

**REGULAR MEETING OF THE PEABODY CITY COUNCIL**  
**DECEMBER 14, 2017**

PRESENT COUNCILLORS: GRAVEL, TURCO, GOULD, MCGINN, WALSH, MOUTSOULAS, CHAREST, SINEWITZ, AND SASLAW

ABSENT COUNCILLORS: MANNING-MARTIN AND GARABEDIAN

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.

P807-17 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the regular meeting of November 16, 2017, and the special meeting of December 7, 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.

P808-17 COUNCILLOR GOULD – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Various Appointments/Re-appointments. (Unanimous)

(MAYOR BETTENCOURT AND DEBRA MACGREGOR APPEARED BEFORE THE CITY COUNCIL TO SPEAK REGARDING ITEM 7-A VARIOUS APPOINTMENTS.)

P809-17 COUNCILLOR MCGINN – MOVE TO approve the appointment of Debra S. MacGregor, 18 Benevento Circle, Peabody, MA, as the Business Liaison for a one-year term to expire 12/31/2018. (Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P810-17 COUNCILLOR GRAVEL – MOVE TO approve the appointment of Cheryl Millard, 148C Shore Drive, Peabody, MA, to the Historical Commission (Alternate Position) for a one-year term to expire 12/31/2018. (Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P811-17 COUNCILLOR GRAVEL – MOVE TO receive, under suspension of the rules, Item 7-C communication regarding Request to apply for a grant with regards to potential acquisition of land at 24 Caller Street. (Unanimous)

(MAYOR BETTENCOURT APPEARED BEFORE THE CITY COUNCIL TO SPEAK REGARDING ITEM 7-B)

P812-17 COUNCILLOR MCGINN – BE IT ORDERED by the City Council of City of Peabody to authorize His Honor the Mayor to appropriate funds from Urban Development Revolving Loan Fund in accordance with Mass. General Law Chapter 44, Section 8C, for the purpose to enter into a negotiated purchase & sale agreement with Clark Steel Drum Company, Inc. of a parcel shown as Assessors Map 086 at Parcel 142A .982 acres of said parcel is to be managed and controlled by the Park Commission of the City of Peabody in accordance with Mass. General Law Chapter 45, Section 3, for public park and active recreation purposes. Furthermore, the Mayor, City Council, and Park Commission are authorized to file on behalf of the City of Peabody, any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the PARC Act (Chapter 933 Acts of 1977, amended) and/or Acts in any way connected with the scope of this project. The city of Peabody and Park Commission are authorized to enter into all agreements and execute any and all reimbursements as may be necessary on behalf of the City of Peabody to affect said purposes. (Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

**FINANCE COMMITTEE**  
**DECEMBER 14, 2017**

P813-17 COUNCILLOR GRAVEL – Reporting for the Finance Committee – This evening prior to this meeting we had a meeting of the Finance Committee and in attendance were myself as the chair, Councillor Gould, Councillor McGinn, Councillor Turco, and Councillor Walsh sat in for Councillor Manning-Martin; also present at the meeting were Councillor Charest and Councillor Moutsoulas. There were two items on the agenda. The first item on the agenda was a discussion of a purchase & sales agreement for 10 Lowell Street. The mayor gave us some background into what he was looking to do with that, particularly using it for open space. There was a pretty lengthy discussion on the potential to put some restrictions down, etc., and the request was really to be able to go ahead and purchase the building at 10 Lowell Street and then demolish it. There were a couple of motions made on this subject. (Report received)

P814-17 COUNCILLOR GRAVEL – Reporting for the Finance Committee – MOVE TO receive, under suspension of the rules, Item 7-B communication from His Honor the Mayor regarding Supporting documents regarding purchase of 10 Lowell Street. (Unanimous)

P815-17 COUNCILLOR GRAVEL – Reporting for the Finance Committee – MOVE TO authorize His Honor the Mayor to enter into a purchase & sale agreement for the property at 10 Lowell Street with the following conditions:

**CONDITIONS:**

1. The property cannot be used for residential or commercial use. There was some discussion about the possibility of using it for some parking and that was to be determined based on what kind of restrictions we have because some CPC money is being put in there;
2. The Seller is required or requested to make a partial loan repayment to the economic development authority loan or make further investment in the City of Peabody, in terms of building improvements, and that percentage shall be at the sole discretion of His Honor the Mayor; and
3. There shall be a maximum purchase price of \$425,000, plus \$10,000 for legal fees and closing costs.

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P816-17 COUNCILLOR GRAVEL – Reporting for the Finance Committee – MOVE TO approve the following transfer, as submitted by His Honor the Mayor, under date of November 17, 2017:

<b>FROM:</b>		<b>TO:</b>	
Community Preservation Act	\$185,000.00	Community Preservation Act	\$185,000.00
Open Space		10 Lowell Street	
270-0000-33021		270-1811-58562-2018-0373	

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P817-17 COUNCILLOR GRAVEL – Reporting for the Finance Committee – MOVE TO approve the following transfer, as submitted by His Honor the Mayor, under date of November 17, 2017:

<b>FROM:</b>		<b>TO:</b>	
Receipts Reserved from	\$250,000.00	Acquisition of 10 Lowell Street	\$250,000.00
Sale of Real Estate		10 Lowell Street	
270-0000-33005		270-1810-58768-2018-0373	

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P818-17 COUNCILLOR GRAVEL – Reporting from the Finance Committee – The last item that we discussed on the agenda was the item of financing for the golf course. We reviewed three proposals from Mr. Gingras. It was the consensus of the committee to keep this in committee and to look at how well the golf course is doing and to use contingency funding from reserves in a loan fashion, if required. But let's see how they do in the upcoming season and make that decision. So that will be next scheduled in the June time frame. (Report received)

## HEARINGS

P819-17 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, late communication Item 1 from Attorney John Keilty on behalf of 795 Jubilee Drive, LLC, regarding Request to withdraw without prejudice. (Unanimous)

