

REGULAR MEETING OF THE PEABODY CITY COUNCIL
JULY 14, 2011

PRESENT: COUNCILLORS: GRAVEL, BETTENCOURT, OSBORNE, LIACOS, GAMACHE, GARABEDIAN, MELLO, SINEWITZ, DRISCOLL, ATHAS AND MANNING-MARTIN

ABSENT: NONE

Meeting of the Peabody City Council opened with a moment of silent prayer after being called to order by City Council President, Anne M. Manning-Martin.

Salute to the American Flag.

COUNCILLOR MANNING-MARTIN - 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.

P527-11 COUNCILLOR GAMACHE - MOVE TO receive and approve the minutes from the last regular meeting of June 23, 2011. (Unanimous)

MAYOR'S VETO MESSAGE:

P528-11 MOTION PLACED BACK ON THE FLOOR BY COUNCILLOR MANNING-MARTIN – MOVE THAT Motion P446-11 as Vetoed by His Honor the Mayor, Michael J. Bonfanti, is back before the City Council for consideration: *Submitting in response to the following City Council motion of June 9, 2011 regarding Motion P446-11 as in accordance with the City Charter, Section 9: "P446-11 COUNCILLOR LIACOS - MOVE TO approve the following appointments submitted by His Honor the Mayor and to set the term to expire on all appointments to February 1, 2012."* (Motion P446-11 failed 11-0 - the Mayor's Veto Message was sustained and not overridden)

P529-11 MOTION PLACED BACK ON THE FLOOR BY COUNCILLOR MANNING-MARTIN – MOVE THAT Motion P448-11 as Vetoed by His Honor the Mayor, Michael J. Bonfanti, is back before the City Council for consideration: *Submitting in response to the following City Council motion of June 9, 2011 regarding Motion P448-11 as in accordance with the City Charter, Section 9: "P448-11 COUNCILLOR LIACOS - MOVE TO receive and approve the appointment of Steve Kalivas, 2 Karelitz Road, Peabody, MA to the Board of Health (Regular Position) for a term to expire 02/01/2012"* (Motion P448-11 failed 11-0 - the Mayor's Veto Message was sustained and not overridden)

P530-11 MOTION PLACED BACK ON THE FLOOR BY COUNCILLOR MANNING-MARTIN – MOVE THAT Motion P450-11 as Vetoed by His Honor the Mayor, Michael J. Bonfanti, is back before the City Council for consideration: *Submitting in response to the following City Council motion of June 9, 2011 regarding Motion P450-11 as in accordance with the City Charter, Section 9: "P450-11 COUNCILLOR LIACOS - MOVE TO receive and approve the appointment of David Titelbaum, 112 Lowell Street #2, Peabody, MA to the Cable Commission for a term to expire 02/01/2012."* (Motion P450-11 failed 11-0 - the Mayor's Veto Message was sustained and not overridden)

P531-11 COUNCILLOR BETTENCOURT - MOVE TO approve the following re-appointments as submitted and presented to the City Council on June 9, 2011 by His Honor the Mayor Michael J. Bonfanti:

<u>NAME:</u>	<u>POSITION:</u>	<u>TERM TO EXPIRE:</u>
Darren Kelly 746R Lowell Street Peabody, MA 01960	Community Preservation	04/01/2012
Michael Schulze One Fairmount Road Peabody, MA 01960	Community Preservation	04/01/2012
Peter Delios 27 Manomet Road	Cultural Council	06/01/2014

Peabody, MA 01960

Patricia Davis Schaffer 20 Federal Street, Unit 7 Salem, MA 01970	Director of Finance	05/13/2014
James O'Brien 6 Cider Mill Road Peabody, MA 01960	Housing Authority	06/11/2016
Minas Dakos 24 Buxton Street Peabody, MA 01960	Licensing Board	06/01/2017
John Ford 216 Lowell Street Peabody, MA 01960	Planning Board	05/31/2016
Judy Otto 82 Franklin Street Peabody, MA 01960	Planning Board (Alternate Member)	05/31/2016
Steve Kalivas 2 Karelitz Road Peabody, MA 01960	Board of Health	02/03/2014
David Titelbaum 112 Lowell Street, #2 Peabody, MA 01960 (Carried 11-0)	Cable Commission	12/31/2012

HEARINGS

A public hearing was duly held on the Special Permit application from Lynnfield Street Donuts, Inc., 79 Lynnfield Street, Peabody, MA. Appearing to speak on behalf of said application was Attorney John R. Keilty and Mr. John Mueller. Mr. Howard Squires, 8 Valley Circle, Peabody, MA and Mr. Richard Cullen, 61 Lynnfield Street, Peabody, MA appeared to speak in favor. Mr. Chuck Pappas, 80 Lynnfield Street, Peabody, MA; and Mr. Russell Donovan, 12 Quail Road, Peabody, MA appeared to speak in opposition.

