

City of Beverly
Regular City Council Meeting
Public Meeting Minutes
Tuesday, February 21, 2023, 7:00pm
City Council Chambers, 191 Cabot St.

CITY OF BEVERLY
RECEIVED AND RECORDED
CITY CLERK'S OFFICE
2023 FEB 28 A 11:46

Julie Flowers, City Council President, called the meeting to order at 7:00pm. City Clerk, Lisa Kent, took attendance by roll call.

Members Present: Hannah Bowen, Steven Crowley, Kathleen Feldman, Todd Rotondo, Matthew St. Hilaire, Estelle Rand, Julie Flowers

Members Absent: Scott Houseman, Brendan Sweeney

Feldman led the pledge of allegiance.

A moment of silence was held for Margaret Hegarty, mother of Captain Tim Hegarty of the Beverly Police Department and grandmother of Officer Ryan Hegarty, and for Edward C. Hathon Jr., father of Sergeant Edward Hathon of the Beverly Police Department.

Resolution

Order #036-MaryAnn Holak, Executive Director of the Beverly Council on Aging and Senior Community Center

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

A motion for a five minute recess was made and seconded. A vote was taken, and the motion carried (7-0). The meeting was recessed at 7:15pm.

The meeting was called back to order at 7:20pm.

Comments by Citizens

Julia Long, 17 Pine Road, Director of Community Engagement at Green Beverly, spoke about the success of heat pumps in the recent cold snap. Not being able to keep a house warm in a cold burst is more about how well the house is insulated and whether the heat source is properly sized for the home and for the lowest possible temperatures in the area. Long asked for continued support for heat pump opportunities.

Dominic Copeland, 38 Hathaway Avenue, shared a brief word on black history. Copeland spoke of the hope of change fading away a little as the DEI position continues to go unfilled. Copeland asked what we want that message to be that we leave behind for the rest of the city. What do we want those that come after us to be able to say that we did in these crucial days? Years later, will someone else be standing here saying the same thing, or will we have the opportunity to spark a great change and create a new vision of black history that encapsulates all of us?

Acceptance of Minutes of Previous Meeting

Regular City Council Meeting, February 6, 2023

Public Services Committee Meeting, February 6, 2023

Legal Affairs Committee Meeting, February 13, 2023

Special City Council Meeting, February 13, 2023

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Communications from His Honor the Mayor

Order #037-Inter-departmental transfer request of \$315,000 to be used to support ongoing overtime needs within the Fire Department, purchase two new vehicles for the Department of Municipal Inspections and cover some cost overages in janitorial services as well as the City's insurance premiums

Referred to Committee on Finance and Property.

Order #038-Grant-A \$1,000 grant from the Beverly Cultural Council (BCC) to be used by the Harbor Management Authority to create an interactive, educational nautical knot-tying exhibit for Ferry Way Landing

Referred to Committee on Finance and Property.

Order #039-Grant-A \$1,300 grant from the Commonwealth of Massachusetts MED-Project Drug Stewardship Program to be utilized for costs surrounding the management and disposal of unwanted household generated opioids in the medication collection receptacle of the Beverly Police Station lobby

Referred to Committee on Finance and Property.

Order #040-Grant-A \$1,000 grant from the Beverly Cultural Council to support a Beverly Public Library partnership with Copper Dog Books to bring local, diverse, and multicultural authors for a new program

Referred to Committee on Finance and Property.

Order #041-Grant-A \$560,000 grant from the Seaport Economic Council for project work at the 4 Cabot Street parcel. This grant requires a 20% match of funding. A request for the \$140,000 match requirement to be shared between the City funds and Harbor Management Authority. A request of \$119,270 to be transferred from City's Free Cash balance and that \$20,730 be transferred from the HMA fund balance

Referred to Committee on Finance and Property.

Order #042-A transfer request of \$850,000 from the city's Certified Free Cash balance to be placed into the City's road and sidewalk fund to support design work for the Phase II Brimbal Avenue overpass project

Referred to Committee on Finance and Property.

Order #043-A transfer request of \$250,000 from the City's Certified Free Cash balance to be placed into the City's reserve for unforeseen within the FY23 operating budget

Referred to Committee on Finance and Property.

Order #044-A transfer request of \$993,156 from the City's Certified Free Cash balance to be placed into the City's stabilization fund and a second transfer request to transfer \$198,631 from the Free Cash balance to be placed into the City's OPEB trust. A total transfer request of \$1,191,787

Referred to Committee on Finance and Property.

Order #045-Appointment-Mr. Michael P. Collins, Commissioner of Public Services & Engineering to serve on the Permanent Building Commission

Referred to Committee on Public Services.

Order #046-A reappointment for Mr. Timothy R. Creamer, 36 Appleton Avenue, to serve as Constable in the City of Beverly

Referred to Committee on Legal Affairs.

