

REGULAR MEETING OF THE PEABODY CITY COUNCIL
NOVEMBER 12, 2020

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

ABSENT COUNCILLORS:

An in-person (City Council only) and 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.

P472-20 COUNCILLOR GOULD – MOVE TO receive and approve, under suspension of the rules, the minutes from the regular meeting of October 8, 2020, and the regular meeting minutes of October 22, 2020.

(Carried 11-0)

HEARINGS

None.

REPORTS OF COMMITTEE

Legal Affairs Committee
November 12, 2020

P473-20 COUNCILLOR MELVILLE – Reporting for the Legal Affairs Committee – In Legal Affairs this evening were every committee member along with the rest of the Council. We were fortunate enough to have Brendan Callahan join us to discuss the CPA Open Space Properties Conservation Restrictions. During the discussion some of these properties, according to Brendan, have been purchased some time ago and these restrictions were required by the State and we were updating that along with some recently purchased properties as well. Councillor McGinn made the following motion. (Report received)

P474-20 COUNCILLOR MELVILLE – Reporting for the Legal Affairs Committee – MOVE TO approve CPA Open Space Properties and Conservation Restrictions through Essex County Greenbelt to properly secure and record conservation restrictions in accordance with the CPA requirements for properties acquired with CPA funds for open space purposes. The following seven CPA Open Space properties that require a conservation restriction include:

Map 107 Lot 012 – Marquodo Property;
Map 106 Lot 027 – Valley Circle Land Purchase;
Map 120 Lot 193; Map 120 Lot 191; Map 115 Lot 135 – Tillies Farm;
Map 083 Lot 007A – Scouting Woods;
Map 063 Lot 094 – 0 Grandview Avenue;
ROW of Salem & Lowell Branch beginning at westerly sideline of Endicott Street (Bikeway);
Map 100 Lot 062A; Map 100 Lot 062 – 182 Lynnfield Street
(Carried 11-0)

Finance Committee
November 12, 2020

P475-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – The Finance Committee met earlier this evening. Present for the committee were Councillors: Gould, O'Neill, Manning-Martin, Turco and myself as chairperson. Also present were Councillors: Welton, Moutsoulas, Charest, Saslaw, Melville, and Rossignoll. There were a number of items on the agenda; the first being a CPC request to

transfer funds for the Riverwalk Canal Wall. There was an explanation of this provided by Mr. Brendan Callahan of Community Development and, ultimately, the following motion was made by Councillor Turco. (Report received)

P476-20 COUNCILLOR MCGINN – Reporting for the Finance Committee - MOVE TO approve the following transfer, as submitted by His Honor the Mayor, under date of September 16, 2020:

<u>FROM:</u>		<u>TO:</u>	
CPC – Open Space	\$98,868.00	CPC – Riverwalk Canal Wall	\$98,868.00
270-0000-33021		270-1811-58562-2021-00-0388	
(Carried 11-0)			

P477-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – The next item on the agenda was another CPC item for the Healing Garden Project in an amount of \$90,000. This is a garden that is to be built and established at Brooksby Farm. There was a brief explanation of that project and, ultimately, the following motion was made by Councillor Gould. (Report received)

P478-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO approve the following transfer, as submitted by his Honor the Mayor, under date of September 16, 2020:

<u>FROM:</u>		<u>TO:</u>	
CPC – Open Space	\$90,000.00	CPC – Healing Garden	\$90,000.00
270-0000-33021		270-1811-58562-2021-00-0389	
(Carried 11-0)			

P479-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – The next item on the agenda was a transfer of funds to the three main accounts of the CPC and that was from the unreserved balances. As was explained by the Director of Finance, Mr. Gingras, this is a process that takes place every year and a portion of which is required by Mass. General Law. A motion was made by Councillor Gould. (Report received)

P480-20 COUNCILLOR MCGINN – Reporting for the Finance Committee - MOVE TO approve the following transfer, as submitted by his Honor the Mayor, under date of October 15, 2020:

