

REGULAR MEETING OF THE PEABODY CITY COUNCIL
APRIL 25, 2024

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

ABSENT COUNCILLORS: None

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.

P168-24 COUNCILLOR GOULD – MOVE TO receive and approve the minutes from the Regular Meeting of April 11, 2024.

(Unanimous)

(MAYOR BETTENCOURT APPEARED TO INTRODUCE OUR NEW LIBRARY DIRECTOR, MORGAN YEO.)

P169-24 COUNCILLOR ROSSIGNOLL – MOVE TO receive, under suspension of the rules Item 7-C communication from His Honor the Mayor regarding Appointment under date of April 18, 2024.

(Unanimous)

(MAYOR BETTENCOURT APPEARED TO INTRODUCE MR. CAMERON WHITE REGARDING ITEM 7-C.)

P170-24 COUNCILLOR ROSSIGNOLL – MOVE TO approve the appointment of Cameron White, 18 Robinhood Road, Windham, NH, as Recreation Manager for a one-year term to expire 12/31/2024.

(Carried 11-0)

HEARINGS

A public hearing was duly held on the application submitted by Copa Cabana Steakhouse, Inc., 150 Main Street, Peabody, MA. Mr. Idanis Duran appeared to speak on behalf of the application. No one appeared to speak in favor. No one appeared to speak in opposition.

P171-24 COUNCILLOR MCGINN – MOVE TO approve the application submitted by Copa Cabana Steakhouse, Inc., 150 Main Street, Peabody, MA, for an Entertainment License for the use of non-live entertainment, specifically, television, radio, jukebox, digital internet jukebox, DVD and CD player, and live entertainment, specifically, live music, comedy acts social entertainment karaoke, etc., at said 150 Main Street, Peabody, MA, subject to all papers being in order and with the following conditions:

1. Hours of non-live entertainment:
 - 11:00 a.m. to 9:00 p.m. Monday to Thursday
 - 11:00 a.m. to 1:00 a.m. Friday and Saturday

- 11:00 a.m. to 9:00 a.m. Sunday (or as otherwise stipulated in Sunday license to be obtained from the Mayor's office);
- 2. Hours of live entertainment (up to 1 amplifier):
 - 11:00 a.m. to 9:00 p.m. Monday to Thursday
 - 11:00 a.m. to 12:00 a.m. Friday and Saturday
 - 11:00 a.m. to 9:00 p.m. Sunday (or as otherwise stipulated in Sunday license to be obtained from the Mayor's office); and
- 3. Owner(s) will make ongoing reasonable efforts to prevent noise from becoming disruptive to area residents.

(Carried 11-0)

REPORTS OF COMMITTEE

Ad Hoc Committee on Aggregate Industries

April 25, 2024

P172-24 COUNCILLOR HIGGINS – Reporting for the Ad Hoc Committee on Aggregate Industries – The Ad Hoc Committee on Aggregate Industries met tonight. In attendance was Councillor Rossignoll, Councillor Gamache, and myself as chair. Other Councillors were present as well. We had a scheduling issue and we were unable to have a representative from Aggregate Industries attend the meeting. Councillor Rossignoll made a motion to continue, and that's what we plan to do, at a future date. (Report received)

Finance Committee

April 25, 2024

P173-24 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. Also present were Councillors: Daigle, Higgins, Melville, Rossignoll, and City Council President, Councillor Peach. There was one item on the agenda: transfer of funds, Cemetery Capital Improvements for an amount of \$111,350.00. That was presented to us by the Director of Finance, Mr. Gingras. It's a routine matter, annual transfer, as it was explained, and the following motion was made. (Report received)

P174-24 COUNCILLOR MCGINN – Reporting for the Finance Committee - MOVE TO approve the following transfers, as submitted by His Honor the Mayor, under date of April 4, 2024:

FROM:

TO:

Cemetery Sale of Lots & Graves	
270-33006	\$61,350.00

Cemetery - Capital Improvement	
300-04910-58608	\$111,350.00

Cemetery - Perpetual Care	
500-0000-32303	\$50,000.00

(Carried 11-0)

MOTIONS, ORDERS AND RESOLUTIONS

P175-24 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, the following Item 9-A Taxi Driver License, subject to all papers being in order:

Alfred Hendrickson -License 2

Enu Najmudoin -License 3

(Unanimous)

P176-24 COUNCILLOR TURCO – MOVE TO receive and approve, under suspension of the rules, Item 9-B General License (2024 Renewal) Limousine License - Boston Chauffeur Services, Inc., 222 Newbury Street, subject to all papers being in order.

