

**REGULAR MEETING OF THE PEABODY CITY COUNCIL**

**MARCH 14, 2024**

PRESENT COUNCILLORS: TURCO, WELTON, MELVILLE, GAMACHE, MCGINN, GOULD, DAIGLE, MANNING-MARTIN, HIGGINS, AND PEACH

ABSENT COUNCILLORS: ROSSIGNOLL

An in-person 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 Stephanie R. Peach.

Salute to the American Flag.

COUNCILLOR PEACH – 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.

P101-24 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the Regular Meeting of February 22, 2024  
(Unanimous)

P102-24 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 7-B communication from His Honor the Mayor regarding Various appointments.  
(Unanimous)

(MAYOR BETTENCOURT APPEARED BEFORE THE CITY COUNCIL WITH ANNE GOGGIN AND JAMES O'BRIEN REGARDING ITEM 7-B.)

P103-24 COUNCILLOR MCGINN – MOVE TO approve, under suspension of the rules, Item 7-B communication from His Honor the Mayor regarding the following appointments:

<b><u>NAME</u></b>	<b><u>POSITION</u></b>	<b><u>TERM TO EXPIRE</u></b>
Anne Goggin 1 Nichols Road Peabody, MA 01960	Council On Aging	12/31/2025 (2-Year Term)
James O'Brien 24 Cottage Street Peabody, MA 01960 (Carried 10-0; Councillor Rossignoll absent)	Zoning Board of Appeals	12/31/2025 (2-Year Term)

**HEARINGS**

A public hearing was duly held on the application submitted by Celso Ribeiro c/o D & D Auto Sales & Repair Corp., 32 Walnut Street a/k/a 36B Walnut Street Peabody, MA. Mr. Celso Ribeiro and Ms. Taize Gonzaga appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P104-24 COUNCILLOR PEACH – MOVE TO receive, under suspension of the rules, late communication Item 1 from the Police department regarding Departmental response; Celso Ribeiro c/o D & D Auto Sales & Repair Corp., 32 Walnut Street a/k/a 36B Walnut Street.  
(Unanimous)

P105-24 COUNCILLOR PEACH – MOVE TO approve the application submitted by Celso Ribeiro c/o D & D Auto Sales & Repair Corp., 32 Walnut Street a/k/a 36B Walnut Street, Peabody, MA, for the transfer of Class 2 Motor Vehicle License at said 32 Walnut Street a/k/a 36B Walnut Street, Peabody, MA, with the following conditions and subject to all papers being in order:

**CONDITIONS:**

1. Hours of operation are 9:00 to 6:00 p.m., Monday through Saturday, no Sunday hours;
2. Limit of eight vehicles to be for sale at any given time; and
3. All vehicles must be stored inside.

(Carried 10-0; Councillor Rossignoll absent)

A public hearing was duly held on the application submitted by 39-41 Walnut Street Realty Trust, 39-41 Walnut Street, Peabody, MA. Mr. George Skalkos appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P106-24 COUNCILLOR PEACH – MOVE TO approve the application submitted by 39-41 Walnut Street Realty Trust, 39-41 Walnut Street, Peabody, MA, for a Lodging House License at said 39-41 Walnut Street, Peabody, MA, subject to all papers being in order.  
(Carried 10-0; Councillor Rossignoll absent)

**REPORTS OF COMMITTEE**

**Committee of the Whole**

**March 14, 2024**

P107-24 COUNCILLOR PEACH – Reporting for the Committee of the Whole – The Committee of the Whole met this evening. All councillors were in attendance, except for Councillor Rossignoll, who is not here this evening. We got a great update from the Mayor and the director of the Children's Museum, Ali Haydock, and I think we were all happy to hear of the financial situation that is occurring over at the Children's Museum. The following motion was made. (Report received)

P108-24 COUNCILLOR PEACH – Reporting for the Committee of the Whole – MOVE TO request that His Honor the Mayor provide the City Council with the 501(c)(3) application that was filed by the Friends of the North Shore Children's Museum.  
(Unanimous)

P109-24 COUNCILLOR GAMACHE – MOVE TO receive, under suspension of the rules, late communication Item 2 from his Honor the Mayor regarding PowerPoint presentation on the North Shore Children's Museum update.  
(Unanimous)

**Finance Committee**

**March 14, 2024**

P110-24 COUNCILLOR MCGINN – Reporting for the Finance Committee – The Finance Committee met earlier this evening. Present for the Committee were Councillors: Gamache, Gould, Manning-Martin, Turco, and myself as chair. All other councillors were present with the exception of Councillor Rossignoll. There were two items on the agenda. Both were routine matters, quarterly transfers of funds. The first transfer of funds cable fund expense in the amount of \$14,446.69 and \$3,210.38. This was presented to us by the treasurer, Mr. Titelbaum. The following motion was made. (Report received)

P111-24 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO approve, under suspension of the rules, the following transfers, as submitted by His Honor the Mayor, under date of February 15, 2024:

<b><u>FROM:</u></b>		<b><u>TO:</u></b>	
Receipts Reserved Cable Fund		Cable Fund Expense	
Quarter 4			
270-0000-33017 Q4	\$14,446.69	270-0000-53007	\$14,446.69
270-0000-33017 Q4	\$3,210.38	270-0000-53007	\$3,210.38
(Carried 10-0; Councillor Rossignoll absent)			

