



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

*D. Wesley Slate, Jr.
City Clerk*

*Helen F. Butler
Asst. City Clerk*

Thursday, 3 November 2016

**This is to inform you that the following meeting has been scheduled for the week of
7 November 2016:**

**Monday, 7 November 2016:
7:00 PM – Regular Council Meeting, Council Chamber**

Respectfully,
A handwritten signature in black ink that reads "D. Wesley Slate, Jr." with a stylized flourish at the end.

**D. Wesley Slate, Jr.
City Clerk**

FINAL AGENDA
Regular Meeting of Beverly City Council
Monday, 7 November 2016 @ 7:00 PM

Roll Call of Members:

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

Resolutions:

1. #238 - Mike Collins, Commissioner, DPS re: Employee Rescue by Donald ("DJ") Ganey
2. #239 - Andrew DeFranza, Executive Director, Harborlight Community Partners

Comments by Citizens (subject to the conditions contained in Appendix A to the "Rules and Orders"): **Anyone who would like to speak at the Meeting has until 9:30AM on the day of the Meeting to register with the City Clerk. (Limit of 3 @ 5 minutes each):** None

Presentations, Awards and Memorials: None

Public Hearings:

1. 7:20 PM - #235 - DPS Roof Repairs, Park Street
2. 7:30 PM - #211 - Joint Public Hearing with Planning Board (*now continued to Monday, 5 December 2016 @ 7:30 PM*)

Acceptance of Minutes of Previous Meetings:

1. Monday, 17 October 2016 – Regular Meeting

Communications from His Honor the Mayor:

1. #240 – 2016 Capital Expenditure ("CapEx") Plan
2. #241 – Mid-Year Budgetary Transfers & Recap Adjustments
3. #242 – Subordination Agreement – HCP @ 8-10 Dodge Street
4. #243 – MA-DOT Complete Streets Grant - \$400K
5. #244 – MA-DER Green Communities Grant - \$195,143
6. #245 – Senior Care, Inc. Grant - \$5,808.15
7. #246 – Appointment – Constable – Brian Dapice, 39 Dartmouth ST

Communications, from other City Officers and Boards:

1. #247 – Search Committee Recommendation re: Council's Budget/Management Analyst
2. #248 – Planning Board - Update of #315-15 Inclusionary Housing "Submission Requirements, Procedures & Supplemental Regulations"
3. #249 – Chair, Board of Assessors – FY2017 Tax Levy %s (Set a Public Hearing)
4. #250 – Councilor Rand – Amended Ordinance #192-46 & -53 "Peddler's License"
5. #251 – Salem & Beverly Water Supply Board – Beverly/Salem %s
6. #252 – Assistant City Solicitor – Request for Executive Session re: Litigation
7. #253 – City Solicitor – Discharge Mortgage
8. LATE FILE - #254 – Parks & Rec Commission – Nancy Marino – Rep to CPC

Communications, Applications and Petitions:

1. #255 – Application for License – Tristar Vehicle Leasing INC – 3 add'l licenses->27
2. #256 – Request for Waiver of Alcohol in Public Buildings Ordinance – Olga Hayes
3. #257 – MA State Lottery Commission – KENO To Go – On the Way Convenience
4. #258 – MA Common Cause – Early Voting Silver Medal
5. #259 – National Grid - #20880054 – 482 Rantoul ST. → Pole #3646 Lenox Street
6. #260 – National Grid - #22443025 – Lovett @ Ives & Ocean Streets
7. LATE FILE - #261 – National Grid - #21162817 – Bridle Path Lane & Hart Street

Reports of Committees: See attached Agendas:

Notice is hereby given that Committees also may meet during a recess of the full Council, and consider any Agenda item identified herein or on the attached reports, and report back to the full Council on such matters when it reconvenes:

Unfinished Business: None

2nd Reading:

1. #197A - Amended Ordinance – Compensation for Elected Officials

2nd Reading & Final Passage:

1. #236 – Amended Ordinance – “Beverly Recycles” -> “Beverly Waste Reduction Committee”

Motions and Orders: Proposed Executive Session pursuant to Massachusetts General Laws ch. 30A, section 21(3) (open meeting law exemption regarding discussing collective bargaining or litigation) regarding City of Beverly v. Bass River Golf Management, Inc. and 31 Tozer Road, LLC, Civil Action No. 2011-00460C (Appellate case 2015-P-0171)

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.