P820-17 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, late communication Item 2 from Attorney John Keilty on behalf of 795 Jubilee Drive, LLC, regarding Special Permit application and to set up a public hearing. (Unanimous)

P821-17 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-H communication from Zoning Board of Appeals regarding Special Permit; 795 Jubilee Drive. (Unanimous)

P822-17 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-K communication from William Paulitz, City Engineer, regarding Special Permit; 795 Jubilee Drive, Site Plan. (Unanimous)

P823-17 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-L communication from William Paulitz, City Engineer, regarding Special Permit; 795 Jubilee Drive. (Unanimous)

P824-17 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-S communication from Curt Bellavance, Director, Community Development Dept., regarding Special Permit; 795 Jubilee Drive. (Unanimous)

A public hearing was duly held on the application submitted by Thomas J. Cassidy, Sr., 10 Grove Street, Middleton, MA. Attorney John Keilty appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P825-17 COUNCILLOR MOUTSOULAS – BE IT ORDERED by the City Council of the City of Peabody that the application from Thomas J. Cassidy, Sr., 10 Grove Street, Middleton, MA, for a Special Permit to alter and expand a legally existing nonconforming dwelling and continue to use said structure as a 6-unit dwelling at 80-84 Wallis Street, Peabody, MA, as filed in accordance with Sections 1.5, 6.1, and 15.7 of the Peabody Zoning Ordinance be approved based on the following reasons:

Reason: The City Council has determined that the application as submitted and approved meets the general requirements of Section 6.1 of the Peabody Zoning Ordinance, specifically 6.1.2 which satisfies a desirable local need, that its design and appearance will not be injurious to the established or future character of the vicinity and the neighborhood, and that said approval is in harmony with the general purpose and intent of the Zoning Ordinance of the City of Peabody.

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

(COUNCILLOR SASLAW STEPPED DOWN AND COUNCILLOR SINEWITZ ASSUMED THE CHAIR.)

The City Council reconvened the recessed public hearing on the application from Andrey Borzykin, 219 Harvard Avenue, Allston, MA, and Rudy Aliaksei, 156 Porter Street, Boston, MA. Attorney John Keilty appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P826-17 COUNCILLOR SASLAW – MOVE TO approve the application from Andrey Borzykin, 219 Harvard Avenue, Allston, MA, and Rudy Aliaksei, 156 Porter Street, Boston, MA, for the transfer of a Class 2 Motor Vehicle License from AGA Auto Sales, Inc., d/b/a Prestige Auto Sales, 288 Newbury Street, Peabody, MA, subject to all papers being in order.

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

A public hearing was duly held on the application from Guidance Group, LLC, d/b/a North Shore Lobster, 203 Newbury Street, Peabody, MA. Mr. Michael Sanford appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P827-17 COUNCILLOR SASLAW – MOVE TO approve the application from Guidance Group, LLC, d/b/a North Shore Lobster, 203 Newbury Street, Peabody, MA, for the transfer of an Entertainment License from the Seawitch Restaurant for the use of televisions at said 203 Newbury Street, Peabody, MA, subject to all papers being in order.

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

A public hearing was duly held on the application from Sir Charles Limousine, Inc., c/o Charles DiOrio, 20 Murray Street, Peabody, MA. Mr. Charles DiOrio appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P828-17 COUNCILLOR SASLAW – MOVE TO approve the application from Sir Charles Limousine, Inc., c/o Charles DiOrio, 20 Murray Street, Peabody, MA, for a Limousine License to allow for six (6) vehicles at 200 Lake Street, Peabody, MA, subject to all papers being in order.

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

A public hearing was duly held on the application submitted by Farm Avenue Two Lots, LLC, 27R Farm Avenue, Peabody, MA. Attorney Jason Panos appeared to speak on behalf of the application. No one appeared to speak in favor. Mr. Emmanuel Papanickolas, 16 Chestnut Street, Peabody, MA, appeared to speak in opposition.

P829-17 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, late communication Item 3 from Attorney Jason Panos on behalf of Farm Avenue Two Lots, LLC, regarding 27R Farm Avenue; Abutter letter from George Manos and Nicholas Manos. (Unanimous)

P830-17 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, late communication Item 4 from Attorney Jason Panos on behalf of Farm Avenue Two Lots, LLC, regarding 27R Farm Avenue; Abutter letter from Gregory S. Ford. (Unanimous)

P831-17 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, late communication Item 5 from Attorney Jason Panos on behalf of Farm Avenue Two Lots, LLC, regarding 27R Farm Avenue; Hayes Engineering response. (Unanimous)

P832-17 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, late communication Item 6 from Attorney Jason Panos on behalf of Farm Avenue Two Lots, LLC, regarding 27R Farm Avenue; Massachusetts Comprehensive Fire Safety Code; Chapter 31. (Unanimous)

P833-17 COUNCILLOR SASLAW – MOVE TO receive, under suspension of the rules, Item 8-R communication from Sharon Cameron, Director, Health Department, regarding Special Permit; 27R Farm Avenue. (Unanimous)

P834-17 COUNCILLOR SASLAW – BE IT ORDERED by the City Council of the City of Peabody that the application from Farm Avenue Two Lots, LLC, 27R Farm Avenue, Peabody, MA, for a Special Permit seeking a mulching/composting operation and/or outdoor storage; the office and shop of a contractor with outdoor storage of vehicles and materials; and a pervious fence installation at said 27R Farm Avenue, Peabody, MA, as filed in accordance with Sections 4.2.2, 4.2.5, 6.1, and 15.7 of the Peabody Zoning Ordinance be approved based on the following reasons:

Reason: The City Council has determined that the application as submitted and approved meets the general requirements of Section 6.1 of the Peabody Zoning Ordinance, specifically 6.1.2 which satisfies a desirable local need, that its design and appearance will not be injurious to the established or future character of the vicinity and the neighborhood, and that said approval is in harmony with the general purpose and intent of the Zoning Ordinance of the City of Peabody.