P112-24 COUNCILLOR MCGINN – Reporting for the Finance Committee – The next item on the agenda was also a transfer of funds, cable fund expense, in an amount of \$202,271.96, also presented to us by the treasurer, Mr. Titelbaum. The following motion was made. (Report received)

P113-24 COUNCILLOR MCGINN – Reporting for the Finance Committee – MOVE TO approve, under suspension of the rules, the following transfer, as submitted by His Honor the Mayor, under date of February 15, 2024:

<b><u>FROM:</u></b>		<b><u>TO:</u></b>	
Receipts Reserved Cable Fund		Cable Fund Expense	
270-0000-33017	\$202,271.96	270-0000-53007	\$202,271.96
(Carried 10-0; Councillor Rossignoll absent)			

**MOTIONS, ORDERS AND RESOLUTIONS**

P114-24 COUNCILLOR TURCO (Tri-motion with Councillor Welton and Councillor Gould) – MOVE TO refer to the Legal Affairs Committee a discussion restricting by ordinance Casco Road as a "No left turn" when heading west on to Lynnfield Street and turning south on to Casco Road; restricting Casco Road as "No left turn" when heading north on Casco Road and west on to Lynnfield Street; and request that Captain Richards, Attorney Conn, Mayor Bettencourt, and Will Paulitz attend the committee meeting. (Unanimous)

P115-24 COUNCILLOR GAMACHE – MOVE TO receive, under suspension of the rules, Item 8-B communication from Atty. Donald Conn, City Solicitor, regarding 27 Emily Lane. (Unanimous)

P116-24 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding New police station and public safety headquarters; Bond Order \$69,200,000 and refer to the Finance Committee.  
(Unanimous)

P117-24 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-A communication from Captain Scott Richards, Police Department, regarding Public Safety facility and refer to the Finance Committee.  
(Unanimous)

P118-24 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 9-B Entertainment License (New) One Main, 1 Main Street, Suite 1, and set up a public hearing.  
(Unanimous)

P119-24 COUNCILLOR MCGINN – MOVE TO request that the Public Services Department and Peabody Municipal Light Plant install a streetlight on an existing pole located in front of 31 May Street.  
(Unanimous)

P120-24 COUNCILLOR MANNING-MARTIN – MOVE TO receive, under suspension of the rules, Item 8-D communication from Stacey Bernson, Assistant Community Development Director, regarding Subsidized Housing Inventory Update and refer to the Industrial & Community Development Committee.  
(Unanimous)

P121-24 COUNCILLOR HIGGINS – MOVE TO receive, under suspension of the rules, Item 8-C communication from Jarrett Temple, Regional Environmental & Land Manager, 35 Village Road #703, Middleton, regarding Holcim-NER, Inc. 2023 Annual Report, distribute to the City Solicitor, Building Inspector, Fire Department, Conservation Commission, Board of Health, Planning Board, and Public Services Dept., and refer to the Ad Hoc Committee on Aggregate Industries.  
(Unanimous)

P122-24 COUNCILLOR HIGGINS – MOVE TO request that the Public Services Department and Peabody Municipal Light Plant install a streetlight on an existing pole located at 55 Harrison Avenue.  
(Unanimous)

P123-24 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-E communication from Thomas St. Pierre, Building Commissioner, regarding Response to Motions P94-24 and P45-24; Regency at Lynnfield Senior Housing Development.  
(Unanimous)

P124-24 COUNCILLOR MCGINN – MOVE TO receive and approve, under suspension of the rules, Item 9-A Banner Request: International Festival Committee - 24 Lowell Street, subject to all papers being in order.  
(Unanimous)

{Item 10-A}

P125-24 COUNCILLOR MCGINN – BE IT ORDERED by the City Council of the City of Peabody that an Ordinance Amending Section 2-13 entitled "Salary of the Mayor" of the Code of the City of Peabody be adopted as advertised and read.  
(Carried 10-0; Councillor Rossignoll absent)

**COMMUNICATIONS FROM HIS HONOR THE MAYOR**

Previously received.

**COMMUNICATIONS FROM CITY OFFICERS AND OTHERS**

Previously received.

**PRESENTATION OF PETITIONS, MEMORIALS AND REMONSTRANCES**

Previously received.

**UNFINISHED BUSINESS FROM THE PRECEDING MATTER**

None.

MOVED: MOVE TO adjourn. Regular meeting of the Peabody City Council adjourned at 8:05 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, MARCH 19, 2024

RETURNED BY HIS HONOR THE MAYOR, MARCH 19, 2024



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

**COMMUNICATIONS:**

His Honor the Mayor re: New police station and public safety headquarters; Bond Order \$69,200,000

His Honor the Mayor re: Various appointments

Captain Scott Richards, Police Department, re: Public Safety facility

Atty. Donald Conn, City Solicitor, re: 27 Emily Lane

Jarrett Temple, Regional Environmental & Land Manager, 35 Village Road #703, Middleton, re: Holcim – NER, Inc. – 2023 Annual Report

Stacey Bernson, Assistant Community Development Director, re: Subsidized Housing Inventory Update

Thomas St. Pierre, Building Commissioner, re: Response to Motions P94-24 and P45-24; Regency at Lynnfield Senior Housing Development

**BANNER REQUEST:**

International Festival Committee – 24 Lowell Street

**ENTERTAINMENT LICENSE:** (New)

One Main, 1 Main Street, Suite 1