

REGULAR MEETING OF THE PEABODY CITY COUNCIL
OCTOBER 26, 2017

PRESENT COUNCILLORS: MANNING-MARTIN, GRAVEL, TURCO, GOULD, MCGINN, WALSH, MOUTSOULAS, CHAREST, AND SASLAW

ABSENT COUNCILLORS: GARABEDIAN AND SINEWITZ

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.

P699-17 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the regular meeting of October 12, 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.

HEARINGS

P700-17 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, Item 8-A communication from Attorney John R. Keilty, on behalf of 795 Jubilee Drive, LLC, 0 Fifth Street, regarding Request to continue until November 9, 2017. (Unanimous)

REPORTS OF COMMITTEE

AD HOC COMMITTEE ON MEDICAL MARIJUANA
OCTOBER 26, 2017

P701-17 COUNCILLOR SASLAW – Reporting for the Ad Hoc Committee on Medical Marijuana – We had two committee meetings. The first meeting was the Ad Hoc Committee on Medical Marijuana. At that meeting we had a lengthy discussion regarding how we're going to proceed and we've decided that what we're going to do is have the three parties that requested a letter of non-opposition come before the council on November 9th to make their presentations. Following the presentations there will be a period of Q&A from the entire council and then there will be three votes taken on each individual entity that's requesting. The Councillors can vote for zero, one, two, or three of them. If an entity gets six or more affirmative votes -- just a simple majority -- they will then be granted a letter of non-opposition and they will go to the Department of Public Health to get vetted at that level, and then they will come back at a later point in time for a Special Permit hearing. (Report received)

P702-17 COUNCILLOR SASLAW – Reporting for the Ad Hoc Committee on Medical Marijuana – MOVE THAT the City Council schedule presentations for the three applicants for letters of non-opposition for a Registered Marijuana Dispensary (Phytotherapy, Inc., 25 Newbury Street, A Chara Development, LLC, 0 Newbury Street, and Sanctuary Medicinals, Inc., 29 Newbury Street) for Thursday, November 9, 2017. The applicants will be afforded a presentation up to 25 minutes followed by Q&A by the City Council. After all presentations have been completed, the City Council will take action as to whether or not a letter of non-opposition will be issued.
(Carried 9-0; Councillor Garabedian and Councillor Sinewitz absent)

P703-17 COUNCILLOR SASLAW - Reporting for the Ad Hoc Committee on Medical Marijuana - MOVE TO invite all City Department Heads to the presentations for letters of non-opposition for a Registered Marijuana Dispensary for Thursday, November 9, 2017. (Unanimous)

COMMITTEE OF THE WHOLE
OCTOBER 26, 2017

P704-17 COUNCILLOR SASLAW – Reporting for the Committee of the Whole – Next up we had a Committee of the Whole meeting and we had invited guest Dr. Lupini from the Essex North Shore

Technical High School. Dr. Lupini gave us an update on some numbers. The school has currently reached its maximum capacity of 1,400 students. Peabody currently has 284 students attending, which is the largest percentage of any community. There were 1,200 applications in 2017 for 360 freshmen slots. 88 applicants from Peabody out of 182 applicants were accepted. Dr. Lupini also explained to the City Council how they accept students from non-member districts. A non-member district example would be Lynn. When the school was formed, the new legislation that was put together required that a non-member district that did not have an agricultural program could apply for a student to attend one of eight agricultural programs that the Essex North Shore Technical High School offers; so that might answer that question for anyone who wonders why students from nonmember districts attend the school. Dr. Lupini has been there two years now and everything seems to be positive, open, and transparent. Dr. Lupini is more than welcome to come back any time. We thanked our former Peabody representative former Councillor Jim Liacos -- he is no longer there -- and it was announced recently that our new Peabody representative is School Committeewoman Beverly Griffin Dunne who now represents Peabody at those meetings. (Report received)

MOTIONS, ORDERS AND RESOLUTIONS

P705-17 COUNCILLOR MANNING-MARTIN – MOVE TO request that the Park, Recreation & Forestry Department trim the tree at 6 Scott Drive. (Unanimous)

P706-17 COUNCILLOR MANNING-MARTIN – MOVE TO request that the Community Development Department reach out and work with the Chamber of Commerce to look into some partnerships with Salem and the hotels that we have here that have been booked the entire month and see how we can offer shuttle service or parking with shuttle service for the fall of next year so that we can tap into these hundreds of thousands of out-of-towners and visitors that are a captive audience in Peabody. (Unanimous)

P707-17 COUNCILLOR GRAVEL – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Transfer of funds; CPA Bikeway Independence Greenway Extension and to refer to the Finance Committee. (Unanimous)

P708-17 COUNCILLOR GRAVEL – MOVE TO receive, under suspension of the rules, Item 8-G communication from Michael Gingras, Finance Director, regarding Motion P636-17 – Discussion regarding the city's insurance coverage and to refer to the Finance Committee. (Unanimous)

(COUNCILLOR GRAVEL: "I would like to extend congratulations to both my friend and fellow Councillor Tom Gould for recently being designated as a Distinguished Leader by the North Shore Chamber of Commerce and he will be honored on November 15th.")