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

FINANCE AND PROPERTY / COMMITTEE OF THE WHOLE
Monday, November 7, 2016
Beverly City Hall
7:00 PM

**WITHIN THE CONFINES OF THE CITY COUNCIL MEETING

Number	Date to Committee	DESCRIPTION	Action Taken
#166	06/20/2016	Late File – Councilors Guanci, Silva & St. Hilaire re: Deduct Water Meters	
#195	09/06/2016	Request for creation of OPEB Trust Fund	
#235	10/17/2016	Communication from Mayor to approve a \$450,000 loan authorization for deteriorating roofs at the City's Public Services facility in the amount of \$450,000/ * PH set for 11/7/16 @ 7:20 PM	

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

FINANCE AND PROPERTY / COMMITTEE OF THE WHOLE
Monday, October 24, 2016
Beverly City Hall
7:00 PM

Number	Date to Committee	DESCRIPTION	Action Taken
#166	06/20/2016	Late File – Councilors Guanci, Silva & St. Hilaire re: Deduct Water Meters	
#195	09/06/2016	Request for creation of OPEB Trust Fund	
#235	10/17/2016	Communication from Mayor to approve a \$450,000 loan authorization for deteriorating roofs at the City's Public Services facility in the amount of \$450,000	PH set for 11/7/16 @ 7:20 PM

MEETING CANCELLED/ TO BE RESCHEDULED

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

FINANCE AND PROPERTY / COMMITTEE OF THE WHOLE
Monday, October 17, 2016
Beverly City Hall
7:00 PM

****WITHIN THE CONFINES OF THE CITY COUNCIL MEETING**

Number	Date to Committee	DESCRIPTION	Action Taken
#166	06/20/2016	Late File – Councilors Guanci, Silva & St. Hilaire re: Deduct Water Meters	H
#195	09/06/2016	Request for creation of OPEB Trust Fund	H
#224	10/03/2016	Communication from CPC concerning third round of Community Preservation Act Project Funding Recommendations as amended: #R3-10 as amended to \$25,000, #sR3-11 and R-3 -1,2,3,6,8,13 & 14 each voted A – 0 - Total amended to \$410,300	A 3 – 0 As amended
#224A	10/17/2016	Correction of Clerical Error regarding CPC's 3 rd Round CPA Project Funding – Harbor Management Authority Congress Street Beach Area amended to \$25,000	A 3 - 0
#232	10/17/2016	Revised Tax Increment Financing (TIF) agreement between City of Beverly and Krohne, Inc at 55 Cherry Hill Drive	A 3 - 0
#233	10/17/2016	Acceptance of Coastal Resiliency Grant from MA Office of Coastal Zone Management in the amount of \$89,981	A 3 - 0
#234	10/17/2016	Acceptance of Emergency Preparedness Sub Grant from the International Inst. Of Greater Lawrence (Comm of MA) for the Emergency Mgt Dept in the amount of \$13,339.76	A 3 - 0
#235	10/17/2016	Communication from Mayor to approve a \$450,000 loan authorization for deteriorating roofs at the City's Public Services facility in the amount of \$450,000	PH set for 11/7/16 @ 7:20 PM
#237	10/17/2016	Request for City Council approval of the 2016 Early Voting weekend Hours Incentive Grant for \$1,500	A 3 - 0

Finance & Property/Committee of the Whole was called to order within the confines of the City Council Meeting at 8:36 PM by Chairman Jim Latter

Also in attendance: Councilors Paul Guanci, Jason Silva, Estelle Rand, Don Martin, John Frates, Matt St. Hilaire and Finance Director Bryant Ayles and Representatives from Krohne, Inc

Finance Director Bryant Ayles presented to Finance and Property Committee documentation for Vote by Committee members and individual votes taken on each item (Approved 3 – 0) with Final Maturity of 2046 and certified by Clerk of Committee, Helen F. Butler regarding the sale of the \$31,853,000 General Obligation Municipal Purpose Loan of 2016 Bonds of the City dated October 19, 2016 (the Bonds”), to J. P. Morgan Securities LLC, at the price of \$33,318,644.16 which was hereby **Approved and confirmed as voted 3 – 0.**