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

(COUNCILLOR SASLAW ASSUMED THE CHAIR.)

A public hearing was duly held on the application submitted by Bardon Trimount, Inc., c/o Aggregate Industries NER, Inc., 1715 Broadway, Saugus, MA. Attorney John Keilty appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P835-17 COUNCILLOR SINEWITZ – BE IT ORDERED by the City Council of the City of Peabody that the application from Bardon Trimount, Inc., c/o Aggregate Industries NER, Inc., 1715 Broadway, Saugus, MA, for a Special Permit to construct a new electric control house to house the electrical infrastructure for the existing asphalt plant at 55 Russell Street, Peabody, MA, as filed in accordance with Sections 1.5, 6.1, and 15.7 of the Peabody Zoning Ordinance be approved based on the following reasons:

Reason: The City Council has determined that the application as submitted and approved meets the general requirements of Section 6.1 of the Peabody Zoning Ordinance, specifically 6.1.2 which satisfies a desirable local need, that its design and appearance will not be injurious to the established or future character of the vicinity and the neighborhood, and that said approval is in harmony with the general purpose and intent of the Zoning Ordinance of the City of Peabody.

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P836-17 COUNCILLOR MOUTSOULAS – MOVE THAT the application to amend an Entertainment License from Top's Churrascaria, Inc., d/b/a Oliveira's Steak House, 72-74 Walnut Street, Peabody, MA, be allowed to be withdrawn, without prejudice. (Unanimous)

P837-17 COUNCILLOR MCGINN – MOVE TO continue the public hearing on the Special Permit application from Korvachei Hernandez and Daniel Melo, 79 Foster Street, until Thursday, January 11, 2018. (Unanimous)

P838-17 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-E communication from Josephine Dalimonte, 11 High Bank Road, South Yarmouth, regarding Special Permit; Korvachei Hernandez and Daniel Melo, 79 Foster Street, and refer to the public hearing. (Unanimous)

P839-17 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, late communication Item 7 from Attorney Athan Vontzalides on behalf of Korvachei Hernandez and Daniel Melo, 79 Foster Street. (Unanimous)

P840-17 COUNCILLOR WALSH – MOVE TO approve Item 10-B communication from Albert Talarico, Building Commissioner, regarding Special Permit transfer 2-2014, 1 Rear Newbury Street, for a two-sided digital billboard to a two-sided digital billboard, from Total Outdoor Corp., to Lamar Outdoor Advertising. (Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P841-17 COUNCILLOR SINEWITZ – MOVE TO approve Item 10-C communication from Albert Talarico, Building Commissioner, regarding Special Permit transfer 29-2012, 210 Andover Street, for a two-sided digital billboard to a two-sided digital billboard, from Total Outdoor Corp., to Lamar Outdoor Advertising. (Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P842-17 COUNCILLOR SINEWITZ – MOVE TO approve Item 10-D communication from Albert Talarico, Building Commissioner, regarding Special Permit transfer 26-2012, 258 Newbury Street, for a two-sided static billboard to a two-sided static billboard, from Total Outdoor Corp., to Lamar Outdoor Advertising. (Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P843-17 COUNCILLOR SINEWITZ – MOVE TO approve Item 10-E communication from Albert Talarico, Building Commissioner, regarding Special Permit transfer 32-2012, 108 Newbury Street, for a two-sided static billboard to a two-sided static billboard, from Total Outdoor Corp., to Lamar Outdoor Advertising. (Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

P844-17 COUNCILLOR SINEWITZ – MOVE TO approve Item 10-F communication from Albert Talarico, Building Commissioner, regarding Special Permit transfer 24-2012, 80 Newbury Street, for a two-sided static billboard to a two-sided static billboard, from Mansfield Outdoor Advertising to Shout Outdoor Media Outdoor Advertising. (Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

{Item 10-A Section 16}

P845-17 COUNCILLOR GRAVEL – BE IT ORDERED by the City Council of the City of Peabody that An Ordinance Amending Chapter 16 (Section 16.5 Civil Fingerprinting) Licenses of the Code of the City of Peabody be adopted as advertised and read.

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

A public hearing was duly held on the application submitted by Lamar Central Outdoor, 360 Warren Avenue, East Providence, RI. Attorney John Keilty appeared to speak on behalf of the application. No one appeared to speak in favor. Ms. Danielle Berdahn, 24 Green Street, Lynnfield, MA; Mr. David Sweeney, 43 Green Street, Lynnfield, MA; Ms. Melissa Osborne, 28 Green Street, Lynnfield, MA; and Mr. Elie Baghdady, 242 Lynn Street, Peabody, MA, appeared to speak in opposition.

P846-17 COUNCILLOR SINEWITZ – MOVE TO receive, under suspension of the rules, late communication Item 8 from Elie Baghdady, 292 Lynn Street, regarding Special Permit; Lamar Central Outdoor, 1R Newbury Street. (Unanimous)

P847-17 COUNCILLOR SINEWITZ – BE IT ORDERED by the City Council of the City of Peabody that the application from Lamar Central Outdoor, 360 Warren Avenue, East Providence, RI, for a Special Permit Amending Special Permit 2-2014 seeking to remove the digital faces and replace and operate with static faces at 1R Newbury Street, Peabody, MA, as filed in accordance with Sections 6.1, 11.6, 15.2, and 15.7 of the Peabody Zoning Ordinance be approved based on the following reasons and subject to the following condition:

Reason: The City Council has determined that the application as submitted and approved meets the general requirements of Section 6.1 of the Peabody Zoning Ordinance, specifically 6.1.2 which satisfies a desirable local need, that its design and appearance will not be injurious to the established or future character of the vicinity and the neighborhood, and that said approval is in harmony with the general purpose and intent of the Zoning Ordinance of the City of Peabody.

