in order to purchase and then provide Narcan units at the training at the Colton Buckley Foundation pasta dinner. (Carried 11-0)

P762-18 COUNCILLOR MANNING-MARTIN – Reporting for the Ad Hoc Committee on Drug Education & Awareness – Sharon Cameron, director of the Health Department, wishes to present other Narcan trainings throughout the year. This will be the first one. I believe she hopes to offer one at City Hall and at the YMCA in the year. I just wanted to thank all the businesses, the residents, the participants, and all the volunteers that assisted with the long-drive competition that we had this year over the summer, which was dedicated to Firefighter Dan Pimenta, because that's where these funds came from. So without everyone's generosity, we wouldn't have been able to award so much money to so many good causes to help the families in Peabody that are suffering from the opioid epidemic and addiction. (Report received)

AD HOC COMMITTEE ON CHARTER REVIEW OCTOBER 18, 2018

P763-18 COUNCILLOR GRAVEL – Reporting for the Ad Hoc Committee on Charter Review – Also on the evening of October 18th the Ad Hoc Committee on Charter Review met. Sitting on behalf of the committee were myself as chair, Councillor McGinn, and Councillor Manning-Martin. All members of the City Council were present. Since the mayor had engaged the Collins Group, they put forth the new charter committee for review and their recommendations called for a seven-person committee: Four to be selected by the mayor and three to be selected by the City Council. (Report received)

P764-18 COUNCILLOR GRAVEL – Reporting for the Ad Hoc Committee on Charter Review – MOVE TO accept the recommendation from the Collins Group for a seven-member committee for the Charter Review Committee of which four people will be appointed by the Mayor and three people will be appointed by the City Council. (Carried 11-0)

P765-18 COUNCILLOR GRAVEL – Reporting for the Ad Hoc Committee on Charter Review – MOVE TO accept the following candidates for the Charter Review Committee and to place their name into nomination for selection by the City Council as a whole:

Efi Wilkins
Christopher Gilbert
Keith Doucette
Rob Moreschi
Stephanie Peach
Peter Bakula
Sudi Smoller
Mike Schulze
(Carried 11-0)

P766-18 COUNCILLOR GRAVEL – Reporting for the Ad Hoc Committee on Charter Review – Next, the idea was presented that it would be good, since people took the time and they expressed the interest and showed the good faith to send us their request to be considered, that we give them the opportunity at our regular meeting on November 8, 2018, to do a three- to five-minute presentation helping us understand why they want to be on the committee and what they bring to the process; so the following motion was made. (Report received)

P767-18 COUNCILLOR GRAVEL – Reporting for the Ad Hoc Committee on Charter Review – MOVE TO request that the City Clerk invite the candidates for the Charter Review Committee to the November 8th, 2018, Regular Meeting to do a three- to five-minute presentation before the City Council. (Carried 11-0)

P768-18 COUNCILLOR GRAVEL – Reporting for the Ad Hoc Committee on Charter Review – MOVE TO request that His Honor the Mayor submit to the City Council by Thursday, November 8, 2018, his list of candidates for the Charter Review Commission for our review and the City Council will submit their applicants for his review. (Carried 11-0)

P769-18 COUNCILLOR GRAVEL – Reporting for the Ad Hoc Committee on Charter Review – There was a discussion of the voting process and Councillor Manning-Martin brought up a suggestion that we create a paper ballot with all names that are in nomination and after their presentations on the same evening that we would use the paper ballots, which will be public, and councillors will sign the ballots and select three candidates that they would like to appoint. Those ballots will then be submitted to the City Clerk, the City Clerk at that meeting will take the tally, and the top three vote getters will be the ones that are selected. In an effort to make sure that it's fully transparent the results would be reviewable. (Report received)

P770-18 COUNCILLOR GRAVEL – Reporting for the Ad Hoc Committee on Charter Review – MOVE THAT the Committee of the Whole elect the three City Council appointees to the Charter Review Committee by each councillor casting three votes from the slate of candidates that have been put forward. In the event that there is a tie, we would have a second ballot with those candidates that are tied and another ballot would be cast for only one candidate. (Carried 11-0)

P771-18 COUNCILLOR GRAVEL – Reporting for the Ad Hoc Committee on Charter Review – MOVE THAT the City Council President include the presentations and ballot process as part of the Regular Meeting on November 8, 2018, so that it's a Committee of the Whole. (Carried 11-0)