Meeting adjourned at 8:54PM

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

LEGAL AFFAIRS / COMMITTEE OF THE WHOLE
 Monday, November 7, 2016
 Beverly City Hall
 7:00 PM

****WITHIN THE CONFINES OF THE CITY COUNCIL MEETING**

ORDER NUMBER	DATE TO COMMITTEE	DESCRIPTION	ACTION
#144	06/13/2016	Communication – Councilor Rand re: Inclusionary Zoning Ordinance Amendment * Completed Housing Needs Assessment received 9/21 & delivered to Councilors 9/22/16	
#160	06/20/2016	Order Councilor Lattier to examine one way traffic patterns on Russell & Kittredge Sts & recommendation to City Council *referred to P & T, School Transportation & BFD	
#211	09/6/2016	Communication from Planning Director re: Proposed Amendment to Zoning Ordinance – Section #300-38 **Jt. PH was called to order @7:30 PM , recessed @ 8:24PM and to be Continued 11/7/2016	Jt PH set 10/3/2016 @ 7:30 PM Cont'd to 11/7/2016

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

LEGAL AFFAIRS / COMMITTEE OF THE WHOLE
Monday, October 24, 2016

****NO MEETING SCHEDULED**

ORDER NUMBER	DATE TO COMMITTEE	DESCRIPTION	ACTION
#144	06/13/2016	Communication – Councilor Rand re: Inclusionary Zoning Ordinance Amendment * Completed Housing Needs Assessment received 9/21 & delivered to Councilors 9/22/16	
#160	06/20/2016	Order Councilor Letter to examine one way traffic patterns on Russell & Kittredge Sts & recommendation to City Council *referred to P & T, School Transportation & BFD	
#211	09/6/2016	Communication from Planning Director re: Proposed Amendment to Zoning Ordinance – Section #300-38 **Jt. PH was called to order @7:30 PM, recessed @ :24 PM and to be Continued 11/7/2016	

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

LEGAL AFFAIRS / COMMITTEE OF THE WHOLE
 Monday, October 17, 2016
 Beverly City Hall
 7:00 PM

****WITHIN THE CONFINES OF THE CITY COUNCIL MEETING**

ORDER NUMBER	DATE TO COMMITTEE	DESCRIPTION	ACTION
#144	06/13/2016	Communication – Councilor Rand re: Inclusionary Zoning Ordinance Amendment * Completed Housing Needs Assessment received 9/21 & delivered to Councilors 9/22/16	H 2 - 0
#160	06/20/2016	Order Councilor Latter to examine one way traffic patterns on Russell & Kittredge Sts & recommendation to City Council *referred to P & T, School Transportation & BFD	H 2 - 0
#211	09/6/2016	Communication from Planning Director re: Proposed Amendment to Zoning Ordinance – Section #300-38 **Jt. PH was called to order @7:30 PM , recessed @ 8:24PM and to be Continued 11/7/2016	Jt PH set 10/3/2016 @ 7:30 PM Cont'd to 11/7/2016
#236	10/17/2016	Communication from Council President re: amended Ordinance for changed name of “Beverly Recycles to “Beverly Waste Reduction Committee” *Approved: pending publication & final passage	A 2 - 0

Legal Affairs/Committee of the Whole was called to order by Chairman Matt St. Hilaire at 8:30 PM

Also in attendance: Councilors Estelle Rand, Jim Latter, Jason Silva, David Lang, Don Martin, John Frates, Committee Member Scott Houseman- absent for Committee (returned to Council meeting at 8:54)and Solicitor Eitan Goldberg

Meeting adjourned at 8:34 PM

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

PUBLIC SERVICES / COMMITTEE OF THE WHOLE
MONDAY, NOVEMBER 7, 2016
BEVERLY CITY HALL
7:00 PM

**WITHIN THE CONFINES OF THE
CITY COUNCIL MEETING
**REVISED AGENDA

Order Number	Date to Committee	Description	Action Taken
	11/07/2016	National Grid Petition – underground conduits – Plan #20880054 – intersection of Rantoul St/Lenox Street	PH to be set for 11/21/16 @ 7:20 PM
	11/7/2016	National Grid Petition – underground conduits – Plan #22443025- Lovett St @ intersection of Ives & Ocean Sts	PH to be set for 11/21/16 @ 7:25 PM