



PEABODY CITY COUNCIL

**REGULAR MEETING OF THE PEABODY CITY COUNCIL
TO BE HELD ON
THURSDAY EVENING, DECEMBER 10, 2015, AT 7:30 P.M.,
IN THE FRANK L. WIGGIN AUDITORIUM, CITY HALL,
24 LOWELL STREET, PEABODY, MA**

Ward Councillors

Barry P. Osborne, Ward 1
Peter M. McGinn, Ward 2
James Moutsoulas, Ward 3
Robert E. Driscoll, Ward 4
Joel D. Saslaw, Ward 5
Barry C. Sinewitz, Ward 6

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Thomas L. Gould
David C. Gravel
Anne M. Manning-Martin
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Clerk of Council

Timothy E. Spanos

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Stenographer

Allyson Danforth, RPR

City Hall
24 Lowell Street

978-538-5900
FAX (978) 538-5985



** Finance Committee @ 6:30 p.m.

1. MEETING OPENS WITH A MOMENT OF SILENT PRAYER

2. FLAG SALUTE

3. APPROVAL OF THE RECORD

Regular meeting minutes from November 12, 2015

Regular meeting minutes from November 19, 2015

Special meeting minutes from December 3, 2015

4. HEARINGS

- a) Recessed Public Hearing – Discontinuance of Corporate Place (WITHDRAW WITHOUT PREJUDICE – SEE ITEM 8-L)
- b) Zoning Amendment (Recessed) – Moratorium on Billboard
- c) Junk Dealers License – Linda Sciaraffa, 30 Main Street
- d) Special Permit - A & M Realty Group, LLC, 43 Central Street re: Discontinue existing pub/restaurant and replace with two residential units
- e) Special Permit – Bruce McCorry, 220 Newbury Street re: Install electronic message board sign on an existing free standing sign pole
- f) Special Permit (Continued) – Adriano Taugino, 98 Main Street re: Develop a commercial/residential mixed use
- g) Special Permit – Peabody RD, LLC, 202 Newbury Street re: Operate a kennel

5. REPORTS OF COMMITTEES

Finance Committee – Councillor Gravel
Report from December 10, 2015

Legal Affairs Committee – Councillor Osborne
Report from December 3, 2015

Industrial & Community Development Committee – Councillor Gould
Report from December 3, 2015

6. MOTIONS, ORDERS AND RESOLUTIONS



PEABODY CITY COUNCIL

7. COMMUNICATIONS FROM HIS HONOR THE MAYOR

8. COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

- a) Lucia DelNegro, Conservation Commission re: Special Permit memo; 202 Newbury Street
- b) Albert Talarico, Building Commissioner re: Section 11; signs
- c) Chief Thomas Griffin, Police Department re: Letter of thanks
- d) Planning Board re: Zoning amendment recommendation to extend the moratorium on billboard
- e) Joseph Foti, Director, Public Services Department re: Completed Council motions
- f) Joseph Foti, Director, Public Services Department re: 6 Mandalay Drive
- g) Jennifer Davis, Director, Park & Recreation Department re: Completed Council motions
- h) NHR Realty, LLC, 22 Stevens Street (R) re: Special permit application
- i) Attorney Michael Smerczynski, City Solicitor re: Motion for summary judgment; digital billboards, 267 Forest Street
- j) Christian Book Distributors, 140 Summit Street re: Site plan
- k) Kinder Morgan re: Notice of filing with FERC
- l) Attorney John R. Keilty, 40 Lowell Street re: Discontinuance of Corporate Place – request to withdraw without prejudice
- m) Peabody Chamber of Commerce, 24 Lowell Street re: Banner
- n) American Cancer Society/Relay for Life re: Banner
- o) Sharon Cameron, Director, Human Services Department re: Special permit memo, 202 Newbury Street
- p) Attorney John R. Keilty, 40 Lowell Street re: Revised site plan, 98 Main Street
- q) Robert Langley, Public Services Department re: Special Permit/License memos; 202 Newbury St, 220 Newbury St; 30 Main St

9. PRESENTATION OF PETITIONS/MEMORIALS/REMONSTRANCE'S

- a) Entertainment License (Amendment)
Oliveira's Steak House, 72-74 Walnut Street (Hearing necessary)
- b) Entertainment License (New)
Peabody Tampico Corp., 80 Walnut Street (Hearing necessary)
- c) Taxi/Limousine Drive License
Stephen Plunkett – License 83
- d) Taxi Cab License Transfer
Tri City Services, Inc., 55R Walnut Street – License #4
- e) Junk Dealers License (New) –The Jeweler's Workbench, 210 Andover Street (Hearing necessary)

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f) **Class 1 Motor Vehicle License (Renewal for 2016)**