**CONDITION:**

1. That the billboard be unlit from 10:00 p.m. to 6:00 a.m.

(Carried 8-1; Councillor Sinewitz opposed; Councillor Manning-Martin and Councillor Garabedian absent)

A public hearing was duly held on the application submitted by Patrick Coburn, Sr., Trustee of Mount Pleasant Realty Trust, 3 Mt. Pleasant Drive, Peabody, MA. Attorney John Keilty and Mr. Patrick Coburn, Sr., appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P848-17 COUNCILLOR CHAREST – MOVE TO receive, under suspension of the rules, Item 8-I communication from Lucia DeINegro, Conservation Commission, regarding Special Permit; 3 Mt. Pleasant Drive. (Unanimous)

P849-17 COUNCILLOR CHAREST – BE IT ORDERED by the City Council of the City of Peabody that the application from Patrick Coburn, Sr., Trustee of Mount Pleasant Realty Trust, 3 Mt. Pleasant Drive, Peabody, MA, for a Special Permit for renovation and additions to preexisting, nonconforming structure, which includes the addition of a second-story over certain portions of the premises at 3 Mt. Pleasant Drive, Peabody, MA, as filed in accordance with Sections 1.5, 6.1, and 15.7 of the Peabody Zoning Ordinance be approved based on the following reasons and subject to the following conditions:

Reason: The City Council has determined that the application as submitted and approved meets the general requirements of Section 6.1 of the Peabody Zoning Ordinance, specifically 6.1.2 which satisfies a desirable local need, that its design and appearance will not be injurious to the established or future character of the vicinity and the neighborhood, and that said approval is in harmony with the general purpose and intent of the Zoning Ordinance of the City of Peabody.

**CONDITIONS:**

1. A concrete sidewalk shall be installed in front of the property;

2. Outside lighting shall not shine on the neighbors' properties;
3. The dumpster shall be installed, as suggested by the Building Commissioner;
4. There shall be no parking in front of the building to the corner of Route 114; and
5. There shall be no construction vehicles and no vehicles with more than 6 wheels parked on the premises.

(Carried 9-0; Councillor Manning-Martin and Councillor Garabedian absent)

### **REPORTS OF COMMITTEE**

Previously received.

### **MOTIONS, ORDERS AND RESOLUTIONS**

P850-17 COUNCILLOR TURCO – MOVE TO request that the Public Services Department repair the street at Fairview Avenue where there was a recent water main break. A patch was placed and a portion of that patch along with another section of the street has buckled. (Unanimous)

P851-17 COUNCILLOR GOULD – MOVE TO request that the Public Services Department install more blue lights throughout the City. (Unanimous)

P852-17 COUNCILLOR MCGINN – MOVE TO approve the following reappointments, as submitted by His Honor the Mayor, under date of December 7, 2017:

<b><u>NAME:</u></b>	<b><u>POSITION:</u></b>	<b><u>TERM TO EXPIRE:</u></b>
Adam Buckley, Esq. 59 Castle Circle Peabody, MA 01960	Assistant City Solicitor	12/31/2019 (2-Year Term)
Donald Conn, Esq. 30 Sunset Road Melrose, MA 02176	Assistant City Solicitor	12/31/2019 (2-Year Term)
Kevin Kelly 8 Ohio Street Wilmington, MA 01867	Assistant Director Department Public Works	12/31/2018 (One-Year Term)
Fran Gallugi 582 Lowell Street Peabody, MA 01960	Board of Appeals	12/31/2020 (3-Year Term)
Kevin McHugh 4102 Woodbridge Road Peabody, MA 01960	Board of Appeals	12/31/2020 (3-Year Term)
Daniel Sencabaugh 5 Briarwood Avenue Peabody, MA 01960	Board of Appeals	12/31/2022 (5-Year Term)
Stephen Zolotas 10 Mansfield Street Peabody, MA 01960	Board of Appeals	12/31/2022 (5-Year Term)
Melissa Comak 17 Emily Lane Peabody, MA 01960	Cable Commission	12/31/2020 (3-Year Term)
Mick Loescher 10 Columbus Road Peabody, MA 01960	Cable Commission	12/31/2020 (3-Year Term)

Jon Swanson 9 Welcome Street Peabody, MA 01960	Cable Commission	12/31/2020 (3-Year Term)
Chris Morfis 14 Kittredge Street Peabody, MA 01960	City Collector	12/31/2018 (One-Year Term)
Emily Chin, MD, MPH 10 Cumberland Road Wakefield, MA 01880	City Physician	12/31/2018 (One-Year Term)
Julie Daigle 21 Fay Avenue Peabody, MA 01960	City Treasurer	12/31/2018 (One-Year Term)
Erica Barrett 16 Cedar Grove Avenue Peabody, MA 01960	Commission on Disability	12/31/2018 (One-Year Term)
Alan Frost 14 Tammie Lane Peabody, MA 01960	Commission on Disability	12/31/2018 (One-Year Term)
Daniel Terenzoni 35 MacArthur Circle Peabody, MA 01960	Commission on Disability	12/31/2018 (One-Year Term)
Steve Pasdon 24 Lowell Street Peabody, MA 01960	Emergency Management Director	12/31/2018 (One-Year Term)
Jennifer Davis 250 First Avenue, #422 Chelsea, MA 02150	Director, Parks & Recreation	12/31/2018 (One-Year Term)
Joanne Roden 27 Calumet Street Peabody, MA 01960	Brooksby Farm Manager	12/31/2018 (One-Year Term)
Paul Foukas 40 Spencer Street Lynn, MA 01901	Inspector of Gas & Plumbing	12/31/2018 (One-Year Term)
Beth Brennan-O'Donnell 12 Ethel Avenue Peabody, MA 01960	Human Resources Director	12/31/2018 (One-Year Term)
Albert Talarico 157 Marble Street Stoneham, MA 02180	Building Inspector	12/31/2018 (One-Year Term)
Dan Doucette 3 Essex Green Lane Peabody, MA 01960	Purchasing Agent	12/31/2018 (One-Year Term)
Brian Grant 10 South Street Peabody, MA 01960	Supt. of Parks & Forestry	12/31/2018 (One-Year Term)

