



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, 1 December 2016

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

**Monday, 5 December 2016:
7:00 PM – Regular Council Meeting, Council Chamber**

Respectfully,

A handwritten signature in cursive script that reads "D. Wesley Slate, Jr." with a flourish at the end.

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

FINAL AGENDA
Regular Meeting of Beverly City Council
Monday, 5 December 2016 @ 7:00 PM

Roll Call of Members:

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

Moment of Silence: William M. McPherson, Jr., Deputy Chief, BFD (retired)

Resolutions: None

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. 7:10 PM - #261 – National Grid #21162817 – Bridle Park Lane & Hart Street
2. 7:15 PM - #249 – Setting of Tax Levy Percentages
3. 7:30 PM - #211 – Joint Public Hearing with the Planning Board re: Folly Hill **(to be recessed until Monday, 6 February 2017 @ 7:30 PM)**

Acceptance of Minutes of Previous Meetings:

1. Monday, 21 November 2016 – Regular Meeting

Communications from His Honor the Mayor:

1. #271 – Reappointment – Timothy Creamer, 36 Appleton AV – Constable
2. #272 – Appointment – Rene Arroyo, 163 Essex ST – Constable
3. #273 – Reappointment – Debra M. Ruehrwein, 32 Pine ST / Wakefield-Constable
4. #274 – Reappointments – Jan J. Jeffgood, 5 Sunnysvale ST & Henry R. Pizzo III, 4 Sunnysvale ST - Parks & Recreation Commission
5. #275– Reappointment – Susan Higgins, 17 Crosby AV – Board of Health
6. #276 – Reappointments – Joel Margolis, 1 Worthington Green (ZBA Representative) & Sandra Cook, 23 Broadway – Design Review Board
7. #277 – Reappointment – Paul Earl, 6 Quincy PK – Harbor Management Authority
8. #278 – Reappointments – Ellen Hutchinson, 4 Concord TER, John Thomson, 9 Thoreau CIR & Edwin (Ned) Barrett III, 4 Noble Hill RD – Planning Board
9. #279 – Reappointments – Mark L. Flagg, 36 Hale ST, Joyce Frisello, 62 Hathaway ST & Kathy Doane, 83 Bisson ST (Beverly Friendly Garden Club representative) – Trustees of the David S. Lynch Fund
10. #280 – Amended Ordinance #15-48 Veterans’ Memorial Advisory Committee
11. #281 – Reappointment – William Mahoney, 10 Beverly Hills AV – Airport Commission
12. LATE FILE - #290 – Resolution – Beverly City Clerk’s Office and Registrar of Voters

Communications, from other City Officers and Boards:

1. #247A – Search Committee Recommendation re: Council’s Budget/Management Analyst
2. #282 – City Clerk – License Renewals – Lodging Houses
3. #283 – City Clerk – License Renewals – Amusement Devices
4. #284 – City Clerk – License Renewals – Motor Vehicle Dealers
5. #285 – City Clerk – License Renewals – Taxis & Liveries

Communications, Applications and Petitions:

1. #286 – PERAC – Required FY2018 Appropriation
2. #287 – MA-DEP – Issuance of Chapter 91 Waterways License #14258, Beverly Harbor
3. #288 – MA-DEP – Issuance of Chapter 91 Waterways License #W16-4816, Paul Earl, 6 Quincy Park
4. #289 – Alexander & Femino – Open Space Conveyance & Right of Way Modification

Final Passage:

1. #197A – Amended Ordinance #69-12 - Salaries for Elected Officials
2. #248 – Amended Ordinance #315-15 Appendix E, Table I
3. #250 – Amended Ordinance #192-46 Peddler's License

Unfinished Business: None

Motions and Orders: None

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.

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, December 5, 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	
#249	11/07/2016	Communication – Board of Assessors – Allocation of FY2017 Tax Levy Percentages	PH set for 12/5/2016 @ 7:15 PM
#263	11/21/2016	Reappointment by Mayor of Bryant Ayles to serve as Director of Municipal Finance/Treasurer	

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

FINANCE AND PROPERTY / COMMITTEE OF THE WHOLE
Monday, November 21, 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
#241	11/07/2016	Communication from Mayor – re: Tax Recapitulation ("Tax Recap") Process **PH 11/21/16@ 7:30 PM- Held & Closed	A 3 - 0
#249	11/07/2016	Communication – Board of Assessors – Allocation of FY2017 Tax Levy Percentages	PH set for 12/5/2016 @ 7:15 PM