Ira Audi, 252 Andover Street
BMW of Peabody, 221 Andover Street
Acura of Peabody, 233 Andover Street
Mini of Peabody, 209 Andover Street
Jaguar-Land Rover Peabody, 247 Newbury Street

g) **Class 2 Motor Vehicle License (Renewal for 2016)**

AC Auto Sales, 3 Bourbon Street
Alex Auto Sales, 480 Lowell Street
Allens Auto Trim, Inc., 27 Howley Street
Auto Choice of Peabody, Inc., 249 Andover Street
Auto Graphics & Sales, 220B Newbury Street
Auto Mall Collection, 218 Andover Street
Auto Transporters of New England, R55 Lynnfield Street
Bill's Auto Sales, Inc., 256 Newbury Street
C & C Auto, 180 Newbury Street
Car Craft, 258 Newbury Street
Century Tire Co., Inc. of Peabody, 53 Walnut Street
Country Club Motors, 90 Margin Street
222 Newbury Motors, 222 Newbury Street
D & D Auto Sales, 36 Walnut Street
D & R Auto Sales & Repair, 100 Birney Street #6
Desi's Used Cars, 108 Newbury Street
Elite Pre Owned Auto, 153 Newbury Street
JRM Auto Sales, 80 Newbury Street
King's motors, 1R Newbury Street
Louie's BMW, Ltd., 260 Newbury Street
Mario's Used Cars, 245 Andover Street
Michael Motors LLC, 1 Sylvan Street
Motor Worx, 258 Newbury Street, Unit C
Oasis Auto and Truck Center, 7 ½ Mason Street
PK Motor Cars, Inc., 195 Washington Street
Prestige Auto Sales, 288 Newbury Street
R & A Automotive, Inc., 26 Lake Street
Russ's Used Cars, 20 Wallis Street
Sacco's, 119-121 Lynn Street
Summit Auto Sales, 14 Newbury Street
The Pioneer Garage, 77 Walnut Street, Unit 7
Tremont Auto Sales, 97 ½ Tremont Street
Unlimited Sales, 3 Birney Street
Walnut Street Auto Sales Corp., 55-57 Walnut Street
Wilson Square Auto Sales, 2 Andover Street

h) **Class 3 Motor Vehicle License (Renewal for 2016)**

Peterson's Automotive, Inc., 114 Newbury Street
Pinto Recycling, Inc., 147 Summit Street #3-D

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i) General Licenses (Renewal for 2016)

Auctioneer License – A-1 Restaurant Trader, 119 Foster Street #4
Bowling Alley License – Metro Bow, 63 Foster Street
Fortune Teller License – Mrs. Russell’s Psychic Studio, 259 Andover St
Fortune Teller License – Mario Sabatine, 245 Andover Street
Innholder License – Holiday Inn Peabody, One Newbury Street
Innholder License – Extended Stay America #9666, 200 Jubilee Drive
Limousine License – Fox Run Limousine, 484 Lowell Street #D5
Limousine License – Michael’s Limousine, 161 Lynn Street
Limousine License – Greenway Transportation LLC, 145A Summit St
Lodging House License – Skalkos Brothers Realty Trust, 14 Foster Street
Pool & Billiard License – Metro Bowl, 63 Foster Street
Taxi Cab License – Sunshine Taxi, 153 Newbury Street

j) Entertainment Licenses (Renewal for 2016)

Azorean Brotherhood Holy Ghost, 20 Howley Street
Bertucci’s, 10 Newbury Street
Brodie’s Pub, 10 ½ Lowell Street
Brothers Kouzine, 25 Newbury Street
Buddha’s Tavern, 144 Washington Street
Cabaret Enterprises, Inc., 96 Newbury Street
Capone’s restaurant, 147 Summit Street
Carrabba’s Italian Grill, LLC, 1A Newbury Street
Century House of Peabody, Inc., 235 Andover Street
Club Luis de Camoes, 10 Collins Street
Champions Pub, 114 Foster Street
Golden Banana, 151 Newbury Street
Greg’s Lounge, 50 Walnut Street
Holiday Inn Peabody, 1 Newbury Street
Jade’s Restaurant, LLC, 4 Bourbon Street
Joe’s American Bar & Grill, 210 Andover Street
Kelley Square Pub II, LLC, 135 Washington Street
Knights of Columbus Building Association, 96 Main Street
Legal Sea Foods, LLC, 210 Andover Street
Mike & Lill’s Black Sheep Pub, 5 Central Street
Outback Steakhouse, 300 Andover Street
P. F. Chang’s China Bistro, 210 Andover Street
Oliveira’s Steak House, 72-74 Walnut Street
Paddy Kellys, 154 Washington Street
Peabody-Lynn Elks 1409, 40 Oak Street
Pellana’s, 9R Sylvan Street
Portuguese Benefit Society, 61 Northend Street
Reds, LLC, 131 Newbury Street
St. Michael’s Archangel Polish Society, 15 Endicott Street
Salem Country Club, 133 Forest Street
Santarpio’s Pizza, Inc., 71 Newbury Street

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(Entertainment License Renewal for 2016 Continued)

Smokey Bones Bar & Fire Grill, 210 Andover Street

Spinelli's Function Facility, 10 Newbury Street

Sugar Cane, LLC, 106 Main Street

Sylvan Street Grille, 12 Sylvan Street

Toscana's Ristorante Café, 3 Bourbon Street

Trackside Bar 7 Grill, 30 Warren Street

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10. UNFINISHED BUSINESS FROM THE PRECEDING MEETING

a) Ready for Council Adoption

An Ordinance Amending Chapter 12 Fire Protection and Prevention of the Code of the City of Peabody; Section 12-41 Entitled Fire Department; Established; Composition; Appointment of Members of Article III

b) An Ordinance Amending Section 18-20 Entitled Schedule of Compensation for Part-Time Positions and Section 18-21 Entitled Rates of Compensation for Full Time Positions Not Subject to Collective Bargaining (Non-Union Personnel)

c) An Ordinance Amending Section 18-18C Which Establishes the Rates of Compensation for Police and Fire Personnel and Amending the Ordinance Establishing the Fringe Benefits for the Police and Fire Department of the Code of the City of Peabody (Fire Chief and Deputy Police Chief)

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