INDUSTRIAL & COMMUNITY DEVELOPMENT COMMITTEE

October 25, 2018

P772-18 COUNCILLOR GOULD – Reporting for the Industrial & Community Development Committee - Tonight we had a very informative and, in my opinion, a concrete meeting regarding covered trash receptacles, which was initiated by a motion made by Councillor Turco, who has not let this stay dormant. He's very focused on fixing this problem, which is the rodent issue, as it relates to trash. We heard from Sharon Cameron, who gave us very detailed recommendations on changing our ordinances. We decided to have a working group made up of various department heads, including Sharon Cameron as chair, a representative of the mayor's office, Public Services Department, the Building Commissioner's office, and a member of the City Council. We're very much looking forward to getting this going and making some changes. Councillor Turco asked me when I thought we could have something that we could present to the council and I'm hoping and Sharon is also hoping it's maybe two or three months into 2019. So we will keep this in committee and keep the council posted. (Report received)

P773-18 COUNCILLOR GOULD – Reporting for the Industrial & Community Development Committee – MOVE TO receive, under suspension of the rules, Item 8-B communication from Sharon Cameron, Dir., Health Dept., regarding Draft ordinance regarding covered trash receptacles and other permitting for rodent control. (Unanimous)

MUNICIPAL SAFETY COMMITTEE
October 25, 2018

P774-18 COUNCILLOR SASLAW – Reporting for the Municipal Safety Committee – We had a full agenda tonight. The first item on the agenda was a request by Touma & Elias Realty Group regarding North Central Street. They are redeveloping the Domino's building at Wilson Square. We did get a late communication requesting that time be extended because of the corridor study being done on Wilson Square and Central Street. Attorney Keilty was here and he agreed to that extension; so he'll be looking at that and working with the ward councillors to move that proposal forward regarding the request in that area. The second item on the agenda was a request from resident Steve Ferrante of 13 Gardner Street requesting help for police presence on Gardner Street. As many of you know, Gardner Street is a residential street. We heard from four long-time neighbors who are extremely concerned, you might even say upset, as far as the amount of truck traffic that is going through that neighborhood, which should not be going through that neighborhood. They expressed their personal stories and they gave the committee a background over the years. We heard from Sergeant Harkins, who addressed some of their concerns. Councillor Gould weighed in with some of the history. It was good that the mayor was also present. I think the residents came away knowing that we're very concerned. We put together a working committee, which will be chaired by Councillor Gould, who lives and has a business in the area; also on the committee will be Councillor Moutsoulas, myself, Steve Ferrante, and any other neighbors, Sergeant Harkins, Captain Richards, and Assistant City Solicitor Adam Buckley. We are going to concentrate on four items. The first item is tightening up the language for the ordinance to prohibit the trucks that should not be in the area. There is a loophole in the ordinance that Sergeant Harkins was not comfortable with; so they're going to tighten up that language. The second item is modern lit signage so that truckers from both directions are aware not to be on that roadway. Also increased police presence and enforcement will be discussed. There was some discussion of possibly bringing some technology regarding some license plate readers. Lastly, it was brought up that Route 128 can also be possibly used to direct some of the traffic off of Gardner Street. Right now all the traffic is directed on to Route 114 through Gardner Street and we're going to look at Route 128, which is used during Halloween, for truck traffic to Salem. They do direct truck traffic to go past Route 114 to Endicott Street. So that will be a working committee to address the neighbors' concerns. Next up on the agenda was a request regarding a flashing light on the corner of Goodale Street and Connors Road. I made that motion. We're going to table that motion for now because it looks like we're going to be able to resolve the issue with some signage that was put up recently. Next up was another motion made by myself regarding a "No left turn," at the corner of Johnson Street and Lowell Street. The opinion from the Police Department was that the accident data shows that it is a dangerous area. I'm going to hold off on the language for that ordinance until I have a chance to discuss it with Captain Richards, as he was not available tonight. Lastly, there was a co-motion made by Councillor Manning with Councillor McGinn regarding a concern from a resident about access for emergency vehicles which is being obstructed on Shaw's Lane, Holten Street, and Fountain Street. There's been communication between the residents and Councillor Manning-Martin and the mayor's office. The mayor once again was here and he filled in the committee regarding getting the correct language for the ordinance so the proper signage can be done. We did hear from Chief Pasdon, who had concerns about the hook and ladder truck being able to get down the street. So that issue is going to remain in committee. (Report received)

