



Office of the City Clerk  
191 Cabot Street  
Beverly, Massachusetts, 01915  
978-605-2326

CITY OF BEVERLY  
RECEIVED AND RECORDED  
CITY CLERKS OFFICE

2016 APR -6 P 2 13

D. Wesley Slate, Jr  
City Clerk

Helen F. Butler  
Asst. City Clerk

April 6, 2016

This is to inform you that the following **COMMITTEE MEETINGS** have been scheduled for the week of **April 11, 2016** on the Third Floor, City Hall, 191 Cabot St., Beverly, MA. 01915.

**MONDAY, APRIL 11, 2016 6:30 PM - Legal Affairs/Committee of the Whole**  
**6:45 PM - Finance & Property/ Committee of the Whole**  
**6:50 PM - Public Services/Committee of the Whole**

**7:00 PM - SPECIAL CITY COUNCIL MEETING**

Respectfully,

D. Wesley Slate, Jr  
City Clerk



COUNCILOR-AT-LARGE  
PAUL M. GUANCI,  
COUNCIL PRESIDENT  
JASON C. SILVA  
MATTHEW J. ST. HILAIRE

## City of Beverly

CITY COUNCIL

WARD COUNCILORS  
WARD 1 DAVID J. LANG  
WARD 2 ESTELLE M. RAND  
WARD 3 JAMES F. LATTER  
WARD 4 SCOTT D. HOUSEMAN  
COUNCIL VICE PRESIDENT  
WARD 5 DONALD G. MARTIN  
WARD 6 JOHN P. FRATES, JR.

Thursday, 7 April 2016

2016 APR - 6 P 2:13  
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A Special Meeting of the City Council will be held on **Monday, 11 April 2016 at 7:00 PM** at City Hall, 191 Cabot Street, 3<sup>rd</sup> Floor, Council Chamber, Beverly, MA:

7:00 PM **Roll Call**

**Pledge of Allegiance to the Flag – Councilor Latter**

**Communications from His Honor the Mayor: None**

**Communications from other City Officers and Boards: None**

**Communications, Applications and Petitions: None**

**Reports from Committees: None**

**Motions, Orders and Resolutions:**

**#076 – Reappointment of the Chief of Police, John G. LeLacheur**

Sincerely,

Paul M. Guanci  
Council President

**FINAL AGENDA**  
**Special Meeting of Beverly City Council**  
Monday, 11 April 2016 @ 7:00 PM

**Roll Call of Members:**

**Pledge of Allegiance to the Flag at which all persons present will comply: Councilor Latter**

**Comments by Citizens (subject to the conditions contained in Appendix A to the “Rules and Orders”): None**

**Presentations, Awards and Memorials: None**

**Public Hearings: None**

**Acceptance of Minutes of Previous Meeting: None**

**Communications from His Honor the Mayor: None**

**Communications, from other City Officers and Boards: None**

**Communications, Applications and Petitions: None**

**Reports of Committees: None**

**Resolutions: None**

**Unfinished Business:**

1. #076 – Reappointment – Chief of Police – John G. LeLacheur

**Final Passage: None**

**Motions and Orders: None**

The listing of the foregoing matters are those reasonably anticipated by the President up to 48 hours prior to the scheduled Meeting time. Not all items listed on the Agenda may be discussed or reached by the City Council. To the extent permitted by law, matters may be discussed that are submitted or arise within 48-hours of the scheduled Meeting if they were not reasonably anticipated by the President.

LEGAL AFFAIRS / COMMITTEE OF THE WHOLE  
 Monday, April 11, 2016  
 Beverly City Hall  
 6:30 PM