(Unanimous)

P177-24 COUNCILLOR TURCO – MOVE TO receive, under suspension of the rules, Item 8-D communication from Barbara & Bob Davis, 403 Lynnfield Street, regarding Intersection of Casco Road & Lynnfield Street and refer to the Legal Affairs Committee.

(Unanimous)

P178-24 COUNCILLOR ROSSIGNOLL – MOVE TO receive, under suspension of the rules, Item 8-E communication from Curt Bellavance, Dir., Community Development and Planning, regarding City-owned property at 2 Linda Jean Lane (Goodale Farm Tot Lot) Property ID:011-134.

(Unanimous)

{10-A}

P179-24 COUNCILLOR GAMACHE – BE IT ORDERED by the City Council of the City of Peabody that an Ordinance Amending Section 16-29 entitled "Automobile dealer licenses; hearing" of the Code of the City of Peabody be adopted as advertised and read.

(Carried 11-0)

P180-24 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 7-A communication from His Honor the Mayor regarding Bond Order- Capital Projects \$9,125,000 and refer to the Finance Committee.

(Unanimous)

P181-24 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 7-B communication from His Honor the Mayor regarding the following Transfers of Funds and refer to the Finance Committee:

Fire Overtime	\$780,000
Fire Medical	\$360,000
Fire Alarm Salaries	\$ 15,000
Police Overtime	\$700,000
Snow Removal Svcs	\$450,000
Lowell/King Lights	\$ 50,000

(Unanimous)

P182-24 COUNCILLOR MCGINN – MOVE TO receive and approve, under suspension of the rules, Item 8-A communication from Thomas St. Pierre, Building Commissioner, regarding Transfer of Special Permit 34-2018; Vlamir Vidal Paschoal, 23 Upton Street, subject to all papers being in order.

(Unanimous)

P183-24 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-B communication from Roland Cika, 10 Kenwood Road, regarding Special Permit application and set up a public hearing.
(Unanimous)

P184-24 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, Item 8-C communication from Strada Marginale, LLC, 13 Margin Street, regarding Special Permit application and set up a public hearing.
(Unanimous)

P185-24 COUNCILLOR MCGINN – MOVE TO receive, under suspension of the rules, late communication Item 1 from Joanne Bissetta, Dir., Green Communities Division, Department of Energy Resources, 100 Cambridge Street, Boston, regarding City of Peabody's designation as a Green Community and refer to the Ad Hoc Committee on Energy Efficiency and Renewable Energy.
(Unanimous)

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 8:00 p.m.

SUBMITTED TO HIS HONOR THE MAYOR, APRIL 29, 2024

RETURNED BY HIS HONOR THE MAYOR, APRIL 29, 2024

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

COMMUNICATIONS:

His Honor the Mayor re: Bond Order – Capital Projects \$9,125,000	
His Honor the Mayor re: Transfers of Funds – Fire Overtime	\$780,000
Fire Medical	\$360,000
Fire Alarm Salaries	\$ 15,000
Police Overtime	\$700,000
Snow Removal Svcs	\$450,000
Lowell/King Lights	\$ 50,000

His Honor the Mayor re: Appointment under date of April 18, 2024
Thomas St. Pierre, Building Commissioner, re: Transfer of Special Permit 34-2018; Vlamir Vidal
Paschoal, 23 Upton Street
Roland Cika, 10 Kenwood Road, re: Special Permit application
Strada Marginale, LLC, 13 Margin Street, re: Special Permit application
Barbara & Bob Davis, 403 Lynnfield Street, re: Intersection of Casco Road & Lynnfield Street
Curt Bellavance, Dir., Community Development and Planning, re: City-owned property at 2 Linda Jean
Lane (Goodale Farm Tot Lot) Property ID: 011-134

TAXI DRIVER LICENSE:

Alfred Hendrickson – License 2

Enu Najmudoin – License 3

GENERAL LICENSE: (2024 Renewal)

Limousine License – Boston Chauffeur Service, Inc., 222 Newbury Street