P532-11 COUNCILLOR ATHAS – MOVE TO receive, under suspension of the rules, Item 8-A communication from Chief Robert Champagne, Police Department, regarding Special Permit memo, 79 Lynnfield Street. (Unanimous)

P533-11 COUNCILLOR ATHAS – MOVE TO receive, under suspension of the rules, Item 8-S communication from Community Development Department, regarding Special Permit memo, 79 Lynnfield Street. (Unanimous)

P534-11 COUNCILLOR ATHAS – MOVE TO receive, under suspension of the rules, late communication Item 1-A from Residents of Peabody regarding Petition in support of Special Permit application for 79 Lynnfield Street. (Unanimous)

P535-11 COUNCILLOR ATHAS – MOVE TO receive, under suspension of the rules, late communication Item 1-B from Councillor Arthur Athas regarding Copy of Special Permit 21-1998 and 44-2003; original plan dated 1998 regarding 79 Lynnfield Street. (Unanimous)

P536-11 COUNCILLOR ATHAS - BE IT ORDERED by the City Council of the City of Peabody that the application from Lynnfield Street Donuts, Inc., 79 Lynnfield Street, Peabody, MA for a Special Permit to amend use and hours set forth in Special Permit 21 of 1998 so as to allow retail sales of bakery goods, coffee and other non-alcoholic beverages within a portion of the premises formerly occupied by video store and to amend the original opening

hours of 8:00 a.m. to allow 5:00 a.m. opening and closing from 10:00 p.m. to 12:00 a.m. and to issue a special permit for a fast foods facility in a B-N Zoning District be approved based on the following reasons and subject to the following conditions

Reason: Owing to the fact that the use as approved 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) Hours of operation shall be 7:30 a.m. to 10:00 p.m. closing.
(Failed 6-5; Councillors Garabedian, Mello, Sinewitz, Driscoll and Athas opposed)

P537-11 COUNCILLOR DRISCOLL - MOVE THAT the Special Permit application from Robert C. Capone, 12 Lisburn Street, Peabody, MA with regards to property at 6 bourbon Street be allowed to be withdrawn, without prejudice. (Carried 11-0)

P538-11 COUNCILLOR DRISCOLL – MOVE TO receive, under suspension of the rules, late communication Item 8 from Michelle Kennedy for 1 Bourbon Street regarding Withdraw Special Permit without prejudice. (Unanimous)

P539-11 COUNCILLOR DRISCOLL - MOVE THAT the Special Permit application from Michelle Kennedy, 10 Chandler Road, Salem, MA be allowed to be withdrawn, without prejudice. (Carried 11-0)

P540-11 COUNCILLOR GAMACHE - MOVE TO continue the public hearing on the transfer of a Junk Dealers License to North Shore NASR, Inc., d/b/a The Jeweler's Workbench, 210 Andover Street, Peabody, MA until the next regularly scheduled City Council meeting to be held on Thursday, August 25, 2011. (Unanimous)

A public hearing was duly held on the application from Peter Kantorosinski d/b/a Tri State Auto Sales, 248 Andover Street, Peabody, MA. Appearing to speak on behalf of said application was Attorney John R. Keilty. No one appeared to speak in favor. No one appeared to speak in opposition.

P541-11 COUNCILLOR GAMACHE – MOVE TO approve the application from Island Inc. to Peter Kantorosinski d/b/a Tri State Auto Sales, 248 Newbury Street, Peabody, MA for a Class 2 Motor Vehicle License with a maximum of five (5) vehicles and subject to all papers being in order. (Carried 11-0)

A public hearing was duly held on the Special Permit application from Lynnfield Street Properties, 99 Broadway, Saugus, MA. Appearing to speak on behalf of said application was Attorney David Ankeles and Mr. Salvatore Palumbo. Mr. Russell Donovan, 12 Quail Road, Peabody, MA appeared to speak in favor. Mr. Richard Medina, 1-B Laurel Street, Peabody, MA; Ms. Ann Trainor, 140 Lynnfield Street, Peabody, MA; and Mr. Robert Forti, 2 Newhall Place, Peabody, MA appeared to speak in opposition.