<u>FROM:</u>		<u>TO:</u>	
Community Preservation Funds Unreserved	\$332,892.00	Historic Preservation Reserve Fund	\$110,964.00
270-0000-33011		270-0000-33022	
		Community Housing Reserve Fund	\$110,964.00
		270-0000-33023	
		Open Space Reserve Fund	\$110,964.00
		270-0000-33021	
Community Preservation Funds Unreserved	\$166,446.00	Open Space Reserve Fund	\$110,964.00
270-0000-33011		270-0000-33021	
		Historic Preservation Reserve Fund	\$27,741.00
		270-0000-33022	
		Community Housing Reserve Fund	\$27,741.00
		270-0000-33023	

(Carried 11-0)

P481-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – The next item on the agenda was a transfer of funds from Community Preservation Act in an amount of \$400,000 and it was explained by Mr. Gingras that a couple of these projects had been approved by the CPC and there hadn't been money moved from the Unreserved Fund to make sure they were adequately covered. So to address that, this was an additional request from the CPC and the following motion was made. (Report received)

P482-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO approve the following transfer, as submitted by his Honor the Mayor, under date of October 15, 2020:

<u>FROM:</u>		<u>TO:</u>	
Community Preservation Act	\$400,000.00	Community Preservation Act	\$400,000.00
Unreserved Fund Balance		Open Space	
270-0000-33011		270-0000-33021	
(Carried 11-0)			

P483-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – The next item on the agenda was a transfer of funds from Community Preservation Act Administration in an amount of \$10,000. Mr. Gingras, Director of Finance, explained this is again another annual transfer done by CPC to cover administrative expenses and we typically use about three quarters of the balance each year, but it's required that we have a mechanism to fund that. The following motion was made. (Report received)

P484-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO approve the following transfer, as submitted by his Honor the Mayor, under date of October 15, 2020:

<u>FROM:</u>		<u>TO:</u>	
Community Preservation Act	\$10,000.00	Community Preservation Act	\$10,000.00
Unreserved Fund Balance		Administration	
270-0000-33011		270-0000-33024	
(Carried 11-0)			

P485-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – The next item on the agenda was a request for transfer of funds for cemetery capital improvements in an amount of \$157,750. That request was explained by Mr. Gingras and ultimately a motion was made by Councillor Turco. (Report received)

P486-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO approve the following transfer, as submitted by his Honor the Mayor, under date of October 14, 2020:

<u>FROM:</u>		<u>TO:</u>	
Cemetery Sale of Lots & Graves	\$36,750.00	Cemetery – Capital Improvement	\$157,750.00
270-33006		300-04910-58608	
Cemetery – Perpetual Care	\$121,000.00		
500-0000-32303			
(Carried 11-0)			

P487-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – The last item on the agenda for the Finance Committee tonight was the transfer of funds for Preservation Tannery I Affordable Units in an amount of \$100,000. Mr. Gingras explained that this was the last portion of the commitment that the City made with respect to the overall commitment of \$950,000. This was the last \$100,000 because the payments were split over two fiscal years so this completes that obligation. The following motion was made by Councillor Gould. (Report received)

P488-20 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO approve the following transfer, as submitted by his Honor the Mayor, under date of October 14, 2020:

FROM:**TO:**

Community Preservation	\$100,000.00	Preservation Tannery I Affordable Units	\$100,000.00
Community Housing		270-01811-58564-2019-00-0381	
270-0000-33023			
(Carried 11-0)			

MOTIONS, ORDERS AND RESOLUTIONS

P489-20 COUNCILLOR WELTON – MOVE TO request that the Public Services Department install a crosswalk on Lynnfield Street at Corwin Street for the purpose of pedestrian safety to and from Raddin Park.
(Carried 11-0)

(COUNCILLOR WELTON: “I would like to thank Mayor Bettencourt, Veterans Agent Steve Patten, Commander Dunne and others who were able to put together a Veteran’s Day celebration earlier this week to properly thank and pay tribute to our veterans in Peabody.”)

(COUNCILLOR WELTON: “I would like to recognize Ward 1 resident Evan Beddard, whose public service project for the National Junior Honor Society was organizing a socially distanced food drive. If you are interested in assisting in his efforts, please feel free to email or call me and I can help facilitate.”)