Communications from other City Officers and Boards

Order #047-Councilor Houseman-Scheduled Meetings of Subcommittee on Finance and Property

The motion to split the order into two pieces, “Order #047-Scheduled Meetings of Subcommittee on Finance and Property: Presentation by Finance Director Ayles on the new electronic and interactive digital budget format” and “Order #047A-Scheduled Meetings of Subcommittee on Finance and Property: Discussion on Councilor priorities for the FY 2024 budget” was made and seconded. A vote was taken, and the motion carried (7-0).

Referred to Committee on Finance and Property.

Order #048-City Clerk-An application for The Pickled Onion located at 355 Rantoul Street to renew their Amusement License for 2023

Referred to Committee on Legal Affairs.

Order #049-City Clerk- An application for Herman A. Spear Post American Legion located at 3 Judson Street to renew their Amusement License for 2023

Referred to Committee on Legal Affairs.

Communications, Applications and Petitions

Order #024A-Glovsky-Withdrawal of Request for Short-Term On-Street Parking at 480 Rantoul Street. (regarding Order #024 referred to Parking and Traffic on January 17, 2023)

Flowers stated there is another letter coming that will go with this, so it will be unfinished business from a previous meeting that will be taken up on March 6.

Order #050-Beverly Contributory Retirement Board-Notice of a meeting of the Beverly Retirement Board on February 23, 2023, at 6:00 PM to consider and vote on a Cost of Living Adjustment. (COLA).

A motion to receive and place on file was made and seconded. A vote was taken, and the motion carried (7-0).

Motions and Orders

Order #018-Councilor Rotondo-A proposed Amendment to Ordinance 270-33D prohibiting entrance to Kernwood Heights from Bridge Street, September 1 through June 30, 7:30am to 8:30am Monday through Friday (final passage)

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

A motion to break for committee work was made and seconded. A vote was taken, and the motion carried (7-0). The meeting was recessed at 7:49pm.

The meeting was called back to order at 8:07pm.

Reports of Committees

Finance and Property

Order #037-Inter-departmental transfer request of \$315,000 to be used to support ongoing overtime needs within the Fire Department, purchase two new vehicles for the Department of Municipal Inspections and cover some cost overages in janitorial services as well as the City's insurance premiums

A motion to set a public hearing for March 6 at 7:30pm was made and seconded. A vote was taken, and the motion carried (7-0).

Order #038-Grant-A \$1,000 grant from the Beverly Cultural Council (BCC) to be used by the Harbor Management Authority to create an interactive, educational nautical knot-tying exhibit for Ferry Way Landing

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #039-Grant-A \$1,300 grant from the Commonwealth of Massachusetts MED-Project Drug Stewardship Program to be utilized for costs surrounding the management and disposal of unwanted household generated opioids in the medication collection receptacle of the Beverly Police Station lobby

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #040-Grant-A \$1,000 grant from the Beverly Cultural Council to support a Beverly Public Library partnership with Copper Dog Books to bring local, diverse, and multicultural authors for a new program

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #041-Grant-A \$560,000 grant from the Seaport Economic Council for project work at the 4 Cabot Street parcel. This grant requires a 20% match of funding. A request for the \$140,000 match requirement to be shared between the City funds and Harbor Management Authority. A request of \$119,270 to be transferred from City's Free Cash balance and that \$20,730 be transferred from the HMA fund balance

A motion to set a public hearing for March 6 at 7:45pm was made and seconded. A vote was taken, and the motion carried (7-0).

Order #042-A transfer request of \$850,000 from the city's Certified Free Cash balance to be placed into the City's road and sidewalk fund to support design work for the Phase II Brimbal Avenue overpass project

A motion to set a public hearing for March 6 at 8:30pm was made and seconded. A vote was taken, and the motion carried (7-0).

Order #043-A transfer request of \$250,000 from the City's Certified Free Cash balance to be placed into the City's reserve for unforeseen within the FY23 operating budget

A motion to set a public hearing for March 20 at 8:15pm was made and seconded. A vote was

taken, and the motion carried (7-0).

Order #044-A transfer request of \$993,156 from the City's Certified Free Cash balance to be placed into the City's stabilization fund and a second transfer request to transfer \$198,631 from the Free Cash balance to be placed into the City's OPEB trust. A total transfer request of \$1,191,787

A motion to set a public hearing for March 20 at 8:25pm was made and seconded. A vote was taken, and the motion carried (7-0).

Order #031-Grant-\$11,918.28 in supplemental grant funding from the MassDOT Aeronautics Division. This grant funding will be used to support security system camera improvements at the Beverly Airport

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #047-Scheduled Meetings of Subcommittee on Finance and Property: Presentation by Finance Director Ayles on the new electronic and interactive digital budget format

A motion to receive and place on file was made and seconded. A vote was taken, and the motion carried (7-0).