P542-11 COUNCILLOR OSBORNE – MOVE TO receive, under suspension of the rules, Item 8-M communication from Community Development Department regarding Special Permit memo, 139 Lynnfield Street – restaurant with alcoholic beverages. (Unanimous)

P543-11 COUNCILLOR OSBORNE – MOVE TO receive, under suspension of the rules, late communication Item 7 from Chief Robert Champagne, Police Department, regarding Special Permit memo, 139 Lynnfield Street. (Unanimous)

P544-11 COUNCILLOR OSBORNE – BE IT ORDERED by the City Council of the City of Peabody that the application from Lynnfield Street Properties, Inc., 99 Broadway, Saugus, MA for a Special Permit to allow for a full service restaurant with an all alcoholic beverage license for food consumed on the premises at 139 Lynnfield Street, Peabody, MA as filed in accordance with Section 4.2.5 of the Peabody Zoning Ordinance be approved based on the following reasons and subject to the following conditions:

Reason: Owing to the fact that the use as approved 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. The Special Permit shall be issued exclusively to Salvatore Palumbo or any entity owned or controlled by Salvatore Palumbo, and any transfer or sale of the property would require a new Special Permit from the Peabody City Council.
2. Hours of operation shall be Sunday, Monday, Tuesday and Wednesday 11:00 a.m. to 11:00 p.m.; Thursday, Friday, Saturday and Holidays 11:00 a.m. to 12:30 a.m. with the sale of alcohol to stop being served at 12 midnight.
3. Special considerations shall be given with regards to hours of operation on New Years Eve. (Carried 11-0)

A public hearing was duly held on the Special Permit application from Frank Martino's Pizzeria, LLC, 4 North Common Street, Topsfield, MA. Appearing to speak on behalf of said application was Attorney John R. Keilty and Mr. Frank Martino. No one appeared to speak in favor. No one appeared to speak in opposition.

P545-11 COUNCILLOR OSBORNE – MOVE TO receive, under suspension of the rules, late communication Item 6 from Chief Robert Champagne, Police Department, regarding Special Permit memo, 202 Newbury Street. (Unanimous)

P546-11 COUNCILLOR OSBORNE - BE IT ORDERED by the City Council of the City of Peabody that the application from Frank Martino's Pizzeria, LLC, 4 North Common Street, Topsfield, MA for a Special Permit to operate a retail store for the sale of packaged alcoholic beverages and for fast food facility in a B-R zoning district at 202 Newbury Street, Peabody, MA, as filed in accordance with Section 4.0, 6 and 15.7 of the Peabody Zoning Ordinance, be approved based on the following reasons and subject to the following condition:

REASON: Owing to the fact that the use as approved 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 hours of operation shall be 8:00 a.m. to 11:00 p.m. seven days per week. (Carried 11-0)

A public hearing was duly held on the Special Permit application from Spinelli's LLC, 282 Bennington Street, East Boston, MA. Appearing to speak on behalf of said application was Attorney John R. Keilty. No one appeared to speak in favor. No one appeared to speak in opposition.

P547-11 COUNCILLOR GAMACHE - BE IT ORDERED by the City Council of the City of Peabody that the application from Spinelli's LLC, 282 Bennington Street, East Boston, for a Special Permit pursuant to the provisions of the Surface & Groundwater Protection District and for alteration of preexisting, nonconforming structure at 10 Newbury Street, Peabody, MA, as filed in accordance with Section 4.2.5 of the Peabody Zoning Ordinance, be approved based on the following reasons:

REASON: Owing to the fact that the use as approved 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 10-0; Councillor Athas voting present)

REPORTS OF COMMITTEE

**AD HOC COMMITTEE ON SPRING POND
JULY 14, 2011**

P548-11 COUNCILLOR OSBORNE – Reporting for the Ad Hoc Committee on Spring Pond – The Ad Hoc Committee on Spring Pond met tonight with myself as Chairman, Councillor Manning-Martin and Councillor Gamache sitting in for Councillor Bettencourt. At the meeting we did receive a report from Community