Stephen Patten  
4 Clinton Road  
Peabody, MA 01960

Veteran's Agent

12/31/2018  
(One-Year Term)

Shawn Mahoney  
17 Ethel Avenue  
Peabody, MA 01960

Wire Inspector

12/31/2018  
(One-Year Term)

(Carried 8-0; Councillor Manning-Martin, Councillor Garabedian and Councillor Gould absent)

P853-17 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-T communication from Vivian Tran, 79 Lynnfield Street, regarding Special Permit application and to set up a public hearing. (Unanimous)

P854-17 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, late communication Item 9 from CEVA Logistics, Samuel Granito, 5A Fifth Street, Peabody, MA, regarding Special Permit application and set up a public hearing. (Unanimous)

P855-17 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-D communication from Wilbur E. Kerstetter and William E. Kerstetter, 17 Troy Street, regarding Purchase of city-owned land and to refer to the Legal Affairs Committee. (Unanimous)

P856-17 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, late communication Item 10 from Jannelyn Spratt/Michael Newton, 19 Troy Street, regarding Purchase of city-owned land and refer to the Legal Affairs Committee. (Unanimous)

P857-17 COUNCILLOR WALSH – MOVE TO receive, under suspension of the rules, Item 8-C communication from Adam J. Buckley, Asst. City Solicitor, regarding Zero emission vehicle charging stations and to refer to the Legal Affairs Committee. (Unanimous)

P858-17 COUNCILLOR MOUTSOULAS – MOVE TO request that the Public Services Department replace the "Stop" sign that's worn out on Nickerson Road. (Unanimous)

P859-17 COUNCILLOR SINEWITZ – MOVE TO request that His Honor the Mayor look at the feasibility of televising Planning Board and Zoning Board of Appeals meetings. (Unanimous)

P860-17 COUNCILLOR SASLAW – MOVE TO request that the Public Services Department repair the guardrail on the corner of Goodale Street and Helen Drive. (Unanimous)

P861-17 COUNCILLOR SASLAW – MOVE TO request that the Public Services Department pay special attention to plowing the sidewalks in the neighborhoods of Centerfield and Proctor Circle up to the high school. (Unanimous)

P862-17 COUNCILLOR GRAVEL – MOVE TO receive and approve, under suspension of the rules, the following Class 1 Motor Vehicle License (Renewal for 2018), subject to all papers being in order:

Acura of Peabody, 233 Andover Street  
BMW of Peabody, 7 Centennial Drive  
BMW of Peabody, 221 Andover Street  
Mini of Peabody, 209 Andover Street  
Jaguar Land Rover Peabody, 247 Newbury Street  
Audi of Peabody, 252 Andover Street  
(Unanimous)

P863-17 COUNCILLOR GRAVEL – MOVE TO receive and approve, under suspension of the rules, the following Class 2 Motor Vehicle License (Renewal for 2018), subject to all papers being in order:

222 Newbury Motors, 222 Newbury Street  
AC Auto Sales, 3A Bourbon Street  
Alex Auto Sales, 480 Lowell Street

Allen's Auto Trim, Inc., 27 Howley Street  
 American Auto Export, 484 Lowell Street  
 Auto Choice of Peabody, Inc., 249 Andover Street  
 Auto Mall Collection, 218 Andover Street  
 Auto Transporters of New England, R55 Lynnfield Street  
 Bill's Auto Sales, 256 Newbury Street  
 Car Craft, 258 Newbury Street  
 Century Tire Co. Inc. of Peabody, 53 Walnut Street  
 Country Club Motors, 90 Margin Street  
 D & R Auto Sales & Repair, 100 Birney Street  
 Desi's Used Cars, 108 Newbury Street  
 Elite Pre-Owned Auto, 153 Newbury Street  
 Four Star Service, Inc., 134R Newbury Street, Unit RUB  
 JRM Auto Sales, 80 Newbury Street  
 Louie's BMW Specialist, Ltd., 260 Newbury Street  
 Mallia Towing, Inc., 161 Washington Street  
 Mario's Used Cars, 245 Andover Street  
 Michael's Motors LLC, 1 Sylvan Street  
 Motor Worx, 258 Newbury Street, Unit C  
 North Shore Auto Sales, 218B Newbury Street  
 PK Motor Cars, 195 Washington Street  
 Peabody Auto Clinic, Inc., 3R Birney Street  
 Prestige Motors of Peabody, 257 Andover Street  
 R & A Automotive, Inc., 26 Lake Street  
 Rescue Motors, 55R Walnut Street  
 Russ' Used Cars, 20 Wallis Street  
 Sacco's, 119-121 Lynn Street  
 Summit Auto Sales, 14 Newbury Street  
 Tremont Auto Sales, 97 ½ Tremont Street  
 Unlimited Sales, 3 Birney Street  
 USA Speedy Auto, 108 Newbury Street  
 Walnut Street Auto Sales Corporation, 55-57 Walnut Street  
 Wilson Square Auto Sales, 2 Andover Street  
 (Unanimous)

P864-17 COUNCILLOR GRAVEL – MOVE TO receive and approve, under suspension of the rules, the following Class 3 Motor Vehicle License (Renewal for 2018), subject to all papers being in order:

Pinto Recycling, Inc., 147 Summit Street, Bldg. 3C & 3D  
 Peabody Auto Collision, 9B Rear Caller Street  
 Peterson's Automotive, Inc., 114 Newbury Street  
 (Unanimous)