Order #047A-Scheduled Meetings of Subcommittee on Finance and Property: Discussion on Councilor priorities for the FY 2024 budget

A motion to receive and place on file was made and seconded. A vote was taken, and the motion carried (7-0).

Legal Affairs

Order #006-City Clerk-Renewal Application for a lodging license for Garden City Residences, 490 Rantoul Street

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #007-City Clerk-Renewal Application for a lodging license for Grigor Qirjazi, 32 Broadway

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #016-City Clerk-Application for a New Lodging license for 278 Rantoul Street LLC, located at 278 Rantoul Street (new ownership)

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #017-Application for a renewal of a lodging license for Turner Properties, Cabot Lodge 91-93 Cabot Street

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #025-Christine Bertoni, Chair Conservation Commission-25-27 Beaver Pond Road proposed Conservation Restriction (Essex County Greenbelt Association)

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #048-City Clerk-An application for The Pickled Onion located at 355 Rantoul Street to renew their Amusement License for 2023

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #049-City Clerk- An application for Herman A. Spear Post American Legion located at 3 Judson Street to renew their Amusement License for 2023

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Public Services

Order #033-Reappointments for Chad Crandell, Kevin Ascolillo, Arthur Athanas and Andy Cooper to serve on the Beverly Golf and Tennis Commission

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Order #034-Appointment for Ms. Jessie Zuberek to serve on the Beverly Airport Commission

A motion to approve was made and seconded. A vote was taken, and the motion carried (7-0).

Flowers stated the Council would need to enter executive session in order to approve executive session minutes. The Council will adjourn from executive session and not return to open session.

Motion to enter Executive Session pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(3) (to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares), specifically:

- a. Approval of meeting minutes of the Executive Session held on November 14, 2022, pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(3) (to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares), regarding a proposed taking by eminent domain of 2-4 Cabot Street, Beverly, MA, aka 2 Cabot Street, Beverly, MA aka 4 Cabot Street, Beverly, MA.
- b. Approval of meeting minutes of the Executive Session held on November 21, 2022 pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(3) (to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares), regarding the Fiscal Year 2022 through 2024 collective bargaining negotiations and Joint Labor Management Committee mediation with the Beverly Police Benevolent Association and the Beverly Police Superior Officers Association bargaining units.

Motion was seconded. A roll call vote was taken, and the motion carried (7-0).

The motion to adjourn open session was made and seconded. A vote was taken, and the motion carried (7-0). Open session adjourned at 8:22pm, and the Councilors moved to the committee room for executive session.

Scott D. Houseman-Chair
Julie R. Flowers
Matthew J. St. Hilaire

FINANCE AND PROPERTY / CITY COUNCIL COMMITTEE OF THE WHOLE MINUTES

Tuesday, February 21, 2023 7:00PM
 Within the Confines of the City Council Meeting
 City Council Chambers, 3rd Floor, Beverly City Hall, 191 Cabot St.

St. Hilaire called the meeting to order at 7:50pm.

Members present: Julie Flowers, Matthew St. Hilaire

Members absent: Scott Houseman

Also present: Director of Grants Catherine Barrett and Member of Harbor Management Authority Danielle Spang

Order Number	Date to Committee	Description	Action Taken
#315	12/20/2022	Earmark from the Economic Development Legislation signed by Governor Baker \$200,000 for the installation of solar panels at Beverly High School	Hold
#031	2/6/2023	Grant-\$11,918.28 in supplemental grant funding from the MassDOT Aeronautics Division. This grant funding will be used to support security system camera improvements at the Beverly Airport	Approve (2-0)
#037	2/21/2023	Inter-departmental transfer request of \$315,000 to be used to support ongoing overtime needs within the Fire Department, purchase two new vehicles for the Department of Municipal Inspections and cover some cost overages in janitorial services as well as the City's insurance premiums	Set public hearing for 3/6 at 7:30pm
#038	2/21/2023	Grant-A \$1,000 grant from the Beverly Cultural Council (BCC) to be used by the Harbor Management Authority to create an interactive, educational nautical knot-tying exhibit for Ferry Way Landing	Approve (2-0)
#039	2/21/2023	Grant-A \$1,300 grant from the Commonwealth of Massachusetts MED-Project Drug Stewardship Program to be utilized for costs surrounding the management and disposal of unwanted household generated opioids in the medication collection receptacle of the Beverly Police Station lobby	Approve (2-0)
#040	2/21/2023	Grant-A \$1,000 grant from the Beverly Cultural Council to support a Beverly Public Library partnership with Copper Dog Books to bring local, diverse, and multicultural authors for a new program	Approve (2-0)
#041	2/21/2023	Grant-A \$560,000 grant from the Seaport Economic Council for project work at the 4 Cabot Street parcel. This grant requires a 20% match of funding. A request for the \$140,000 match requirement to be shared between the City funds and Harbor Management Authority. A request of \$119,270 to be transferred from City's Free Cash balance and that \$20,730 be transferred from the HMA fund balance	Set public hearing for 3/6 at 7:45pm