P709-17 COUNCILLOR TURCO -MOVE TO receive, under suspension of the rules, Item 8-B communication from William Paulitz, City Engineer, Public Services Dept., regarding 795 Jubilee Drive Site Plan and to refer to the public hearing. (Unanimous)

(COUNCILLOR GOULD: "I do have invitations to extend. Peabody Unites to Help Puerto Rico is this Saturday at the Kiley School and they are accepting donations from 9:00 a.m. to 3:00 p.m. of new, unopened supplies. I'd also invite everyone to the pop-up pub that's occurring on the courthouse monument plaza this Saturday evening from 6:00 p.m. to 9:00 p.m. for a glow-in-the-dark night in celebration of Halloween.")

P710-17 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-D communication from One Main Peabody, LLC, 1 Main Street, regarding Special Permit application and to set up a public hearing. (Unanimous)

P711-17 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-H communication from Curt Bellavance, Dir. Community Development, regarding Site Plan Approval for 168-172 Washington Street. (Unanimous)

P712-17 COUNCILLOR WALSH – MOVE TO request that the City Solicitor provide language to the City Council that would create an ordinance, which is allowed under Mass. General Law Chapter 40, Section 22A, for penalties to motor vehicles that are parked in charging station parking spaces. (Unanimous)

P713-17 COUNCILLOR CHAREST – MOVE TO send a communication to Mass Highway requesting that the porta potty at the off ramp of Route 128/Lowell Street be removed. (Unanimous)

P714-17 COUNCILLOR CHAREST – MOVE TO request that the Peabody Municipal Light Plant go out to James Street and replace the streetlights that are out and install one or two more streetlights that they think would be appropriate, but to keep in mind not to light up the park itself, the basketball court, or the playground. (Unanimous)

COMMUNICATIONS FROM HIS HONOR THE MAYOR

Previously received.

COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

P715-17 COUNCILLOR MANNING-MARTIN – MOVE TO receive a communication from Jennifer Davis, Dir., Parks, Recreation & Forestry Dept., regarding Completed Council motion P653-17. (Unanimous)

P716-17 COUNCILLOR GOULD – MOVE TO receive a communication from Thomas J. Cassidy, Sr., 80-84 Wallis Street, regarding Special Permit application and to set up a public hearing. (Unanimous)

P717-17 COUNCILLOR WALSH – MOVE TO receive a communication from Guidance Group, 203 Newbury Street, LLC, regarding Entertainment License Amendment and to set up a public hearing. (Unanimous)

PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

P718-17 COUNCILLOR GRAVEL – MOVE TO receive and approve the following Taxi/Limousine Driver License, subject to all papers being in order:

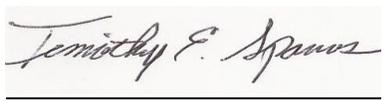
- David Hollingsworth – License 40
 - Efstathos Panagiotakopoulo – License 41
 - Robert Ruest – License 42
 - Thomas J. Karolides – License 44
- (Unanimous)

UNFINISHED BUSINESS FROM THE PRECEDING MATTER

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 9:00 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, OCTOBER 27, 2017

RETURNED BY HIS HONOR THE MAYOR, OCTOBER 27, 2017

ATTEST 
 (Timothy E. Spanos, City Clerk)

COMMUNICATIONS:

His Honor the Mayor re: Transfer of funds; CPA Bikeway Independence Greenway Extension
Attorney John R. Keilty, on behalf of 795 Jubilee Drive, LLC, 0 Fifth Street, regarding Request to continue
until November 9, 2017

William Paulitz, City Engineer, Public Services Dept., re: 795 Jubilee Drive, Site Plan

Jennifer Davis, Dir., Parks, Recreation & Forestry Dept., re: Completed Council motion P653-17

One Main Peabody, LLC, 1 Main Street, re: Special Permit application

Guidance Group, LLC, 203 Newbury Street, re: Entertainment License Amendment

Thomas J. Cassidy, Sr., 80-84 Wallis Street, re: Special Permit application

Michael Gingras, Finance Director, re: Motion P636-17 – Discussion regarding the city's insurance
coverage

Curt Bellavance, Dir. Community Development, re: Site Plan Approval for 168-172 Washington Street

TAXI/LIMO/SINE DRIVER LICENSE:

David Hollingsworth – License 40

Efstathos Panagiotakopoulo – License 41

Robert Ruest – License 42

Thomas J. Karolides – License 44