Development as far as the Salem development at Spring Pond. As of now the City of Salem has not filed with the Conservation Commission. The City of Peabody would be able to participate in those hearings as abutters. We did accept a letter from Leslie Courtemache regarding a site visit and some of the findings that she found on the site visit. We heard from several residents of Lynn who expressed their concern and appreciation for this committee taking an active role and ensuring that that development does not have any negative effect on Spring Pond. There were no motions as a result of the meeting so it's a report of progress. (Report received)

AD HOC COMMITTEE ON ENERGY EFFICIENCY AND RENEWABLE ENERGY JULY 14, 2011

P549-11 COUNCILLOR OSBORNE – Reporting for the Ad Hoc Committee on Energy Efficiency and Renewable Energy - The Ad Hoc Committee on Energy Efficiency and Renewable Energy met tonight with myself as chairperson, Councillors: Bettencourt, Driscoll, Garabedian and Gravel. First on the agenda was a report from Russ Eckel from the Green Peabody Committee on the progress of Peabody's future participation in the Green Communities Act. He was pleased to report that progress was being done however there were a lot of work to be done by the City and the Council to meet the criteria for a pretty extensive application process. Some of the things he mentioned are to adopt as-right zoning, adopt the process to file an energy savings plan, file and pledge fuel efficiency values. There were numerous criteria that must be met, but he was very confident that we could reach that goal. He also reported that today he met with members of the Peabody Municipal Light Plant, along with Commissioner Paras, and he said it was a very positive meeting where a lot of information was exchanged. And although they got no commitment from the Peabody Light Plant for the contribution, he was pretty hopeful that they would choose to participate. We also heard from Roland Sanglap regarding the Carbon Challenge and he explained that it's sort of a contest where you go on-line and it's to get Peabody citizens and students thinking about conserving energy. There were a couple of motions that came out of the committee. (Report received)

P550-11 COUNCILLOR OSBORNE – MOVE TO send Motion P131-09 to Mr. Roland Sanglap of Green Peabody Committee.

P132-09 COUNCILLOR MANNING - Reporting for the Ad Hoc Committee on Energy Efficiency and Renewable Energy - MOVE TO request that the Purchasing Agent, effective immediately, purchase only fuel-efficient vehicles, when practical. (Unanimous)

(Carried 9-1; Councillor Mello opposed; Councillor Gamache absent)

P551-11 COUNCILLOR OSBORNE - MOVE THAT the City Council support the efforts of the Green Peabody Committee to educate and inform both the citizens and school children of the City of Peabody on the Carbon Challenge and the importance of becoming involved in environmental issues. (Carried 9-1; Councillor Mello opposed; Councillor Gamache absent)

MOTIONS, ORDERS & RESOLUTIONS

P552-11 COUNCILLOR BETTENCOURT – MOVE TO receive, under suspension of the rules, late communication Item 4 from His Honor the Mayor regarding Municipal health insurance reform law, to send the issue to the Committee of the Whole and to request that His Honor the Mayor attend said committee meeting. (Unanimous)

P553-11 COUNCILLOR BETTENCOURT - MOVE THAT the City Council institute a city ordinance that no city vehicles are allowed outside the boundaries of the City, unless on official city business and that no city-owned vehicles be allowed to be taken to employees' homes. (Unanimous)

P554-11 COUNCILLOR BETTENCOURT - MOVE TO request that the Community Development Department create a "Doing Business in Peabody" pamphlet that specifically includes the following: 1, A list of names and phone numbers of city officials, elected officials, department heads and city inspectors; 2, A summary of critical Zoning Ordinance sections; and 3, A guide through the permitting process here in Peabody identifying each permit necessary for a new business and the governing body that the business owner will be working with. This has been in response to some discussions I've had with business owners in the City and certainly I want to take their recommendations and try to find ways, in order to make the City more business-friendly. I think that's going to be important for us going forward. (Unanimous)

P555-11 COUNCILLOR BETTENCOURT –MOVE TO receive, under suspension of the rules, Item 8-B communication from Karen Sawyer, Director, Community Development Department, regarding Flood mitigation efforts – Emerson Park area. (Unanimous)

P556-11 COUNCILLOR BETTENCOURT– MOVE TO receive and approve the following Block Party, subject to all papers being in order:

Raymond Circle – July 23rd
 Buttonwood Lane/Rawding Road – August 20th
 (Unanimous)

P557-11 COUNCILLOR OSBORNE - MOVE THAT Public Services Department evaluate the entire length of Fairview Avenue and either repair the potholes or, if necessary, move it on to the paving list for this year. (Unanimous)