#042	2/21/2023	A transfer request of \$850,000 from the city's Certified Free Cash balance to be placed into the City's road and sidewalk fund to support design work for the Phase II Brimbal Avenue overpass project	Set public hearing for 3/6 at 8:30pm
#043	2/21/2023	A transfer request of \$250,000 from the City's Certified Free Cash balance to be placed into the City's reserve for unforeseen within the FY23 operating budget	Set public hearing for 3/20 at 8:15pm
#044	2/21/2023	A transfer request of \$993,156 from the City's Certified Free Cash balance to be placed into the City's stabilization fund and a second transfer request to transfer \$198,631 from the Free Cash balance to be placed into the City's OPEB trust. A total transfer request of \$1,191,787	Set public hearing for 3/20 at 8:25pm
#047	2/21/2023	Scheduled Meetings of Subcommittee on Finance and Property: Presentation by Finance Director Ayles on the new electronic and interactive digital budget format	Receive and place on file (2-0)
#047A	2/21/2023	Scheduled Meetings of Subcommittee on Finance and Property: Discussion on Councilor priorities for the FY 2024 budget	Receive and place on file (2-0)

The motion to adjourn Committee on Finance and Property was made and seconded. A vote was taken, and the motion passed (2-0). The meeting adjourned at 8:00pm.

Estelle M. Rand-Chair
Todd C. Rotondo
Brendan S. Sweeney

LEGAL AFFAIRS / CITY COUNCIL COMMITTEE OF THE WHOLE MEETING MINUTES

Tuesday, February 21, 2023, 7:00PM

Within the Confines of the City Council Meeting

City Council Chambers, 3rd Floor, Beverly City Hall, 191 Cabot St.

Rand called the meeting to order at 7:50pm.

Members present: Todd Rotondo, Estelle Rand

Members absent: Brendan Sweeney

Order Number	Date to Committee	Description	Action Taken
#282	11/14/2022	Councilor Bowen-A letter regarding Accessory Dwelling Units	Hold
#006	1/3/2023	City Clerk-Renewal Application for a lodging license for Garden City Residences, 490 Rantoul Street	Approve (2-0)
#007	1/3/2023	City Clerk-Renewal Application for a lodging license for Grigor Qirjazi, 32 Broadway	Approve (2-0)
#016	1/17/2023	City Clerk-Application for a New Lodging license for 278 Rantoul Street LLC, located at 278 Rantoul Street (new ownership)	Approve (2-0)
#017	1/17/2023	Application for a renewal of a lodging license for Turner Properties, Cabot Lodge 91-93 Cabot Street	Approve (2-0)
#048	2/21/2023	City Clerk-An application for The Pickled Onion located at 355 Rantoul Street to renew their Amusement License for 2023	Approve (2-0)
#049	2/21/2023	City Clerk- An application for Herman A. Spear Post American Legion located at 3 Judson Street to renew their Amusement License for 2023	Approve (2-0)
#046	2/21/2023	A reappointment for Mr. Timothy R. Creamer, 36 Appleton Avenue, to serve as Constable in the City of Beverly	Hold

The motion to adjourn Committee on Legal Affairs was made and seconded. A vote was taken, and the motion passed (2-0). The meeting adjourned at 8:02pm.

Kathleen M. Feldman-Chair
Hannah L. Bowen
Steven M. Crowley

PUBLIC SERVICES / CITY COUNCIL COMMITTEE OF THE WHOLE MINUTES

Tuesday, February 21, 2023 7:00PM

Within the Confines of the City Council Meeting

City Council Chambers, 3rd Floor, Beverly City Hall, 191 Cabot St.

Feldman called the meeting to order at 7:51pm.

Members present: Hannah Bowen, Steven Crowley, Kathleen Feldman

Order Number	Date to Committee	Description	Action Taken
#326	12/20/2022	Councilor Bowen-Regarding Beverly Regional Airport	Hold
#033	2/6/2023	Reappointments for Chad Crandell, Kevin Ascolillo, Arthur Athanas and Andy Cooper to serve on the Beverly Golf and Tennis Commission	Approve (3-0)
#034	2/6/2023	Appointment for Ms. Jessie Zuberek to serve on the Beverly Airport Commission	Approve (3-0)
#045	2/21/2023	Appointment-Mr. Michael P. Collins, Commissioner of Public Services & Engineering to serve on the Permanent Building Commission	Hold

A motion to adjourn was made and seconded. A vote was taken, and the motion passed (3-0).
The meeting adjourned at 8:02pm.