ORDER NUMBER	DATE TO COMMITTEE	DESCRIPTION	ACTION
#38	01/19/2016	Communication – Beverly Police Benevolent Assoc. Re: Amended Ordinance – Pay Raises	
#48	02/01/2016	Communication-BPD Traffic Sgt DiRuzza to amend an ordinance XXI, Section .21.134 "No Parking Both Sides" – Add Court St. <b>** Pending P &amp; T recommendation</b>	
#53	02/01/2016	Councilor Martin – Petition from constituents on Brimbal Hill Drive <b>** Pending P &amp; T recommendation</b>	
#55	02/01/2016	All Councilors (except Latter) order – Zoning Ordinance to be amended as follows: Delete within the IR Zoning District, the overlay district designated as the "IR Overlay" district, comprised to the following City of Beverly Tax Assessor Map 55, Lots 19, 20, 21, 23, 24 and Map 56 Lots 20, 20A <b>Jt PH held/closed &amp; back to Committee</b>	
#55A	03/07/2016	Communication from Asst. Planning Director to set a Jt. Public Hearing w/Planning Board for 04/04/2016 @ 8:00 PM <b>** Jt PH held/closed &amp; referred back to Committee</b>	
#67	03/07/2016	Communication – BPD Traffic Safety Sgt DiRuzza- ordinance change-Section 21.12(l) a Stop Sign at Overlook Ave at Echo Ave <b>**Pending P &amp; T recommendation</b>	
#68	03/07/2016	Communication- BPD Traffic Safety Sgt DiRuzza – ordinance change re: Stop Sign @ Reservoir Rd & Sohler Rd <b>**Pending P &amp; T recommendation</b>	
#70	03/07/2016	Communication from Councilor Latter re: Handicapped Sign @ 19 Grant Street <b>**Pending P &amp; T recommendation</b>	
#72	03/07/2016	Communication- Council President Guanci – Re: Beverly Middle School project – for Parking & Traffic Comm. to review project & make recommendations <b>**Pending P &amp; T recommendation</b>	
#81	04/04/2016	Communication from Mayor Re: amending ordinance – Consignment Shop Sunday Openings	
#84	04/04/2016	Reappointment by Mayor – Suzanne LaMont to serve on the Beverly Historic District Commission	
#87	04/04/2016	Communication from City Clerk – 2 <sup>nd</sup> Hand Junk/Valuables Dealer License Renewals	

Matthew J. St. Hilaire - Chairman  
Scott D. Houseman  
Estelle M. Rand

LEGAL AFFAIRS / COMMITTEE OF THE WHOLE

Monday, April 11, 2016

Beverly City Hall

6:30 PM

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ORDER NUMBER	DATE TO COMMITTEE	DESCRIPTION	ACTION
#88	04/04/2016	Communication from City Clerk re: Burial Permit fee increase from \$15.00 to \$25.00	
#90	04/04/2016	Application – License to Peddle – Vincent Frongillo, 22 ½ Johnston Ter, Saugus, MA – Food Truck	

Re: #90 -- Mr. Frongillo invited to attend

LEGAL AFFAIRS / COMMITTEE OF THE WHOLE  
 Monday, April 4, 2016  
 Beverly City Hall  
 6:30 PM

ORDER NUMBER	DATE TO COMMITTEE	DESCRIPTION	ACTION
#14	01/04/2016	Proposed amendments to the zoning ordinance (New Land Use Categories) <b>**Jt PH held/closed &amp; referred back to Committee pending Planning Board Recommendations</b>	<b>A 3 - 0</b>
#14A	03/21/2016	Planning Board recommendation – zoning ordinance, Chapter XXXVIII	<b>RPF 3 - 0</b>
#38	01/19/2016	Communication – Beverly Police Benevolent Assoc. Re: Amended Ordinance – Pay Raises	<b>H</b>
#48	02/01/2016	Communication-BPD Traffic Sgt DiRuzza to amend an ordinance XXI, Section .21.134 “No Parking Both Sides” – Add Court St. <b>** Pending P &amp; T recommendation</b>	<b>H</b>
#53	02/01/2016	Councilor Martin – Petition from constituents on Brimbal Hill Drive <b>** Pending P &amp; T recommendation</b>	<b>H</b>
#55	02/01/2016	All Councilors (except Latter) order – Zoning Ordinance to be amended as follows: Delete within the IR Zoning District, the overlay district designated as the “IR Overlay” district, comprised to the following City of Beverly Tax Assessor Map 55, Lots 19, 20, 21, 23, 24 and Map 56 Lots 20, 20A	<b>Jt PH set 4/4/16 @ 8:00 PM</b>
#55A	03/07/2016	Communication from Asst. Planning Director to set a Jt. Public Hearing w/Planning Board for 04/04/2016 @ 8:00 PM	<b>Jt PH set 4/4/16 @ 8:00 PM</b>
#67	03/07/2016	Communication – BPD Traffic Safety Sgt DiRuzza- ordinance change-Section 21.12(l) a Stop Sign at Overlook Ave at Echo Ave <b>**Pending P &amp; T recommendation</b>	<b>H</b>
#68	03/07/2016	Communication- BPD Traffic Safety Sgt DiRuzza – ordinance change re: Stop Sign @ Reservoir Rd & Sohler Rd <b>**Pending P &amp; T recommendation</b>	<b>H</b>
#70	03/07/2016	Communication from Councilor Latter re: Handicapped Sign @ 19 Grant Street <b>**Pending P &amp; T recommendation</b>	<b>H</b>
#71	03/07/2016	Communication from City Clerk – 2016 Petroleum Storage Registration Renewals	<b>A 3 - 0</b>
#72	03/07/2016	Communication- Council President Guanci – Re: Beverly Middle School project – for Parking & Traffic Comm. to review project & make recommendations <b>**Pending P &amp; T recommendation</b>	<b>H</b>
#75	03/21/2016	Appointments by Mayor Cahill – Human Rights Committee	<b>A 3 - 0</b>