Finance & Property was called to order by Chairman Jim Latter within the confines of the City Council Meeting

Also in attendance: Councilors Paul Guanci, Jason Silva, Finance Director Bryant Ayles, Fire Chief Paul Cotter

Re: #241 – The Public Hearing was held and Finance Director Bryant Ayles explained the process to realign the FY17 Budget passed in June after the final passage of the State Budget creating an additional \$276,000 available to the City, discussed Budgetary Transfers and funding of \$80,000 for Fire Breathing Apparatus, \$11,000 for Phone system replacement and money to be transferred over to the Stabilization Fund. Chief Cotter also advised grant received \$224,000 by the Fire Department. After discussion and questions of Councilors -- Voted Approved 3 – 0

Committee meeting adjourned with Committee votes back to the Full Council for final votes

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

LEGAL AFFAIRS / COMMITTEE OF THE WHOLE
 Monday, DECEMBER 5, 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 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 resumed 12/5/2016 @ 7:30 PM	
#262	11/21/2016	Reappointment by Mayor – of Aaron Clausen, Director of Planning & Development	
#264	11/21/2016	Reappointment by Mayor – of Stephanie Williams – City Solicitor	
#270	11/21/2016	Communication from Councilor Frates re: Stop Sign request at Landers & Middlebury across from 17 Landers Drive	

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

LEGAL AFFAIRS / COMMITTEE OF THE WHOLE
 Monday, November 21, 2016
 Beverly City Hall
 7:00 PM

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

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
#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	H
#211	09/6/2016	Communication from Planning Director re: Proposed Amendment to Zoning Ordinance – Section #300-38	Jt PH cont'd to 12/5/2016 @7:30 PM
#267	11/21/2016	Application to Peddle - Cut Flowers by John Bediz of Essex – Thanksgiving Day Holiday – road side	A 3 - 0
#268	11/21/2016	Application – Second Hand Junk Dealer License – Sarah Byrne - Just Kidding, 108 Bridge St, Beverly	A 3 - 0
#269	11/21/2016	Application – Second Hand Junk Dealer License- Robert Murray –Handwired Rescue – 6 Broadway	A 3 - 0

Legal Affairs Committee was called to order by Chairman Matt St. Hilaire within the confines of the City Council Meeting.

Also in attendance: Councilors Scott Houseman, Estelle Rand and Solicitor Eitan Goldberg

Re: #267 – John Bediz attended and Re: #269 - Robert Murray attended

Meeting adjourned with Committee reported back to the full Council for final votes

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

PUBLIC SERVICES / COMMITTEE OF THE WHOLE
MONDAY, DECEMBER 5, 2016
BEVERLY CITY HALL
7:00 PM

**WITHIN THE CONFINES OF THE
CITY COUNCIL MEETING

Order Number	Date to Committee	Description	Action Taken
#261	11/07/2016	National Grid Petition – underground conduits – Plan #21162817 - Bridle Path Ln PH – recessed to 12/5/16 @ 7:10 PM	
#265	11/21/2016	Reappointments – Karen Bloodgood & Debra Margolis – Commission on Disabilities	

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

PUBLIC SERVICES / COMMITTEE OF THE WHOLE
MONDAY, NOVEMBER 21, 2016
BEVERLY CITY HALL
7:00 PM

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

Order Number	Date to Committee	Description	Action Taken
#259	11/07/2016	National Grid Petition – underground conduits – Plan #20880054 – intersection of Rantoul St/Lenox Street PH- 11/21 @ 7:20 PM	A 3 - 0
#260	11/07/2016	National Grid Petition – underground conduits – Plan #22443025- Lovett St @ intersection of Ives & Ocean Sts PH – 11/21 @ 7:25 PM	RPF 3 - 0
#261	11/07/2016	National Grid Petition – underground conduits – Plan #21162817 - Bridle Path Ln PH – 11/21 @ 7:15 PM	H 3 - 0

Public Services was called to order by Chairman David Lang within the confines of the City Council Meeting

Order #259 – Public Hearing was held and closed. Order Approved 3 – 0

Order #260 – National Grid Rep. Sibhita Mahabier-Sheehy advised Petition withdrawn – Committee Voted 3 – 0 to Receive and Place on File

Order #261 –Public Hearing called to order and National Grid rep did not have information regarding petition. Public Hearing recessed and to be continued 12/5/16 @ 7:10 PM

Meeting adjourned with Committee report back to the full Council for final votes