P490-20 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-D communication from Peter Metropolis, DMP Realty Trust, 484 Lowell Street, regarding Special Permit application and set up a public hearing.
(Carried 11-0)

P491-20 COUNCILLOR SASLAW – MOVE TO request that Robert Labossiere, Director, Public Services Department, appear before the next Public Services Committee to provide the City Council with an update regarding the water project, specifically when can we expect an increase in water pressure for the neighborhoods affected and a timetable for the repaving of Lowell Street; and also request that he provide an update regarding the preparations for the upcoming winter snow season.
(Carried 11-0)

P492-20 COUNCILLOR MOUTSOULAS – MOVE TO receive, under suspension of the rules, Item 8-E communication from John Mahoney for Atomic Coffee Roasters, LLC, 5 Webster Street, regarding Special Permit application and set up a public hearing.
(Carried 11-0)

P493-20 COUNCILLOR GOULD – MOVE TO receive, under suspension of the rules, Item 8-G communication from Curt Bellavance, Dir., Community Development, regarding Housing Production Plan.
(Carried 11-0)

P494-20 COUNCILLOR CHAREST – MOVE TO receive, under suspension of the rules, Item 8-C communication from Atty. Athan Vontzalides on behalf of Group 1 Automotive, Inc., 0 Andover Street/Richartson Road regarding Special Permit 8-2017; Conveyance to City of Peabody and refer to the Legal Affairs Committee.
(Carried 11-0)

P495-20 COUNCILLOR CHAREST – MOVE TO receive, under suspension of the rules, Item 8-F communication from Volta; Sean Larkin, 210 Andover Street, regarding Special Permit application; Electric vehicle charging station; electronic message board and set up a public hearing.
(Carried 11-0)

P496-20 COUNCILLOR CHAREST – MOVE TO receive, under suspension of the rules, late communication Item 1 from Councillor Thomas Rossignoll regarding Mental Health Awareness: Message from the Superintendent.
(Carried 11-0)

P497-20 COUNCILLOR MANNING-MARTIN – MOVE TO receive, under suspension of the rules, Item 8-A communication from Councillor Thomas J. Rossignoll regarding Response to Councillor Anne Manning-Martin; PMLP/Verizon.
(Carried 11-0)

P498-20 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-B communication from Jennifer Davis, Dir., Park Dept., regarding Response to Motion P441-20.
(Carried 11-0)

COMMUNICATIONS FROM HIS HONOR THE MAYOR

P499-20 COUNCILLOR MCGINN – MOVE TO receive and approve a communication from His Honor the Mayor regarding the following Various re-appointments, under date of November 3, 2020:

<u>NAME:</u>	<u>POSITION:</u>	<u>TERM TO EXPIRE:</u>
Susan Antonellis 78 Newfields Road Exeter, NH 03833	Board of Assessors	9/6/2023 3-Year Term
Michael Vivaldi 24 Osborne Street Peabody, MA 01960 (Carried 11-0)	Conservation Commission Member	12/31/2021 (One-Year Term)

P500-20 COUNCILLOR MCGINN – MOVE TO receive a communication from His Honor the Mayor regarding Transfer of funds – Cable Fund Expense; \$2,387.57; \$10,744.05 and refer to the Finance Committee.
(Carried 11-0)

COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

Previously received.

PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

None.

UNFINISHED BUSINESS FROM THE PRECEDING MATTER

None.

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

SUBMITTED TO HIS HONOR THE MAYOR, NOVEMBER 18, 2020
RETURNED BY HIS HONOR THE MAYOR, NOVEMBER 18, 2020

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

COMMUNICATIONS:

His Honor the Mayor re: Various re-appointments

His Honor the Mayor re: Transfer of Funds – Cable Fund Expense; \$2,387.57; \$10,744.05

Councillor Thomas J. Rossignoll re: Response to Councillor Anne Manning-Martin; PMLP/Verizon

Jennifer Davis, Dir., Park Dept., re: Response to Motion P441-20

Atty. Athan Vontzalides on behalf of Group 1 Automotive, Inc., 0 Andover Street/Richartson Road re: Special Permit 8-2017; Conveyance to City of Peabody

Peter Metropolis, DMP Realty Trust, 484 Lowell Street, re: Special Permit application

John Mahoney for Atomic Coffee Roasters, LLC, 5 Webster Street, re: Special Permit application

Volta; Sean Larkin, 210 Andover Street, re: Electric vehicle charging station; electronic message board

Curt Bellavance, Dir., Community Development, re: Housing Production Plan