P865-17 COUNCILLOR GRAVEL – MOVE TO receive and approve, under suspension of the rules, the following Entertainment License (Renewal for 2018), subject to all papers being in order:

AOH Division 11, 58 Lowell Street  
 Azorean Brotherhood Holy Ghost, 20 Howley Street  
 Bertucci's Restaurant Corp., 15 Newbury Street  
 Bonkers, 535 Lowell Street  
 Brothers Kouzina, 25 Newbury Street  
 Buddha's Tavern, 144 Washington Street  
 Cabaret Lounge, 96 Newbury Street  
 Capones, Inc., 147 Summit Street  
 Carrabba's Italian Grill, 1 Newbury Street  
 Century House, 235 Andover Street  
 Champions Pub, 114 Foster Street  
 Golden Banana, 151R Newbury Street  
 Green Tea, 126 Newbury Street  
 Greg's Lounge, 50 Walnut Street

Holiday Inn, 1 Newbury Street  
 Kelley's Square Pub II, 135 Washington Street  
 Knights of Columbus Building Assoc., 96 Main Street  
 Marriott Hotel Services, Inc., 8A Centennial Drive  
 Mike & Lill's Black Sheep Pub & Grill, 5 Central Street  
 Not Your Average Joes, Inc., 210 Andover Street  
 Outback Steakhouse, 300 Andover Street  
 Peabody/Lynn Elks 1409, 40 Oak Street  
 Portuguese Benefit Society, 61 Northend Street  
 Red's Kitchen & Tavern, 131 Newbury Street  
 St. Michael's Polish Society, 15 Endicott Street  
 Salem Country Club, 133 Forest Street  
 Santarpio's Pizza, Inc., 71 Newbury Street  
 Spare Time Tavern, 63 Foster Street  
 Spinelli's Function Facility, 10 Newbury Street  
 Stonewood Tavern, 139 Lynnfield Street  
 Sugar Cane, LLC, 106 Main Street  
 Sylvan Street Grille, 12 Sylvan Street  
 Trackside Bar & Grille, LLC, 30 Warren Street  
 VFW Post 1011, 20 Stevens Street  
 (Unanimous)

P866-17 COUNCILLOR GRAVEL – MOVE TO receive and approve, under suspension of the rules, Item 9-E Use of the Wiggin Auditorium – Peabody High School Vocal Music – February 13<sup>th</sup>-February 14<sup>th</sup>, 2018, subject to all papers being in order. (Unanimous)

P867-17 COUNCILLOR GRAVEL – MOVE TO receive and approve, under suspension of the rules, Item 9-F Taxi/Limousine Driver License – Paul Gifford – License 46, subject to all papers being in order. (Unanimous)

P868-17 COUNCILLOR GRAVEL – MOVE TO receive and approve, under suspension of the rules, Item 9-G the following Banner Request, subject to all papers being in order:

North Shore Medical Center – June 4<sup>th</sup>-June 25<sup>th</sup>, 2018  
 The Progeria Research Foundation – August 15<sup>th</sup> to September 17<sup>th</sup>, 2018  
 (Unanimous)

P869-17 COUNCILLOR GRAVEL – MOVE TO receive and approve, under suspension of the rules, Item 9-H Utility Contractor License – EKB Equipment, LLC, 9 Forest Lane, Manchester, MA, subject to all papers being in order. (Unanimous)

P870-17 COUNCILLOR GRAVEL – MOVE TO receive and approve, under suspension of the rules, Item 9-I the following General Licenses (Renewal for 2018), subject to all papers being in order:

Bowling Alley License – Metro Bowl, Inc., 63 Foster Street  
 Fortune Teller License – Mario Sabatine, 245 Andover Street  
 Fortune Teller License – Mrs. Russell's Psychic Studio, 259 Andover Street  
 Innholder License – Spring Hill Suites by Marriott, 43 Newbury Street  
 Innholder License – Holiday Inn, 1 Newbury Street  
 Innholder License - Homewood Suites by Hilton, 57 Newbury Street  
 Innholder License - Marriott Hotel Services, Inc., 8A Centennial Drive  
 Lodging House License – Skalkos Brothers Realty Trust, 14 Foster Street  
 Outdoor Dining License – Azorean Brotherhood Holy Ghost, 20 Howley Street  
 Pool & Billiard License – Metro Bowl, Inc., 63 Foster Street  
 Taxi Cab License – Sunshine Car Service, LLC, 153 Newbury Street  
 (Unanimous)

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

Previously received.

**COMMUNICATIONS FROM CITY OFFICERS AND OTHERS**

P871-17 COUNCILLOR MCGINN – MOVE TO receive a communication from Atty. John Keilty on behalf of Warren A. Innis, regarding Amendment to Zoning Ordinance; Section 6.11.2A and refer to the Planning Board. (Unanimous)

P872-17 COUNCILLOR MCGINN – MOVE TO receive a communication from Atty. John Keilty on behalf of Pulaski Acquisition, LLC, regarding Amendment to Zoning Ordinance; Section 4.2.5 and refer to the Planning Board. (Unanimous)

P873-17 COUNCILLOR MCGINN – MOVE TO receive a communication from Todd and Lisa Buckley, 379 Lowell Street, regarding Colton Buckley Foundation/Colton Buckley 5FD Road Race. (Unanimous)

P874-17 COUNCILLOR MCGINN – MOVE TO receive a communication from Thomas G. Zellen, Former Ward Six Councillor, 5 Penn Road, regarding Failure to Enact Legislation Banning Recreational Marijuana in Our City. (Unanimous)

P875-17 COUNCILLOR MCGINN – MOVE TO receive a communication from Albert Talarico, Building Commissioner, regarding Motion P785-17; Birch Hill Subdivision Comments. (Unanimous)

P876-17 COUNCILLOR MCGINN – MOVE TO receive a communication from David Terenzoni, Director, Public Services Dept., regarding Completed Council Motions: P649-17, P673-17, P681-17, P683-17, P684-17, P689-17, P699-17. (Unanimous)