P558-11 COUNCILLOR LIACOS – MOVE THAT that the Show Cause Hearing regarding Boston Canine, 134-R Newbury Street, Peabody, MA scheduled for Thursday, August 25, 2011 be rescheduled for Thursday, September 22, 2011. (Unanimous)

P559-11 COUNCILLOR LIACOS – MOVE TO receive, under suspension of the rules, Item 8-G communication from Sharon Cameron, Director, Human Services Department, regarding Boston Canine, 134-R Newbury Street and to refer to the Show Cause Hearing. (Unanimous)

P560-11 COUNCILLOR LIACOS - MOVE TO receive and approve, under suspension of the rules, late communication Item 3, as submitted by His Honor the Mayor, under date of July 11, 2011:

FROM:

TO:

Police – Salaries - \$60,000.00	Police - Medical	\$25,000.00
	Police – Electricity	\$10,000.00
	Police – Gasoline	\$17,000.00
	Police – Cruiser Repairs\$	<u>\$ 8,000.00</u>
		\$60,000.00

(Carried 9-0; Councillor Mello voting present; Councillor Gamache absent)

P561-11 COUNCILLOR GARABEDIAN – MOVE TO request that the Public Services Department repair the potholes at Cy Tenney Park. (Unanimous)

P562-11 COUNCILLOR MELLO - MOVE TO request a handicapped sign for 23 Buxton Street, and that an ordinance be drafted and advertised on the same. (Unanimous)

P563-11 COUNCILLOR MELLO – MOVE TO receive, under suspension of the rules, late communication Item 5 from Building Commissioner regarding Special Permit transfer 34-1986 and 43-1998 to Mohammad Alan, 10 Margin Street and to refer to the City Solicitor for a legal opinion whether or not a new Special Permit hearing would be required because of a change of use from a restaurant to a convenience store. (Unanimous)

P564-11 COUNCILLOR SINEWITZ – MOVE TO receive, under suspension of the rules, Item 8-F communication from K. Scott Colby, Aggregate Industries, regarding Sound level management program for spring of 2011 and to refer to the Ad Hoc Committee on Aggregate Industries. (Unanimous)

P565-11 COUNCILLOR SINEWITZ – MOVE TO request that the Public Services Department repair the edge of the driveway at 20 Harrison Avenue. During the winter they were pulling up some ice dams and damaged part of the resident's driveway. (Unanimous)

P566-11 COUNCILLOR SINEWITZ – MOVE TO request that the Public Services Department evaluate a pay-as-you-throw program for the City of Peabody; and to request that a representative from Public Services Department, a representative from JRM and His Honor the Mayor attend a meeting of the Committee of the Whole regarding

the current trash contract. (Carried 8-2; Councillors Driscoll and Manning-Martin opposed; Councillor Gamache absent)

P567-11 COUNCILLOR DRISCOLL – MOVE TO receive and approve, under suspension of the rules, Item 8-J communication from St. John the Baptist Church, 17 Chestnut Street, regarding Banner, subject to all papers being in order. (Unanimous)

P568-11 COUNCILLOR DRISCOLL – MOVE TO receive, under suspension of the rules, Item 8-I communication from Planning Board regarding Agenda (7/7) and Minutes (6/19). (Unanimous)

P569-11 COUNCILLOR DRISCOLL – MOVE TO receive, under suspension of the rules, Item 8-N communication from Community Development Department regarding Special Permit memo, 6 Bourbon Street – Dog daycare. (Unanimous)

P570-11 COUNCILLOR DRISCOLL – MOVE TO receive, under suspension of the rules, late communication Item 2 from Deborah Cogan, DVM, Boston North Dog & Cat Hospital, 6 Bourbon Street regarding Special Permit, Robert Capone, 6 Bourbon Street. (Unanimous)

P571-11 COUNCILLOR DRISCOLL – MOVE TO receive, under suspension of the rules, Item 8-Q communication from Sharon Cameron, Human Services Department, regarding Special Permit memo, 1 Bourbon Street. (Unanimous)

P572-11 COUNCILLOR DRISCOLL – MOVE TO receive, under suspension of the rules, Item 8-L communication from Community Development Department regarding Special Permit memo, 1 Bourbon Street – Dog daycare. (Unanimous)

P573-11 COUNCILLOR DRISCOLL – MOVE TO receive, under suspension of the rules, Item 8-R communication from Sharon Cameron, Human Services Department, regarding Special Permit memo, 6 Bourbon Street. (Unanimous)