P774A-18 COUNCILLOR SASLAW – Reporting for the Municipal Safety Committee – MOVE TO receive, under suspension of the rules, late communication Item 1 from World Tech Engineering regarding Rehabilitation of Central Street/Wilson Square. (Unanimous)

Human Services Committee
October 25, 2018

P775-18 COUNCILLOR MANNING-MARTIN – Reporting for the Human Services Committee – Human Services Committee took place this evening with myself as chair, Councillor Melville, Councillor Moutsoulas, Councillor O'Neill, and Councillor Rossignoll in attendance, as were the rest of the council. The mayor joined us with Director Curt Bellavance of Community Development. The issue on the agenda was an update on the sale of Crowninshield and the mayor gave us a very thorough review of what took place and very eloquently described a collective effort of state and city officials working and negotiating with Wynn Development on purchasing the Crowninshield property, in order for the affordable units and the residents of the Tannery to be able to remain in their units. The sale price was \$37.5 million and the

mayor explained that the city will need to assist with \$1.6 million, which he will be coming to the council for requesting CPA money and Inclusionary Zoning moneys. This sale will close in 210 days; so he expects that to take place sometime in the spring. When that does close, then there will be another 40-year restriction on the property so that we won't have to worry about this for another 40 years. I will not be here then. So that was very good news. So once the sale closes in the spring there will be another 40-year restriction as the one that just expired, which is why we found ourselves in this predicament. So it appears everything is working smoothly with a lot of hard work from everybody. So that is a report of committee. (Report received)

MOTIONS, ORDERS AND RESOLUTIONS

P776-18 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-G communication from Gadbois Enterprises, LLC, 598 Lowell Street, regarding Special Permit application and to set up a public hearing. (Unanimous)

P777-18 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-I communication from Curt Bellavance, Dir., Community Development, regarding Proposed Zoning MAP Amendment to change an R-2 District to R-4 and refer to the Industrial & Community Development Committee. (Unanimous)

P778-18 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-J communication from Curt Bellavance, Dir., Community Development, regarding Proposed Zoning Amendments; Residential Overlay and refer to the Industrial & Community Development Committee. (Unanimous)

P779-18 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-K communication from Curt Bellavance, Dir., Community Development, regarding Proposed Zoning Amendment; Art Use and refer to the Industrial & Community Development Committee. (Unanimous)

P780-18 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-L communication from Curt Bellavance, Dir., Community Development, regarding Proposed Zoning Amendment: Studio, motion picture and television filming and refer to the Industrial & Community Development Committee. (Unanimous)

P781-18 COUNCILLOR MOUTSOULAS – MOVE TO receive, under suspension of the rules, Item 8-F communication from Friends Auto Shop, 23 Upton Street, regarding Special Permit application and to set up a public hearing. (Unanimous)

P782-18 COUNCILLOR MOUTSOULAS – MOVE TO request that the Public Services Department install "No parking here to corner" signs on both sides of Buxton Street at the corner of Warren Street and Buxton Street. (Unanimous)

P783-18 COUNCILLOR MOUTSOULAS – MOVE TO request that the Public Services Department repair the sidewalk at 52 Gardner Street. (Unanimous)

P784-18 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-A communication from Robert Labossiere, Dir., Public Services Dept., regarding Council Motion P663-18. (Unanimous)

P785-18 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-D communication from United Steelworkers, District 4, regarding Public hearings; natural gas infrastructure. (Unanimous)

P786-18 COUNCILLOR TURCO – MOVE TO request that the City Clerk send a communication to John Buonopane, President, USW Local 12012, and Joe Kirylo, President, USW Local 12003, United Steelworkers District 4, on behalf of the City Council to let them know that we did vote unanimously to cease all nonemergency work from National Grid within the City of Peabody on July 12, 2018. (Unanimous)

COMMUNICATIONS FROM HIS HONOR THE MAYOR

P787-18 COUNCILLOR GRAVEL – MOVE TO receive a communication from His Honor the Mayor regarding Appropriation – George Peabody House – Fence; \$1,000.00 and to refer to the Finance Committee. (Unanimous)

COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

Previously received.

PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

P788-18 COUNCILLOR GRAVEL – MOVE TO receive and approve the following Taxi/Limousine Driver's License, subject to all papers being in order:

Kenneth Wright – License 40
Robert Ruest – License 41
(Unanimous)

P789-18 COUNCILLOR GRAVEL – MOVE TO receive and approve Limousine License (Transfer) Michael's Limousine, 161 Lynn Street – License 239, subject to all papers being in order. (Unanimous)

P790-18 COUNCILLOR GRAVEL – MOVE TO receive and approve the following Banner Request, subject to all papers being in order:

Higgins Middle School PTO, 85 Perkins Street
The Progeria Research Foundation, 200 Lake Street, Unit 102
St. Vasilios Greek Orthodox Church, 5 Paleologos Street
(Unanimous)

UNFINISHED BUSINESS FROM THE PRECEDING MATTER

P791-18 COUNCILLOR GRAVEL – MOVE TO receive Item 8-H communication from Curt Bellavance, Dir., Community Development Dept., regarding Proposed Zoning Amendment to create a Mill District Overlay (MOD) and refer to the Industrial & Community Development Committee. (Unanimous)

{Item 10-A}

P792-18 COUNCILLOR GRAVEL – BE IT ORDERED by the City Council of the City of Peabody that An Ordinance Amending Section 18-20 "Establishing a Classification and Compensation Plan for City Officers and Employees" of the Code of the City of Peabody be adopted as advertised and read. (Carried 10-0; Councillor Moutsoulas absent)

P793-18 COUNCILLOR MCGINN – MOVE TO receive and approve Banner Request – Massachusetts Special Olympics Holiday Torch Run 5K, 6 Allens Lane, subject to al papers being in order. (Unanimous)

P794-18 COUNCILLOR MCGINN – MOVE TO receive a communication from Atty. John Keilty on behalf of Touma & Elias Realty Group, 3, 5, & 7 Central Street, regarding Revised plan and to refer to the Municipal Safety Committee. (Unanimous)

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 9:15 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, OCTOBER 30, 2018

RETURNED BY HIS HONOR THE MAYOR, OCTOBER 30, 2018

ATTEST



(Timothy E. Spanos, City Clerk)

COMMUNICATIONS:

His Honor the Mayor re: Appointment of James M. Hafey, 9 Andrews Street, Gloucester, as Facilities Director

His Honor the Mayor re: Appropriation – George Peabody House – Fence; \$1,000.00

Robert Labossiere, Dir., Public Services Dept., re: Council Motion P663-18

Sharon Cameron, Dir., Health Dept., re: Draft ordinance regarding covered trash receptacles and other permitting for rodent control

Francisco Burgos, 25 Farm Ave., re: Request to continue public hearing to December 13, 2018

United Steelworkers, District 4, re: Public hearings; natural gas infrastructure

Atty. John Keilty on behalf of Touma & Elias Realty Group, 3, 5 & 7 Central Street, re: Revised plan

Friends Auto Shop, 23 Upton Street, re: Special Permit application

Gadbois Enterprises, LLC, 598 Lowell Street, re: Special Permit application

Curt Bellavance, Dir., Community Development, re: Proposed Zoning Amendment to create a Mill District Overlay (MOD)

Curt Bellavance, Dir., Community Development, re: Proposed Zoning MAP Amendment to change an R-2 District to R-4

Curt Bellavance, Dir., Community Development, re: Proposed Zoning Amendments: Residential Overlay

Curt Bellavance, Dir., Community Development, re: Proposed Zoning Amendment: Art Use

Curt Bellavance, Dir., Community Development, re: Proposed Zoning Amendment: Studio, motion picture and television filming

TAXI/LIMOUSINE DRIVER'S LICENSE:

Kenneth Wright – License 40

Robert Ruest – License 41

LIMOUSINE LICENSE: (Transfer)

Michael's Limousine, 161 Lynn Street – License 239

BANNER REQUEST

Higgins Middle School PTO, 85 Perkins Street

The Progeria Research Foundation, 200 Lake Street, Unit 102

St. Vasilios Greek Orthodox Church, 5 Paleologos Street