P877-17 COUNCILLOR MCGINN – MOVE TO receive a communication from David Terenzoni, Director, Public Services Dept., regarding Completed Council Motion P309-17. (Unanimous)

P878-17 COUNCILLOR MCGINN – MOVE TO receive a communication from David Terenzoni, Director, Public Services Dept., regarding Completed Council Motions: P469-17, P593,17, P596-17, P638-17, P656-17, P680-17. (Unanimous)

P879-17 COUNCILLOR MCGINN – MOVE TO receive a communication from Jennifer Davis, Director, Parks, Recreation & Forestry Dept., regarding Completed Council Motion P705-17. (Unanimous)

P880-17 COUNCILLOR MCGINN – MOVE TO receive and approve a communication from Timothy E. Spanos, City Clerk, regarding the following reappointments:

<b><u>NAME:</u></b>	<b><u>POSITION:</u></b>	<b><u>TERM TO EXPIRE:</u></b>
Timothy E. Spanos 7 Highland Park Peabody, MA 01960	City Clerk	December 31, 2020
Allyson M. Danforth 16 Wentworth Drive Beverly, MA 01915	Assistant Clerk of Committee Council Stenographer	December 31, 2020

(Carried 8-0; Councillor Manning-Martin, Councillor Garabedian, and Councillor Gould absent)

**PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES**

Previously received.

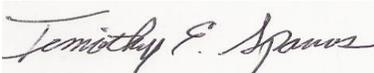
**UNFINISHED BUSINESS FROM THE PRECEDING MATTER**

P881-17 COUNCILLOR MCGINN – MOVE TO receive a late communication from Curt Bellavance, Director, Community Development Dept., regarding Site Plan Approval for #80-84 Wallis Street. (Unanimous)

P882-17 COUNCILLOR MCGINN – MOVE TO receive a late communication from Garrett Whitney, 75 Walnut Street, regarding Entertainment License; Oliveira's Steak House, 72-74 Walnut Street, and refer to the public hearing. (Unanimous)

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

SUBMITTED TO HIS HONOR THE MAYOR, DECEMBER 19, 2017  
RETURNED BY HIS HONOR THE MAYOR, DECEMBER 19, 2017

  
 ATTEST \_\_\_\_\_  
 (Timothy E. Spanos, City Clerk)

**COMMUNICATIONS:**

His Honor the Mayor re: Various Appointments/Re-appointments

His Honor the Mayor re: Supporting documents regarding purchase of 10 Lowell Street

His Honor the Mayor re: Request to apply for a grant with regards to potential acquisition of land at 24 Caller Street

Atty. John Keilty on behalf of Warren A. Innis, re: Amendment to Zoning Ordinance; Section 6.11.2A

Atty. John Keilty on behalf of Pulaski Acquisition, LLC, re: Amendment to Zoning Ordinance; Section 4.2.5

Adam J. Buckley, Asst. City Solicitor, re: Zero Emission Vehicle Charging Stations

Wilbur E. Kerstetter and William E. Kerstetter, 17 Troy Street, re: Purchase of City-Owned Land

Josephine Dalimonte, 11 High Bank Road, South Yarmouth, re: Special Permit; Korvachei Hernandez and Daniel Melo, 79 Foster Street

Todd and Lisa Buckley, 379 Lowell Street, re: Colton Buckley Foundation/Colton Buckley 5K Road Race

Thomas G. Zellen, Former Ward Six Councillor, 5 Penn Road, re: Failure to Enact Legislation Banning Recreational Marijuana in Our City

Zoning Board of Appeals re: Special Permit; 795 Jubilee Drive

Lucia DelNegro, Conservation Commission, re: Special Permit; 3 Mount Pleasant Drive

Albert Talarico, Building Commissioner, re: Motion P785-17; Birch Hill Subdivision Comments

William Paulitz, City Engineer, re: Special Permit; 795 Jubilee Drive, Site Plan

William Paulitz, City Engineer, re: Special Permit; 795 Jubilee Drive

David Terenzoni, Director, Public Services Dept., re: Completed Council Motions: P649-17, P673-17, P681-17, P683-17, P684-17, P689-17, P699-17

David Terenzoni, Director, Public Services Dept., re: Completed Council Motion P309-17

David Terenzoni, Director, Public Services Dept., re: Completed Council Motions: P469-17, P593,17, P596-17, P638-17, P656-17, P680-17

David Terenzoni, Director, Public Services Dept., re: Completed Council Motion P656-17

Jennifer Davis, Director, Parks, Recreation & Forestry, re: Completed Council Motion P705-17

Sharon Cameron, Director, Health Department, re: Special Permit; 27R Farm Avenue

Curt Bellavance, Director, Community Development Dept., re: Special Permit; 795 Jubilee Drive

Vivian Tran, 79 Lynnfield Street, re: Special Permit application

Timothy E. Spanos, City Clerk, re: Reappointments of Timothy E. Spanos as City Clerk and Allyson M.