P574-11 COUNCILLOR DRISCOLL – MOVE TO receive, under suspension of the rules, Item 8-K communication from Peter Alfe, Trustee c/o 47 Newbury Street regarding Site plan. (Unanimous)

P575-11 COUNCILLOR ATHAS – MOVE TO request that the Police Department inform the City Council of whether citizens with animal complaints should notify the Police Department or the Animal Control Officer after business hours. (Unanimous)

P576-11 COUNCILLOR ATHAS – MOVE TO request that the Public Services Department review Pierpont Street for repaving and sidewalk repair, particularly at the Main Street end. (Unanimous)

P577-11 COUNCILLOR ATHAS – MOVE TO request that the Park, Recreation & Forestry Department consider installing netting on the seventh fairway near 21 Sherwood Avenue at the Meadows golf course near. (Unanimous)

P578-11 COUNCILLOR ATHAS – MOVE TO request that the Public Services Department install a “Caution Children” sign at the corner of May Street and Granite Street. There is an issue of people speeding on Granite Street when exiting the golf course. (Unanimous)

P579-11 COUNCILLOR ATHAS - MOVE TO request that the Public Services Department repair the four foot wide section at the edge of the street alongside 196½ Washington Street. (Unanimous)

P580-11 COUNCILLOR MANNING-MARTIN – MOVE TO refer to the Ad Hoc Committee on Council Rules Charter Section 9 regarding mayoral appointments and to request that the Committee review the subject and make a recommendation to the full City Council. (Unanimous)

P581-11 COUNCILLOR MANNING-MARTIN – MOVE TO request that Item 8-A communication regarding the traffic down on Lynnfield Street be sent back to the police and respectfully request that they submit an action plan to the City Council on how they are addressing and plan to address those ongoing issues. (Unanimous)

P582-11 COUNCILLOR MANNING-MARTIN - MOVE TO respectfully request that the City Solicitor review the case of Wendy's vs. The Billerica Zoning Board of Appeals and advise specifically on traffic studies, as that appeal was affected by that subject. (Unanimous)

COMMUNICATIONS FROM HIS HONOR THE MAYOR

None.

COMMUNICATIONS FROM CITY OFFICERS AND OTHERS

P583-11 COUNCILLOR OSBORNE – MOVE TO receive and approve a communication from Calvary Baptist Church, 4 Coolidge Road, regarding Banner request, subject to all papers being in order. (Unanimous)

P584-11 COUNCILLOR OSBORNE – MOVE TO receive a communication from Richard Walker, Director, Park Department, regarding Clear brush & debris from Brown's Pond area. (Unanimous)

P585-11 COUNCILLOR OSBORNE – MOVE TO receive a communication from Robert Langley, Director, Public Services Department, regarding Various completed motions. (Unanimous)

P586-11 COUNCILLOR OSBORNE – MOVE TO receive a communication from Chief Steven Pasdon, Fire Department, regarding Temporary closing of Engine 4. (Unanimous)

P587-11 COUNCILLOR OSBORNE – MOVE TO receive a communication from Public Services Department regarding Special Permit memo. (Unanimous)

P588-11 COUNCILLOR OSBORNE – MOVE TO receive a communication from Community Development Department regarding Crystal Lake update and to refer to the Ad Hoc Committee on Crystal Lake. (Unanimous)

PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES

P589-11 COUNCILLOR BETTENCOURT - MOVE TO receive and approve the following Junk Dealer License (Renewal for 2011), subject to all papers being in order:

Belden Jewelers, 210 Andover Street
 Kay Jewelers, 210 Andover Street
 Ginger's Closet, 101 Lynn Street
 Recycle for Hunger Thrift Shop, 26 Howley Street
 Peabody Estate Buyers, 43 Main Street
 (Unanimous)

P590-11 COUNCILLOR BETTENCOURT - MOVE TO receive and approve the following Taxi/Limousine Driver License (Renewal for 2011), subject to all papers being in order:

Dylan Aucoin – License 9	Keith Currier – License 16
Shane Kieran – License 17	Edmund Neves – License 18
Brad Dunbar – License 19	Michael Orlando – License 20
James McKenna – License 21	William Rasmussen – License 22
Rita Rasmussen – License 23	Alfred Porter – License 24
Eugene Hughes – License 25	Robert Berzon – License 26
Thomas McCarthy – License 27	Wayne Swiggard – License 28
Michael Paciulli – License 29	Robert Ruest – License 30
Steven W. Farris – License 31	Scott Boyle – License 32
Robert Mudri – License 33	Daniel Moser – License 34
Dennis Giannias – License 36	James Kusik – License 37
Victor Aleixa – License 38	Marco Aleixa – License 39
Edward Churchill – License 40	Dale Sirois – License 42
Clifford Gately – License 43	Paul R. Moore – License 44
Edward Beardsell – License 46	

(Unanimous)

UNFINISHED BUSINESS FROM THE PRECEDING MATTER

{10-A regarding Library Pages}

P591-11 COUNCILLOR BETTENCOURT – BE IT ORDERED by the City Council of the City of Peabody that an Ordinance amending the Classification and Compensation Plan of the City of Peabody of the Code of the City of Peabody be adopted as advertised and read. (Carried 7-2; Councillors Mello and Manning-Martin opposed; Councillor Gamache and Garabedian absent)

{10-B regarding 5 Caller Street}

P592-11 COUNCILLOR GRAVEL– BE IT ORDERED by the City Council of the City of Peabody that an Ordinance amending Section 19-81 Parking Prohibited – Handicap Zone of the Code of the City of Peabody be adopted as advertised and read. (Carried 9-0; Councillor Gamache and Garabedian absent)

P593-11 COUNCILLOR GRAVEL – MOVE TO receive late communication Item 9 from Community Development Department regarding Main Street Corridor project update – request to appear before Council on August 25th. (Unanimous)

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 11:30 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, AUGUST 1, 2011
RETURNED BY HIS HONOR THE MAYOR, AUGUST 1, 2011



ATTEST

(Timothy E. Spanos, City Clerk)

COMMUNICATIONS:

Chief Robert Champagne, Police Department re: Special permit memo, 79 Lynnfield Street
Karen Sawyer, Director, Community Development re: Flood mitigation efforts – Emerson Park area
Calvary Baptist Church, 4 Coolidge Road re: Banner request
Richard Walker, Director, Park Department re: Clear brush & debris from Brown's Pond area
Robert Langley, Director, Public Services Department re: Various completed Council motions
K. Scott Colby, Aggregate Industries re: Sound level management program for spring of 2011
Sharon Cameron, Director, Human Services Department re: Boston Canine, 134-R Newbury Street
Chief Steven Pasdon, Fire Department re: Temporary closing of Engine 4
Planning Board re: Agenda (7/7) and Minutes (6/16)
St. John the Baptist Church, 17 Chestnut Street re: Banner
Peter Alfe, Trustee c/o 47 Newbury Street re: Site plan
Community Development Department re: Special Permit memo, 1 Bourbon Street-Dog Daycare
Community Development Department re: Special Permit memo, 139 Lynnfield Street – restaurant with alcoholic beverages
Community Development Department re: Special Permit memo, 6 Bourbon Street – Dog daycare
Public Services Department re: Special Permit memos
Community Development Department re: Crystal Lake update
Sharon Cameron, Human Services Department re: Special Permit memo, 1 Bourbon Street
Sharon Cameron, Human Services Department re: Special Permit memo, 6 Bourbon Street
Community Development Department re: Special Permit memo, 79 Lynnfield Street

BLOCK PARTY

Raymond Circle – July 23rd

JUNK DEALER LICENSE

Belden Jewelers, 210 Andover Street
 Kay Jewelers, 210 Andover Street
 Ginger's Closet, 101 Lynn Street
 Recycle for Hunger Thrift Shop, 26 Howley Street
 Peabody Estate Buyers, 43 Main Street

TAXI/LIMOUSINE DRIVER LICENSES

Dylan Aucoin – License 9	Keith Currier – License 16
Shane Kieran – License 17	Edmund Neves – License 18
Brad Dunbar – License 19	Michael Orlando – License 20
James McKenna – License 21	William Rasmussen – License 22
Rita Rasmussen – License 23	Alfred Porter – License 24
Eugene Hughes – License 25	Robert Berzon – License 26
Thomas McCarthy – License 27	Wayne Swiggard – License 28
Michael Paciulli – License 29	Robert Ruest – License 30
Steven W. Farris – License 31	Scott Boyle – License 32
Robert Mudri – License 33	Daniel Moser – License 34
Dennis Giannias – License 36	James Kusik – License 37
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