



CITY OF HAVERHILL

CITY COUNCIL MINUTES

Tuesday, June 7, 2022 at 7:00 PM

Theodore A. Pelosi, Jr. Council Chambers, 4 Summer St., Room 202

In-Person/Remote Meeting

Present – President Jordan, Councillors Michitson, Barrett, Bevilacqua, Sullivan, Lewandowski, and Toohey

Attending Remotely – Councillors McGonagle and Rogers

City Clerk – Linda L. Koutoulas

1. OPENING PRAYER

2. PLEDGE OF ALLEGIANCE

Councillor Sullivan offered a moment of silence in memory of Judge Kevin Herlihy a lifelong Haverhill resident and justice at Haverhill and Lawrence District Court. We express our deepest condolences to his family.

3. APPROVAL OF MINUTES OF PRIOR MEETING

*Motion by Councillor Michitson to accept 5/17/22 minutes, second Councillor Bevilacqua
PASSED Placed on File Yeas 9, Nays 0, 1 Absent (Rogers)*

4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING

Councillor McGonagle assigned minutes.

5. COMMUNICATIONS FROM THE MAYOR:

6. COMMUNICATIONS FROM COUNCILLORS TO INTRODUCE AN INDIVIDUAL(S) TO ADDRESS THE COUNCIL:

6.1. Council President Jordan wishes to introduce Dr. John Maddox to share the analysis of the youth risk behavior surveys from 2013-2022, with discussion of possible next steps to support youth well-being and mental health through community/school/family partnership 10-Y

President Jordan introduced Dr. Maddox to speak on risk behavior surveys where youth services mental health account funds were used.

Dr. Maddox presented the results from the Search Institute Survey -- Profile of Student Life: Attitudes and Behaviors with a PowerPoint presentation.

Andrew Swanlund, American Institutes of Research (AIR) presented remotely the summary results of the youth risk and attitude behavior survey.

Colin LePage, 5 Sunrise Dr., spoke to the Council of the drug free community grant, HOPE task force, opioid crisis, youth risk survey, etc. explaining things take time and will need to continue talking about these issues and being persistent.

7. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28

8. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES:

8.1. Robert Ward, Interim DPW Director submits *proposed* Order to *amend* the loan Order passed by City Council on June 15, 2021 which was to fund the cost of engineering and construction of improvements to City's drinking water distribution system and sewer collection system and after the Order is placed on file, he will attend the Council meeting to answer any questions 11-M



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8.1.1. Amended Loan Order – 2022 Water & Sewer System Improvements

File 10 days

Motion by Councillor Bevilacqua, second Councillor Barrett

PASSED File for 10 days

Yeas 9, Nays 0

42-F

9. UTILITY HEARING(S) AND RELATED ORDER(S):

9.1. Petition for joint pole location from MA Electric Co d/b/a National Grid and Verizon New England for Kenoza av – Plan 28756635

Hearing June 28 2022

Motion by Councillor Michitson, second Councillor Toohey

PASSED to be heard June 28, 2022

Yeas 9, Nays 0

80

10. HEARINGS AND RELATED ORDERS:

10.1. Document 68: Attorney Robert Harb for CCSP 22-8 for owner Noel Ortega to expand his car dealership at 25 Welcome and 63 Pecker st
Dept comments are included

President Jordan opened the hearing.

Attorney Robert Harb spoke on behalf of the owner/applicant Noel Ortega of Welcome Motors. New plan filed today with requirements of city departments. Expanding used car dealership.

President Jordan asked if anyone would like to speak in favor? No one spoke.

President Jordan asked if anyone would like to speak in opposition?

Jay Tropea spoke on behalf of his brother Joseph. Concerned about drainage and would like an 8-foot fence. Attorney Harb stated engineering required 1000-gallon tank in dry-well and ordinance does not allow for 8-foot fence.

President Jordan closed the hearing.

Motion by Councillor Sullivan to move for passage, second Councillor Barrett

Councillor's commented applicant made efforts to accommodate neighbors, made changes to plan as requested by city departments, existing use of space.

President Jordan: Madam Clerk please call the roll.

City Clerk Koutoulas: Councillor Michitson-yes, Councillor Barrett-yes, Councillor Bevilacqua-yes, Councillor Sullivan-yes, Councillor Lewandowski-yes, Councillor McGonagle-no, Councillor Rogers-yes, Councillor Toohey-yes, President Jordan-yes, 8 Yeas, 1 Nays (McGonagle)

President Jordan: Passed

(*see special permit minutes)



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11. APPOINTMENTS:

- 11.1. Confirming Appointments:
- 11.2. Non-Confirming:
- 11.3. Resignations:

12. PETITIONS:

- 12.1. National Grid requests to open 3 streets to install or repair underground utilities 32-B
 - 12.1.1. Order – Grant National Grid permission to open the following streets:
Kenoza st at #476, Lackey st at #2 and Primrose st at #415
Related communication with approval from City Engineer, John Pettis
Motion by Councillor Barrett, second Councillor Toohey
Councillor Sullivan asked if granted to make sure Mr. Pettis speak with National Grid about repairing the streets correctly after opening.
PASSED with conditions Yeas 9, Nays 0 17-C
- 12.2. Applications Handicap Parking Sign: *with Police approval:*
- 12.3. Amusement/Event Application: pending approvals
 - 12.3.1. Jennifer Matthews for *L'Arche Boston North Inc* for *Third Annual Longest Table event*, August 18th, to be held on the Boardwalk adjacent to 160 Merrimack st; 6 pm to 10 pm and also requests fees be waived
pending Health Dept approval
Jennifer Matthews spoke of this year's event which will be held on the Boardwalk this year and thanked all of the departments who have helped this to be a success. Tickets go on sale June 20th online.
Motion by Councillor Sullivan, second Councillor Barrett
PASSED Yeas 9, Nays 0 66-I
- 12.4. Joseph LeBlanc for *Team Haverhill*, for *River Ruckus festival*, to be held in the Riverfront Parking Lot, September 24th, 9 am to 9 pm and also requests fees be waived *pending Police and Health Dept approvals*
Joe LeBlanc talked about the upcoming River Ruckus, only change is the kid zone being moved to Christopher Columbus park, music, car show, food, etc. all free and fireworks at the end of the night. Thanked all departments. Asked for all fees and police and fire details waived. One day alcohol license will be before you later.
Will put up flyers and do a robo call for no parking.
Motion by Councillor Bevilacqua, second Councillor Barrett
PASSED waived all fees & details Yeas 9, Nays 0 66-J
 - 12.4.1. Tyler Kimball for *Vintage Bazaar New England* to hold Bazaar & Craft Fair on June 25th, 8:30 am to 4 pm and *Cow Bingo* run by *Haverhill Inner City Boxing Club & Youth Program*; at *Kimball Farm*, 791 East Broadway
has approvals



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President Jordan recused himself due to conflict. Vice President Michitson presided.

Devon Allen, Merrimac, founder and director of Vintage Bazaar which is an upscale crafter company with food trucks, etc. Have police and fire details. Parking is off street and free.

Motion by Councillor Sullivan to approve both events, second by Councillor Barrett

PASSED with dept. conditions Yeas 8, Nays 0, Absent 1 (Jordan) 66-K

12.5. **Auctioneer License:**

12.6. **Tag Days: with Police approval**

12.7. **One Day Liquor License – with approvals**

12.7.1. Jennifer Matthews for *L'Arche Boston North Inc* for an all-alcohol license August 18th, for event on the Boardwalk adjacent to 160 Merrimack st; 6 pm to 10 pm *has License Commission approval*

Motion by Councillor Sullivan, second Councillor Toohey

PASSED Yeas 9, Nays 0 81

12.8. **Annual License Renewals:**

12.8.1. **Hawker Peddlers License 2022 - Fixed location – with approvals**

12.8.2. **Coin-Op License Renewals - with Police approvals**

12.8.3. **Drainlayer License Renewals for 2022 -with City Engineer approval**

12.8.4. **Christmas Tree Vendor:**

12.8.5. **Taxi Driver Licenses for 2022: with Police approval**

12.8.6. **Taxi License:**

12.8.7. **Junk Dealer License with Police approval:**

12.8.7.1. *T & R Salvage Inc, John Gouldsbrough, 99 Newark st*

Motion by Councillor Sullivan, second Councillor Toohey

PASSED All in Favor 45-C

12.8.8. **Pool Tables**

12.8.9. **Sunday Pool**

12.8.10. **Bowling**

12.8.11. **Sunday Bowling**

12.8.12. **Buy & Sell Second Hand Articles with Police approval:**

12.8.13. **Buy & Sell Second Hand Clothing**

12.8.14. **Pawnbroker license**

12.8.15. **Fortune Teller with Police approval**

12.8.16. **Buy & Sell Old Gold**

12.8.17. **Roller Skating Rink**

12.8.18. **Sunday Skating**

12.8.19. **Exterior Vending Machines**

12.8.20. **Limousine/Livery License/Chair Cars with Police approval:**

12.8.20.1. *NE Health Transportation Inc; TLLB 22-5, 143 Essex st, Victor Gonzalez, adding 2 vehicles*



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Motion by Councillor Sullivan, second Councillor Barrett

PASSED

Yeas 9, Nays 0

60-C

13. MOTIONS AND ORDERS:

- 13.1. Transfer \$5,600.00 from the **Reserve for Capital Projects Budget** to the Capital Account – **Health Dept Vehicle**. Funds are necessary to complete the vehicle purchase

Motion by Councillor Sullivan, second Councillor McGonagle

PASSED

Yeas 9, Nays 0

18-O

- 13.2. Transfer \$5,748 from the **Waterways Fund** to the Capital Account – **City Docks Project** in order to purchase a kayak launch system to support public waterways recreational accessibility

Motion by Councillor Bevilacqua, second Councillor Barrett

PASSED

Yeas 9, Nays 0

18-P

- 13.3. Order – authorize Mayor to accept a gift of \$15,000.00 from the Tenney Family Association Inc., currently of Laguna Hills for the purpose of repairing gravestones and markers as needed at the *Old Bradford Burial Ground* located on Salem st pursuant to their gift letter

Councillor Sullivan stated Tenney Family no longer wishes to maintain burial ground, existing landscaper will continue to maintain, a separate fund will be through treasurers' office for anyone wishing to donate.