Legal Affairs/Committee of the Whole was called to order at 6:33 PM by Chairman Matt St. Hilaire

Also in attendance: Estelle Rand, Scott Houseman, Paul Guanci, Jason Silva, David Lang, Asst. City Solicitor Eitan Goldberg, Planning Director Aaron Clausen and Police Chief John LeLacheur

Re: #14 – Planning Director Aaron Clausen had reported that after the Jt. PH was held on February 16, 2016 the members discussed the ordinance change at their regular meeting held on March 15, 2016 and at the conclusion of discussion, the Board voted to recommend the order be adopted. Also Aaron mentioned that ZBA would be involved with regard to Special Permits

Re: Orders #48, 53, 67, 68, 70, 72 – all held pending recommendations from Parking & Traffic

Re: Order #75 – Chairman St. Hilaire commended and thanked Councilor Rand for all her time and hard work committed to the Human Rights ordinance and she was pleased that Ad-Hoc members Nancy Nangeroni and Megan DeFranza were appointed by Mayor Cahill to be on the Committee.

Meeting adjourned at 6:46 PM

James F. Latter - Chairman  
Paul M. Guanci  
Jason C. Silva

FINANCE AND PROPERTY / COMMITTEE OF THE WHOLE  
Monday, April 11, 2016  
Beverly City Hall  
6:45 PM

Number	Date to Committee	DESCRIPTION	Action Taken
#82	04/04/2016	Communication from the Mayor re: Formalization of City's Investment Policy	
#86	04/0/2016	Communication from Police Chief – Re: Cummings Properties Donation of \$10,000 to fund new reflective jackets for officers working high traffic areas	

David J. Lang - Chairman  
Donald G. Martin  
John P. Frates, Jr

**PUBLIC SERVICES / COMMITTEE OF THE WHOLE**  
**Monday, April 11, 2016**  
**BEVERLY CITY HALL**  
**6:50 PM**

<b>Order Number</b>	<b>Date to Committee</b>	<b>Description</b>	<b>Action Taken</b>
#83	04/04/2016	Appointment – Matthew Ulrich to the Design Review Board	
#85	04/04/2016	Reappointments - Toni Musante and Rebecca Dupont Coutre – Beverly Recycles ( formerly )Solid Waste Management Committee)	

Re: #83- Matthew Ulrich invited to attend

David J. Lang - Chairman  
Donald G. Martin  
John P. Frates, Jr

**PUBLIC SERVICES / COMMITTEE OF THE WHOLE**  
**Monday, April 4, 2016**  
**BEVERLY CITY HALL**  
**6:00 PM**

<b>Order Number</b>	<b>Date to Committee</b>	<b>Description</b>	<b>Action Taken</b>
#74	03/21/2016	Reappointment- Board of Registrars of Voters – Dana Staples, 36 Pleasant St	<b>A 2 - 0</b>
#76	03/21/2016	Reappointment – Chief of Police- John G. LeLacheur	<b>A 2 - 0</b>

Public Services was called to order at 6:00 PM by Chairman David Lang and Committee of the Whole was called to order at 6:10 PM Councilors in attendance: John Frates, Estelle Rand, Jim Latter, Matt St. Hilaire, Scott Houseman, Paul Guanci (Committee member Don Martin and Councilor Jason Silva- absent)

Others in attendance: Mayor Cahill, City Solicitor Stephanie Williams, Solicitor Eitan Goldberg, Police Chief John LeLacheur, Kevin Harutunian, Police in attendance: Bill Page, Mike Devlin, Chris Negrotti, John McCarthy of BPBA and Larry VanLiere of BPSOA

Solicitor Stephanie Williams provided copies of the Police Chief's new contact for all Councilors and advised it was the same as the present contract except for the term and salary. She also stated that the Administration has been working very hard to settle police contracts and that the Chief's contract has no relation with collective bargaining contracts since he is a non-union employee.

Councilors present had questions for the Mayor and supportive discussion of the reappointment. The Mayor also reiterated this is not a Collective Bargaining contract and stated he feels time is right to secure the Chief's position and services. It was also noted that Fire Chief Paul Cotter also has a 5 year contract. Councilor Scott Houseman stated he had not yet read the contract and would not be prepared to vote this evening. After Councilor discussions, police members present who spoke in support of the Chief's reappointment were Mike Devlin, Chris Negrotti and Bill Page.

Meeting adjourned at 6:32 PM