Danforth, Assistant Clerk of Committees/Council Stenographer

**CLASS 1 MOTOR VEHICLE LICENSE:** (Renewal for 2018)

Acura of Peabody, 233 Andover Street

BMW of Peabody, 7 Centennial Drive

BMW of Peabody, 221 Andover Street

Mini of Peabody, 209 Andover Street

Jaguar Land Rover Peabody, 247 Newbury Street

Audi of Peabody, 252 Andover Street

**CLASS 2 MOTOR VEHICLE LICENSE:** (Renewal for 2018)

222 Newbury Motors, 222 Newbury Street  
 AC Auto Sales, 3A Bourbon Street  
 Alex Auto Sales, 480 Lowell Street  
 Allen's Auto Trim, Inc., 27 Howley Street  
 American Auto Export, 484 Lowell Street  
 Auto Choice of Peabody, Inc., 249 Andover Street  
 Auto Mall Collection, 218 Andover Street  
 Auto Transporters of New England, R55 Lynnfield Street  
 Bill's Auto Sales, 256 Newbury Street  
 Car Craft, 258 Newbury Street  
 Century Tire Co. Inc. of Peabody, 53 Walnut Street  
 Country Club Motors, 90 Margin Street  
 D & R Auto Sales & Repair, 100 Birney Street  
 Desi's Used Cars, 108 Newbury Street  
 Elite Pre-Owned Auto, 153 Newbury Street  
 Four Star Service, Inc., 134R Newbury Street, Unit RUB  
 JRM Auto Sales, 80 Newbury Street  
 Louie's BMW Specialist, Ltd., 260 Newbury Street  
 Mallia Towing, Inc., 161 Washington Street  
 Mario's Used Cars, 245 Andover Street  
 Michael's Motors LLC, 1 Sylvan Street  
 Motor Worx, 258 Newbury Street, Unit C  
 North Shore Auto Sales, 218B Newbury Street  
 PK Motor Cars, 195 Washington Street  
 Peabody Auto Clinic, Inc., 3R Birney Street  
 Prestige Motors of Peabody, 257 Andover Street  
 R & A Automotive, Inc., 26 Lake Street  
 Rescue Motors, 55R Walnut Street  
 Russ' Used Cars, 20 Wallis Street  
 Sacco's, 119-121 Lynn Street  
 Summit Auto Sales, 14 Newbury Street  
 Tremont Auto Sales, 97 ½ Tremont Street  
 Unlimited Sales, 3 Birney Street  
 USA Speedy Auto, 108 Newbury Street  
 Walnut Street Auto Sales Corporation, 55-57 Walnut Street  
 Wilson Square Auto Sales, 2 Andover Street  
 Class 3 Motor Vehicle License (Renewal for 2018)  
 Pinto Recycling, Inc., 147 Summit Street, Bldg. 3C & 3D  
 Peabody Auto Collision, 9B Rear Caller Street  
 Peterson's Automotive, Inc., 114 Newbury Street

**CLASS 3 MOTOR VEHICLE LICENSE:** (Renewal for 2018)

Pinto Recycling, Inc., 147 Summit Street, Bldg. 3C & 3D  
 Peabody Auto Collision, 9B Rear Caller Street  
 Peterson's Automotive, Inc., 114 Newbury Street

**ENTERTAINMENT LICENSE:** (Renewal for 2018)

AOH Division 11, 58 Lowell Street  
 Azorean Brotherhood Holy Ghost, 20 Howley Street  
 Bertucci's Restaurant Corp., 15 Newbury Street  
 Bonkers, 535 Lowell Street  
 Brothers Kouzina, 25 Newbury Street  
 Buddha's Tavern, 144 Washington Street  
 Cabaret Lounge, 96 Newbury Street  
 Capones, Inc., 147 Summit Street  
 Carrabba's Italian Grill, 1 Newbury Street  
 Century House, 235 Andover Street  
 Champions Pub, 114 Foster Street  
 Golden Banana, 151R Newbury Street  
 Green Tea, 126 Newbury Street

Greg's Lounge, 50 Walnut Street  
 Holiday Inn, 1 Newbury Street  
 Kelley's Square Pub II, 135 Washington Street  
 Knights of Columbus Building Assoc., 96 Main Street  
 Marriott Hotel Services, Inc., 8A Centennial Drive  
 Mike & Lill's Black Sheep Pub & Grill, 5 Central Street  
 Not Your Average Joes, Inc., 210 Andover Street  
 Outback Steakhouse, 300 Andover Street  
 Peabody/Lynn Elks 1409, 40 Oak Street  
 Portuguese Benefit Society, 61 Northend Street  
 Red's Kitchen & Tavern, 131 Newbury Street  
 St. Michael's Polish Society, 15 Endicott Street  
 Salem Country Club, 133 Forest Street  
 Santarpio's Pizza, Inc., 71 Newbury Street  
 Spare Time Tavern, 63 Foster Street  
 Spinelli's Function Facility, 10 Newbury Street  
 Stonewood Tavern, 139 Lynnfield Street  
 Sugar Cane, LLC, 106 Main Street  
 Sylvan Street Grille, 12 Sylvan Street  
 Trackside Bar & Grille, LLC, 30 Warren Street  
 VFW Post 1011, 20 Stevens Street

**USE OF THE WIGGIN AUDITORIUM:**

Peabody High School Vocal Music – February 13th-February 14th, 2017

**TAXI/LIMOUSINE DRIVER LICENSE:**

Paul Gifford – License 46

**BANNER REQUEST:**

North Shore Medical Center – June 4th-June 25th, 2018

The Progeria Research Foundation – August 15th to September 17th, 2018

**UTILITY CONTRACTOR LICENSE:**

EKB Equipment, LLC, 9 Forest Lane, Manchester, MA

**GENERAL LICENSES:** (Renewal for 2018)

Bowling Alley License – Metro Bowl, Inc., 63 Foster Street

Fortune Teller License – Mario Sabatine, 245 Andover Street

Fortune Teller License – Mrs. Russell's Psychic Studio, 259 Andover Street

Innholder License – Spring Hill Suites by Marriott, 43 Newbury Street

Innholder License – Holiday Inn, 1 Newbury Street

Innholder License - Homewood Suites by Hilton, 57 Newbury Street

Innholder License - Marriott Hotel Services, Inc., 8A Centennial Drive

Lodging House License – Skalkos Brothers Realty Trust, 14 Foster Street

Outdoor Dining License – Azorean Brotherhood Holy Ghost, 20 Howley Street

Pool & Billiard License – Metro Bowl, Inc., 63 Foster Street

Taxi Cab License – Sunshine Car Service, LLC, 153 Newbury Street