Motion by Councillor Sullivan, second Councillor Barrett

PASSED

Yeas 9, Nays 0

18-Q

14. ORDINANCES (FILE 10 DAYS)

15. COMMUNICATIONS FROM COUNCILLORS:

- 15.1. Councillors Sullivan, Bevilacqua and Barrett request a discussion regarding the ongoing repair work and the truck exclusion efforts at the Rocks Village Bridge

Councillor Sullivan stating MassDOT is currently repairing the bridge, don't know when it will be complete, bridge is closed to all traffic. Larger concern is to convince the State to make a large truck exclusion on bridge. Rep. Vargas stated MassDOT does not think state law will allow an exclusion. May end up with a bar to stop trucks. Suggest writing letter to the Governor, legislation, and MassDOT since MassDOT is not cooperating.

Motion by Councillor Sullivan, second Councillor Barrett

PASSED Councillor Sullivan to send letter

Yeas 9, Nays 0

61-J

16. UNFINISHED BUSINESS OF PRECEDING MEETING:

- 16.1. Document 42-C; Robert E Ward, Interim DPW Director submits *Loan Order and Authority to file* document to fund cost of City's share to close Northern



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Mound of *Old Haverhill Landfill* and will be at the meeting to give more information

16.1.1. Document 42-D; Authority to File – Landfill Closure

Motion by Councillor Sullivan, second Councillor Barrett

PASSED Yeas 8, Nays 0, Absent 1 (Bevilacqua)

16.1.2. Document 42-E; Loan Order - \$7,785,500.00 to finance closure of Landfill off of Groveland rd *All continued from /filed May 24, 2022*

Motion by Councillor Sullivan, second Councillor Barrett

PASSED Yeas 9, Nays 0

Robert Ward, Interim DPW Director, explained before the council is the loan order and authority to file which authorizes Mayor to get loan. Presentation gave background on landfill off of Groveland Road. Groveland already negotiated and paid their portion to close.

Bruce Haskell, Langan Environmental, presented the regulations, technical specifications, schedule, and cost sharing for capping the landfill.

16.2. Document 61-G; Councillors Bevilacqua and Toohey request a discussion regarding conditions local roads are in after excavation

Councillor Bevilacqua explained an issue for a while but recently on Carleton Street where damage was done to vehicle from being left in bad condition after work being done. Also makes it a dangerous situation for drivers. Would like a better and quicker system for repairs.

Councillor Toohey also expressed concern with the way the roads are left after construction. Witnessed a bus having to drive on the opposite side of the road to avoid torn up road, asked what can be done.

Robert Ward took blame on delay on Carleton Street due to paving prices being too high to do a small patch. Will be done 2nd week of July. City paving is almost entirely Chapter 90 money which is not released until July 1st. In a holding pattern until money is released. There are city specifications as far as compaction and what is put back on the road. City is low on inspectors. State supplementing chapter 90 with WRAP program.

16.3. Document 61-H; Councillor Bevilacqua requests a discussion regarding the poor condition Washington st Historic District planters are in and their need for replacement *Both continued from May 24, 2022*

Councillor Bevilacqua stated he received multiple complaints from citizens about the conditions of the planters. Know the city is planning on buying new planters. Robert Ward stated they are already looking at this but was giving misinformation when money was available. Need new quotes and someone to pick which ones.

Councillor McGonagle stated Andrew Herlihy has ordered the planters.



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- 16.4. Document 75: William Cox Jr., City Solicitor submits revisions to Central Business District Parking Map to correct a conflict concerning the Bus Stop spaces in front of the *MVRTA Transit Station* in Washington square

Continued from May 17, 2022

Solicitor Cox submitted a revision to the Business District Parking map to resolve a conflict concerning a bus stop (schedule C). Inadvertently filed for two 15-minute spaces with the bus stop. Would like to remove the two 15-minute spots.

- 16.4.1. Document 75-B; Ordinance re: Vehicles & Traffic, Amend the Code of the City, Chapter 240, as amended regarding Central Business District Parking Map dated 8/17/2011 as last revised on 5/11/2022

Filed May 18, 2022

Motion by Councillor Sullivan, second Councillor Barrett

PASSED

Yeas 9, Nays 0

17. RESOLUTIONS AND PROCLAMATIONS:

18. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

19. DOCUMENTS REFERRED TO COMMITTEE STUDY

20. LONG TERM MATTERS STUDY LIST

21. ADJOURN

Motion by Councillor Sullivan to adjourn, second Councillor Toohey

PASSED

Yeas 9, Nays 0

Adjourned 22:31 PM